

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, February 28, 2023

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**Urban County Council
Schedule of Meetings
February 27, 2023 – March 6, 2023**

Monday, February 27

No Meetings

Tuesday, February 28

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

Wednesday, March 1

Infill and Redevelopment (IR) Steering Committee.....10:30 am
Conference Room – 5th Floor Government Center

Thursday, March 2

Council Rules and Procedures Subcommittee.....2:30 pm
Conference Room – 5th Floor Government Center

Friday, March 3

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

Monday, March 6

No Meetings

**Lexington-Fayette Urban County Council
Work Session Agenda
February 28, 2023**

- I. Public Comment - Issues on Agenda**
- II. Requested Rezonings/ Docket Approval – No**
- III. Approval of Summary – Yes, p. 1-2**
 - a** Table of Motions: Council Work Session, February 14, 2023
- IV. Budget Amendments – No**
- V. Budget Adjustments - For Information Only – No**
- VI. New Business – Yes, p. 3-43**
- VII. Continuing Business/ Presentations**
 - a** Neighborhood Development Funds, February 28, 2023, p. 44
 - b** Summary: Budget, Finance and Economic Development Committee, January 31, 2023, p. 45-47
 - c** Proclamation: Mary Ann Henderson, p. na
 - d** Presentation: Flock Safety LPR Update, p. 48-64
- VIII. Council Reports**
- IX. Mayor's Report – No**
- X. Mayor's Report - Price Contract Bid Recommendations – No**
- XI. Public Comment - Issues Not on Agenda**
- XII. Adjournment**

Administrative Synopsis - New Business Items

- a** **0168-23** Authorization to approve a Class B Education Stormwater Quality Project Incentive Grant for The Fayette County Public Schools Education Foundation Corporation (FCPS) in the amount of \$6,000.00. Funds are budgeted. (L0168-23) (Martin/Albright) p. 3-4
- b** **0169-23** Authorization to approve a Class B Infrastructure Stormwater Quality Project Incentive Grant for First United Methodist Church of Lexington, Kentucky, Inc., in the amount of \$359,814.00. Funds are budgeted. (L0169-23) (Martin/Albright) p. 5-6
- c** **0170-23** Authorization to accept a donation of books from the International Book Project to William Wells Brown, Dunbar, Castlewood, Kenwick and Tates Creek Community Centers, which will increase the diversity of book offerings. (L0170-23) (Conrad/Ford) p. 7
- d** **0171-23** Authorization to execute the revised drainage easement and agreement for 4196 Weber Way, a part of Wyndham Hills Unit 4-A. On August 25, 1988, the Lexington-Fayette Urban County Planning Commission certified the final record plat for Wyndham Hills, Unit 4-A (Cabinet H, Slide 340). Denoted on the record plat are requirements to be met by a prospective developer prior to any construction permits for the individual lot 2P, 4196 Weber Way. No budgetary impact. (L0171-23) (Burton/Albright) p. 8
- e** **0180-23** Authorization to execute a partial release of a Drainage and Sanitary Easement at 121 Sand Lake Drive. The easement is no longer needed. No budgetary impact. (L0180-23) (Martin/Albright) p. 9-10
- f** **0182-23** Authorization to approve a Class A Neighborhood Stormwater Quality Project Incentive Grant for Neighbors United for South Elkhorn Creek, Inc., in the amount of \$120,000.00. Funds are budgeted. (L0182-23) (Martin/Albright) p. 11-12
- g** **0183-23** Authorization to approve a Class B Infrastructure Stormwater Quality Project Incentive Grant for LCP Holdings, LLC, in the amount of \$20,000.00. Funds are budgeted. (L0183-23) (Martin/Albright) p. 13-14
- h** **0195-23** Authorization to enter into a purchase agreement with Stryker Emergency Care, making them a sole source provider, for stretchers in three new Emergency Care units at a cost of \$168,038.37. Funds are budgeted. (L0195-23) (Wells/Armstrong) p. 15
- i** **0196-23** Authorization to establish Station Automation, Inc. (dba PSTrax) as a sole source vendor and to enter into an agreement to purchase inventory tracking software to track all apparatus, equipment, inventories, and controlled substances for the Division of Fire and Emergency Services at a cost of \$36,000 in FY 2023. Funds are budgeted. (L0196-23) (Wells/Armstrong) p. 16-17
- j** **0199-23** Authorization to accept an additional award of federal funds from the Kentucky Cabinet for Health and Family Services, Department for Community Based Services, in the amount of \$112,647.91 under the American Rescue Plan Act (ARPA) to support child care expenses for the Extended School Program in the Division of Parks & Recreation. No matching funds required. (L0199-23) (Conrad/Ford) p. 18

k	0200-23	Authorization to execute Amendment No. 1 to the Agreement with Strand Associates, Inc. for the East Lexington Trail Connectivity and Traffic Safety Study to extend the performance period of the agreement to June 30, 2023. No budgetary impact. (L0200-23) (Duncan/Atkins) p. 19
l	0201-23	Authorization to approve Stryker as a sole source provider for the purchase of Lucas devices (chest compression systems) for the Lexington Division of Fire and Emergency Services at a cost not to exceed \$82,000. Funds are budgeted. (L0201-23) (Dugger/Armstrong) p. 20
m	0202-23	Authorization to execute Change Order No. 2 with Lagco, Inc., in the amount of \$147,110.64 for the construction of Meadows/Northland/Arlington Public Improvement Project, Phase 6B1 & 6B2, bringing the new contract total to \$2,772,879.64. Funds are budgeted. (L0202-23) (Burton/Albright) p. 21-24
n	0203-23	Authorization to execute the approval of the Constitutional Officer's Performance Bond in the amount of \$400,000 for Fayette County Clerk, Susan Lamb. Moreover, the Division of Human Resources will record the bond with surety, along with a certified copy of the resolution in the Office of the Fayette County Clerk, effective upon passage of Council. Pursuant to Section 22-55.1 of the LFUCG Code of Ordinances, each elected officer shall present a bond with sureties for approval to Council. There is no fiscal impact for this action. (L0203-23) (Walters/Hamilton) p. 25-26
o	0204-23	Authorization to execute the approval of the Constitutional Officer's Performance Bond in the amount of \$25,000 for Fayette County Constables and \$10,000 for Fayette County Deputy Constables and reimburse their bond fees in the amount of \$1,152.45. Moreover, the Division of Human Resources will record the bond with surety, along with a certified copy of the resolution in the Office of the Fayette County Clerk, effective upon passage of Council. Pursuant to Section 22-55.1 of the LFUCG Code of Ordinances, each elected officer shall present a bond with sureties for approval to Council. Budget amendment in process. (L0204-23) (Walters/Hamilton) p. 27-28
p	0205-23	Authorization to approve a Class B Infrastructure Stormwater Quality Project Incentive Grant for Centenary United Methodist Church, Inc. in the amount of \$302,672.00. Funds are budgeted. (L0205-23) (Martin/Albright) p. 29-30
q	0207-23	Authorization to execute Supplemental Agreement No. 2 with Kentucky Transportation Cabinet to accept additional federal SLX funds in the amount of \$408,000 for the construction phase of the Mt Tabor Road Multimodal Improvements Project, as funded under the Kentucky Transportation Cabinet Surface Transportation Program (SLX) for capital improvements projects. Match funds of \$102,000 is required. Budget amendment in process. (L0207-23) p. 31-32
r	0208-23	Authorization for approval to participate in the Kentucky Utilities (KU) Solar Share Program with the purchase of 24 solar shares at a cost of \$799.00/share, with each share representing a share of solar capacity in LGE-KU's solar farm, for a term of 25 years, for a total of \$19,176.00 using Energy Improvement Funds. The cost reflects a one-time payment and shares may be transferred to another LFUCG account with KU in the event of early termination of service. Funds are budgeted. (L0208-23) (Carey/Albright) p. 33-34

s	0209-23	Authorization to accept a donation of 10 refurbished laptops from United Health Care for the William Wells Brown Community Center. (L0209-23) (Conrad/Ford) p. 35
t	0212-23	Authorization to execute an agreement with Solar Energy Solutions, LLC, pursuant to RFP No. 69-2022, to install a roof-mounted solar photovoltaic system at Fire Station No. 9, located at 2234 Richmond Rd., at a cost not-to-exceed \$29,784.21. Budget amendments in process. (L0212-23) (Carey/Albright) p. 36
u	0215-23	Authorization to execute a consultant services agreement with Patrick D. Murphy Co., Inc., pursuant to RFP No. 01-2023, in the amount of \$60,000 for professional design services of the Government Center Annex and Police Headquarters Roof Replacement project. Funds are budgeted. (L0215-23) (Baradaran/Ford) p. 37
v	0217-23	Authorization to enact article LI of Chapter 2 of the code of ordinances to create the Opioid Abatement Commission, which shall be charged with recommending the appropriate uses for abatement funds received by the LFUCG, and shall consist of thirteen voting members appointed by the mayor and confirmed by the urban county council who shall not be employees of the LFUCG with the exception of the Chief of Police or their designee. No budgetary impact. (L0217-23) (Scott) p. 38
w	0218-23	Authorization execute Supplemental Agreement No. 2 in the amount of \$141,093.00 for the construction phase of the Squires Road Sidewalk Project, as funded under the Kentucky Transportation Cabinet Office of Local Programs Congestion Mitigation and Air Quality (CMAQ) Program for capital improvements projects. Match of \$35,273.25 is required. Budget amendment in process. (L0218-23) (Burton/Albright) p. 39
x	0219-23	Authorization to execute Supplemental Agreement No. 4 in the amount of \$740,000.00 for the construction phase of the Wilson Downing Road Sidewalk Project, as funded under the Kentucky Transportation Cabinet Office of Local Programs Congestion Mitigation and Air Quality (CMAQ) Program for capital improvements projects. Match of \$185,000 is required. Budget amendment in process. (L0219-23) (Burton/Albright) p. 40
y	0220-23	Authorization to execute an amendment to the agreement regarding a radio tower lease for the Public Safety radio system. The WVRB radio tower site is under new ownership, therefore, Educational Media Foundation (EMF) is now listed as the property owner/landlord of the property with whom LFUCG leases space. The annual lease cost of \$21,920.16 persists from the legacy agreement, with an annual CPI increase of 3% going into effect in May 2023. Funds are budgeted. (L0220-23) (Patten/Armstrong) p. 41
z	0224-23	Authorization to rescind the Council's prior determination to preliminarily award \$6,000,000 in American Rescue Plan Act funding (ARPA) to the Salvation Army (\$2,000,000) and The Lexington Farmers Market (\$4,000,000) and to reallocate \$1,000,000 to the Department of General Services for the Black and Williams Gymnasium project and \$5,000,000 to the Office of Affordable Housing for affordable housing projects. The ARPA reallocation is budget neutral. (L0224-23) (Wuorenmaa/Hamilton) p. 42-43

**URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
February 14, 2023**

Mayor Gorton called the meeting to order at 3:00pm. Vice Mayor Wu and Councilmembers J. Brown, Ellinger, Fogle, Lynch, LeGris, Monarrez, Sheehan, Worley, F. Brown, Baxter, Sevigny and Reynolds were present. Councilmembers Gray and Plomin were absent.

I. Public Comment – Issues on Agenda

Motion by Baxter to amend the agenda to move the proclamation to start of meeting. Seconded by F. Brown. Motion passed without dissent.

II. Requested Rezonings/Docket Approval

Motion by Ellinger to approve the February 16, 2023 Council meeting docket. Seconded by Baxter. Motion passed without dissent.

III. Approval of Summary

Motion by J. Brown to approve the February 7, 2023 work session summary. Seconded by Reynolds. Motion passed without dissent.

IV. Budget Amendments

Motion by Worley to approve budget amendments. Seconded by LeGris. Motion passed without dissent.

V. Budget Adjustments – For Information Only

VI. New Business

Motion by Ellinger to approve new business. Seconded by Reynolds. Motion passed without dissent with one recusal on item h. Councilmember Sevigny recused on item h.

VII. Continuing Business/Presentations

Councilmember Worley provided a summary of the January 17, 2023 GGP meeting. There were no motions to report from the meeting.

Councilmember Worley also provided a partial summary of the February 14, 2023 GGP meeting.

Motion by Worley to approve the proposed amendment to the Intents ZOTA (as presented to the committee and as presented and approved at the February 14, 2023 General Government and Planning Committee) meeting. Seconded by Reynolds. Motion passed without dissent.

There were no additional motions to report at this time.

VIII. Mayor's Report

Motion by Fogle to approve the Mayor's Report. Seconded by Wu. Motion passed without dissent.

IX. Mayor's Report – Price Contract Bid Recommendations

Motion by Wu to approve the Mayor's Report - Price Contract Bid Recommendations. Seconded by F. Brown. Motion passed without dissent.

X. Council Reports

XI. Public Comment – Issues Not on Agenda

XII. Adjournment

Motion by Fogle to adjourn at 4:06pm. Seconded by LeGris. Motion passed without dissent.

MAYOR LINDA GORTON

**LEXINGTON**CHARLES MARTIN
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

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

DATE: February 3, 2023

SUBJECT: Recommendation for an FY23 (Class B Education) Stormwater Quality Projects Incentive Grant for The Fayette County Public Schools Education Foundation Corporation (FCPS)

Request

The purpose of this memorandum is to request approval of an FY23 (Class B Education) Stormwater Quality Projects Incentive Grant for The Fayette County Public Schools Education Foundation Corporation (FCPS) in the amount of \$6,000.00.

Purpose of Request

The goals of this project are to improve stormwater infiltration and water quality in Locust Trace AgriScience Center outdoor classroom area, create a habitat feature that can support native vegetation and wildlife, and involve students in all aspects of rain garden design/implementation and utilize the project as an educational resource in the future. The project elements include installation of a rain garden (approximately 4,000 SF) and development of educational curriculum for Locust Trace Environmental Science students. Also, the long-term maintenance of the rain garden facility and its permanent integration will be incorporated into the stormwater education opportunities.

Project Cost in FY23 and in Future Budget Years

The grant has been approved for FY 2023 funding by the Water Quality Fees Board in the amount of \$6,000.00

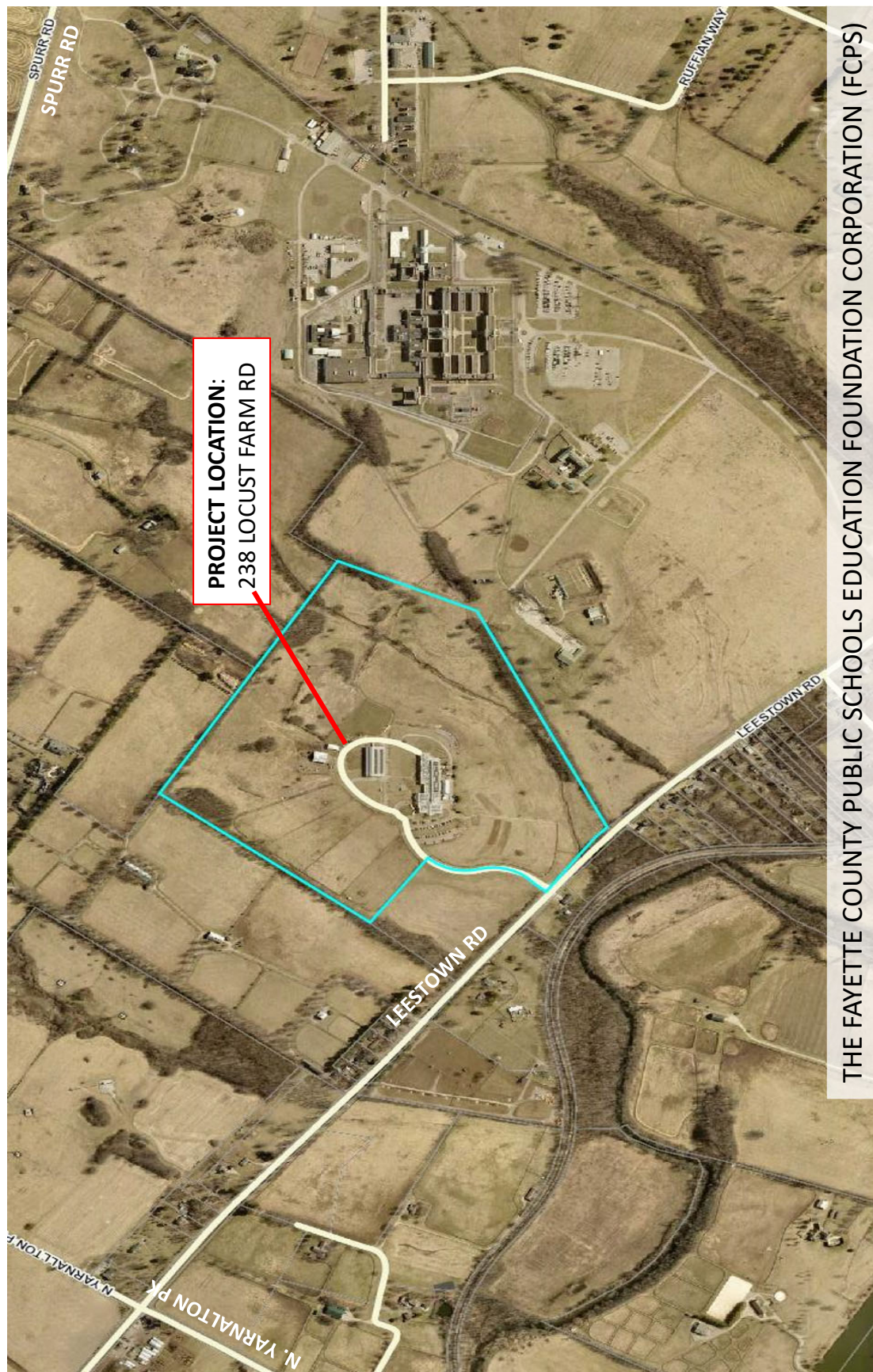
Are Funds Budgeted

Funds are budgeted in: 4052 – 303204 – 3373 – 78112 – WQINCENTIVE_23 – WQ_GRANT

Martin/Albright



Stormwater Quality Projects Incentive Grant Program



THE FAYETTE COUNTY PUBLIC SCHOOLS EDUCATION FOUNDATION CORPORATION (FCPS)

MAYOR LINDA GORTON



LEXINGTON

CHARLES MARTIN
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

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

DATE: February 3, 2023

SUBJECT: Recommendation for an FY23 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for First United Methodist Church of Lexington, Kentucky, Inc.

Request

The purpose of this memorandum is to request approval of an FY23 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for First United Methodist Church of Lexington, Kentucky, Inc., in the amount of \$359,814.00.

Purpose of Request

Grant funds will be used to improve water quality at First United Methodist Church located at 200 West High Street. The stormwater system improvements will address flash flooding due to the lack of drainage infrastructure at the site and along the West High Street right-of-way. The project elements include retrofit of existing parking areas with permeable pavers, landscaped islands and/or greenspaces and stormwater education in the form of permanent interpretive signage.

Project Cost in FY23 and in Future Budget Years

The grant has been approved for FY 2023 funding by the Water Quality Fees Board in the amount of \$359,814.00.

Are Funds Budgeted

Funds are budgeted in: 4052 – 303204 – 3373 – 78112 – WQINCENTIVE_23 – WQ_GRANT

Martin/Albright



Stormwater Quality Projects Incentive Grant Program



First United Methodist Church of Lexington, Kentucky, Inc.



MEMORANDUM

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

FROM: 
Monica Conrad, Director
Parks and Recreation

RE: International Book Project Donation

DATE: February 7, 2023

Request

This is a request for Council approval to accept a donation of books from the International Book Project to William Wells Brown, Dunbar, Castlewood, Kenwick and Tates Creek Community Centers.

Why are you requesting?

Department needs this action completed because:

The donation of books from the International Book Project to William Wells Brown, Dunbar, Castlewood, Kenwick and Tates Creek Community Centers will increase the diversity of book offerings. All books donated were either written by African American authors or were books featuring African American characters in the books.

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? No

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

Account number:

File Number: 0170-23

Director/Commissioner: Monica Conrad/Chris Ford





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

**FROM: DOUG BURTON, P.E., DIRECTOR
DIVISION OF ENGINEERING**

DATE: FEBRUARY 6, 2023

SUBJECT: 4196 Weber Way Drainage Easement and Agreement

Request:

Council authorization to execute the revised drainage easement and agreement for 4196 Weber Way, a part of Wyndham Hills Unit 4-A.

Purpose of the Request: On August 25, 1988, the Lexington-Fayette Urban County Planning Commission certified the final record plat for Wyndham Hills, Unit 4-A (Cabinet H, Slide 340). Denoted on the record plat are requirements to be met by a prospective developer prior to any construction permits for the individual lot 2P, 4196 Weber Way.

After satisfactorily providing the engineering requirements, the developer has revised the existing drainage easement to comply with the proposed development. In addition to the illustration showing the proposed location of the easement, the easement agreement includes residential land use restrictions to reflect the latest LFUCG drainage regulations and ordinances.

The drainage easement agreement will become an instrument associated with the single residential lot in regards to usage and future points of sale.

What is the cost in this budget year and future budget years? None

Are the funds budgeted? N / A

File Number: 0171-2023

Director/Commissioner: Burton/Albright



MAYOR LINDA GORTON

**LEXINGTON**CHARLES MARTIN
DIRECTOR
WATER QUALITY**TO:** Mayor Linda Gorton
Urban County Council**FROM:** Gregory S. Lubeck, P.E., Deputy Director
Division of Water Quality**DATE:** February 8, 2023**SUBJECT:** PARTIAL RELEASE OF DRAINAGE AND SANITARY EASEMENT AT 121 SAND
LAKE DRIVERequest

The purpose of this memorandum is to request a resolution authorizing the Mayor on behalf of the Lexington-Fayette Urban County Government to execute a partial release of Drainage and Sanitary easement at 121 Sand Lake Drive.

Purpose of Request

The easement is no longer needed because there are no facilities in the easement.

Project Cost in FY23

There is no cost with this request.

Project Cost Impact for Future Budget Years

There is no projected future cost.

Are Funds Budgeted

N/A.

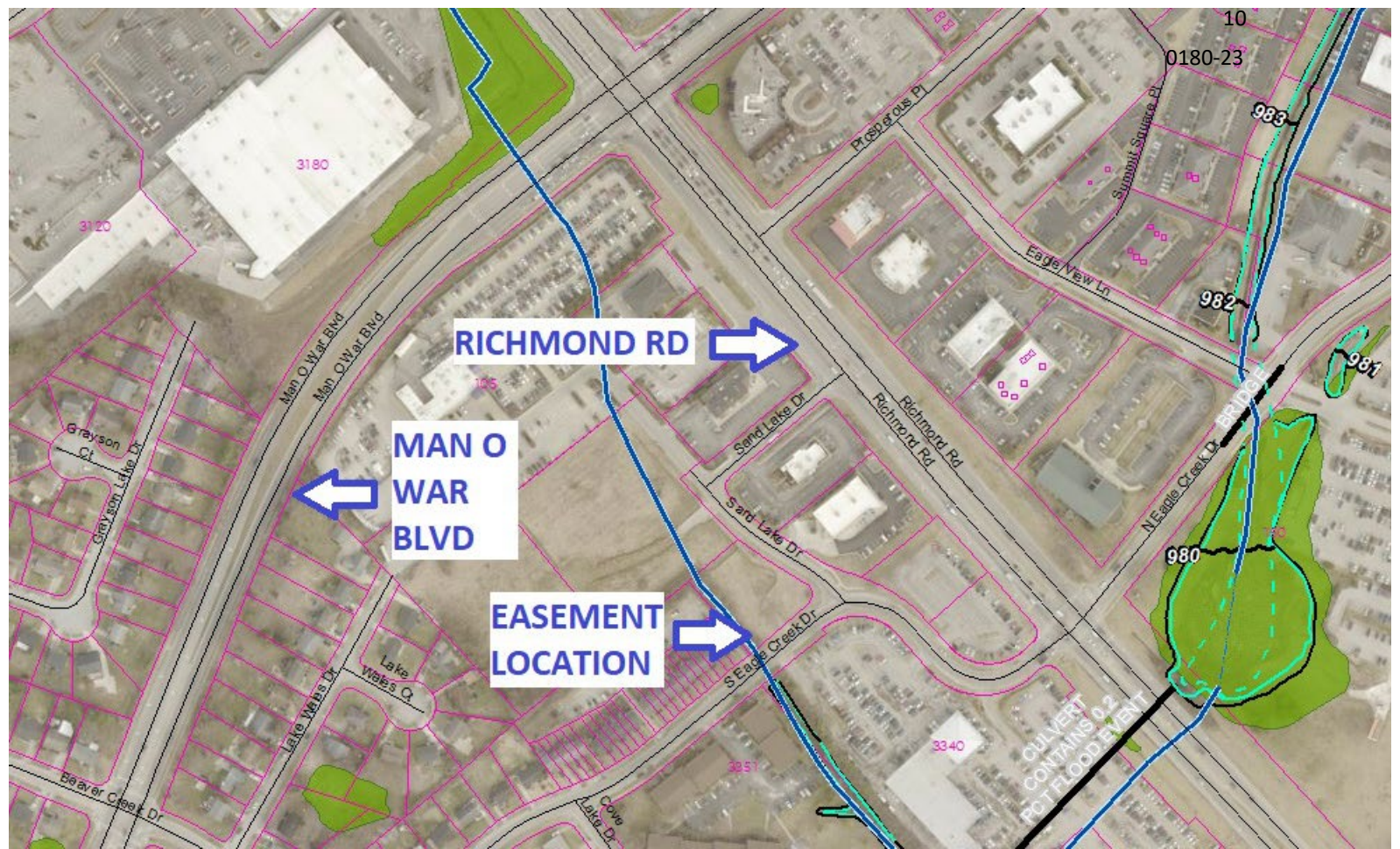
Law Review

E. Thompson, 01/23/2023.

Martin/Albright

DRB

cc: Debbie R. Barnett
Greg Lubeck, PE



MAYOR LINDA GORTON

**LEXINGTON**CHARLES MARTIN
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

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

DATE: February 6, 2023

SUBJECT: Recommendation for a FY23 (Class A Neighborhood) Stormwater Quality Projects Incentive Grant for Neighbors United for South Elkhorn Creek, Inc. (NUSEC)

Request

The purpose of this memorandum is to request approval of an FY23 (Class A Neighborhood) Stormwater Quality Projects Incentive Grant for Neighbors United for South Elkhorn Creek, Inc., in the amount of \$120,000.00.

Purpose of Request

Grant funds to be used to implement recommendations from the FY22 NUSEC Feasibility Study. The project will improve water quality in South Elkhorn Creek by reducing sedimentation from streambank erosion caused by urban stormwater runoff. Project elements include restoring eroding banks by flattening bank slopes and constructing rock toe armoring, and re-establishing and enhancing the riparian buffer zones. The project also incorporates stormwater educational tools in the form of a public involvement field day event and permanent signage that will document the stream restoration work and other project elements.

Project Cost in FY23 and in Future Budget Years

The grant has been approved for FY 2023 funding by the Water Quality Fees Board in the amount of \$120,000.00.

Are Funds Budgeted

Funds are budgeted in: 4052 – 303204 – 3373 – 78112 – WQINCENTIVE_23 – WQ_GRANT

Martin/Albright



Stormwater Quality Projects Incentive Grant Program



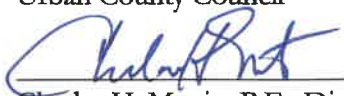
MAYOR LINDA GORTON



LEXINGTON

CHARLES MARTIN
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

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

DATE: February 7, 2023

SUBJECT: Recommendation for a FY23 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for LCP Holdings, LLC.

Request

The purpose of this memorandum is to request approval of a FY23 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for LCP Holdings, LLC, in the amount of \$20,000.00.

Purpose of Request

The grant will provide funds for a feasibility study to identify, evaluate, and select BMPs capable of reducing the impact of stormwater runoff onto East Vine Street from 219 E. High Street property. The project components include assessing the applicability of permeable pavement, bioretention strip, enhancement to neighboring stormwater infrastructure, and stabilization of existing stacked stone retention wall. The project also includes the feasibility of educational outreach programs (e.g. signage, professional group tours, outdoor classroom curriculum, etc.).

Project Cost in FY23 and in Future Budget Years

The grant has been approved for FY 2023 funding by the Water Quality Fees Board in the amount of \$20,000.00.

Are Funds Budgeted

Funds are budgeted in: 4052 – 303204 – 3373 – 78112 – WQINCENTIVE_23 – WQ_GRANT

Martin/Albright



Stormwater Quality Projects Incentive Grant Program



LINDA GORTON
Mayor



LEXINGTON

Jason G. Wells
Fire Chief

TO: Mayor Linda Gorton
FROM: Jason G. Wells, Fire Chief
DATE: February 12, 2023
SUBJECT: To make Stryker Emergency Care a sole source provider

The Division of Fire and Emergency Services request authorization to enter into a purchase agreement with Stryker Emergency Care, making them a sole source provider.

Why are you requesting? We are requesting so that these stretchers can be installed in the 3 new Emergency Care units that we will be purchasing.

Department needs this action completed because: The Stryker system is the current stretchers the LFD has utilized since 2015. This purchase will allow for interchangeability between all our Emergency Care units.

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

The cost for this FY is: \$168,038.37

The cost for future FY is: Annual maintenance agreement that will be absorbed by the current contract in place.

Are the funds budgeted? Yes

Account Number: 2613-505702-5713-96957-571

Director/Commissioner: Wells/Armstrong



MAYOR LINDA GORTON



LEXINGTON

SALLY HAMILTON
CHIEF ADMINISTRATIVE OFFICER

TO: Mayor Linda Gorton
Urban County Council

FROM: Jason G. Wells, Fire Chief

DATE: February 13, 2023

SUBJECT: Sole Source Certification and Agreement -PSTrax

The Division of Fire and Emergency Services requests authorization to establish Station Automation, Inc. (dba PSTrax) as a sole source vendor and to enter into an agreement to purchase inventory tracking software. The initial term of the agreement is three years, with one automatic renewal for one year. There is a 365-day money-back guarantee to ensure satisfaction with the system. At the end of the initial term (or any subsequent renewal term), either party may give the other party written notice of its intent to terminate the agreement by providing at least 30 days' notice.

PSTrax is the industry-leading Operations Readiness and Logistics Management system for Fire and EMS agencies. PSTrax provides a platform that enables the department to track all apparatus, equipment, inventories, and controlled substances in one place and is the only stand-alone company specifically focused on operations checks and logistics management for Fire and EMS agencies.

Budgetary Implications: Yes

Advance Document Review:

Law: Yes, Completed by M. Sanner, 02/01/2023

Risk Management No

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

The cost for this FY is: \$36,000

The cost for future FY is: \$18,000 (annual maintenance)

Are the funds budgeted? Budget amendment is in process.



Account number: 1101 505702 5716 75101

File Number:

Director/Commissioner: Wells/Armstrong



MAYOR LINDA GORTON

**LEXINGTON**

THERESA REYNOLDS

DIRECTOR

GRANTS & SPECIAL PROGRAMS

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

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

DATE: FEBRUARY 10, 2023

**SUBJECT: Accept Additional American Rescue Plan Act Funds from the Kentucky
Cabinet for Health and Family Services, Department for Community Based
Services for the Extended School Program**

Request: Council authorization to accept additional award of federal funds from the Kentucky Cabinet for Health and Family Services, Department for Community Based Services in the amount of \$112,647.91 under the American Rescue Plan Act (ARPA) to support child care expenses for the Extended School Program in the Division of Parks & Recreation. No matching funds required.

Purpose of Request: On April 28, 2022 (Resolution 194-2022), Council approved to accept award from the Kentucky Cabinet for Health and Family Services, Department of Community Based Services in the amount of \$216,382.16. On June 9, 2022 (Resolution 295-2022), Council approved accept award from the Kentucky Cabinet for Health and Family Services, Department of Community Based Services in the amount of \$116,221.30. On August 30, 2022 (Resolution 471-2022), Council approved accept additional federal award of \$89,857.30. On December 1, 2022 (Resolution 655-2022) Council approved accept additional award of \$139,687.74.

The Kentucky Cabinet for Health and Family Services, Department of Community Based Services has awarded the Lexington-Fayette Urban County Government Extended School Program in the Division of Parks & Recreation an additional federal funds award in the amount of \$112,647.91 to support child care expenses and personnel costs.

What is the cost in this budget year and future budget years? Federal award of \$112,647.91. No match is required. Funds for future budget years are dependent upon availability of grant funds.

Are the funds budgeted? Budget Amendment is in process.

File Number: 0199-23

Director/Commissioner: Conrad/Ford



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: FEBRUARY 10, 2023

SUBJECT: Authorization to Execute Amendment No. 1 to the Agreement with Strand Associates, Inc.

Request: Council authorization for the Mayor to execute Amendment No. 1 to the Agreement with Strand Associates, Inc. for the East Lexington Trail Connectivity and Traffic Safety Study to extend the performance period of the agreement to June 30, 2023.

Purpose of the Request: On December 7, 2021 (Resolution 697-2021), Council authorized an Agreement with Strand Associates, Inc. in the amount of \$150,000 to provide professional engineering and landscape architecture services to complete the East Lexington Trail Connectivity and Traffic Safety Study. This action will amend the contract to extend the performance period through June 30, 2023 to allow additional time for the completion of the project. There are no additional changes to the agreement.

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: 0200-23

Director/Commissioner: Duncan/Atkins





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

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

DATE: FEBRUARY 10, 2023

**SUBJECT: Approval of Stryker as a Sole Source Provider Contract for Division of Fire
and EMS**

Request: Council authorization to approve Stryker as a sole source provider contract for the purchase of Lucas devices for the Lexington Division of Fire and EMS at a cost not to exceed \$82,000.

Purpose of Request: The Division of Emergency Management is requesting to establish Stryker as a sole source provider to purchase Lucas devices for the Lexington Division of Fire and EMS. These chest compression systems are standard equipment carried on all LFUCG Fire Department ambulances and have proven to be life-saving.

What is the cost in this budget year and future budget years? Estimated cost is \$82,000. No future cost are anticipated.

Are the funds budgeted? Yes

FUND	DEPT ID	SECTION	ACCT	PROJECT	ACTIVITY	BUD REF	AMOUNT
3200	505201	0001	96705	CSEPP_2022	KY-FAY-468	2022	\$82,000

File Number: 0201-23

Director/Commissioner: Dugger/Armstrong



MAYOR LINDA GORTON



LEXINGTON

THERESA REYNOLDS
DIRECTOR
GRANTS & SPECIAL PROGRAMS

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

**FROM: THERESA REYNOLDS, DIRECTOR
GRANTS & SPECIAL PROGRAMS**

DATE: FEBRUARY 13, 2023

**SUBJECT: Authorization to Execute Change Order No. 2 with Lagco, Inc., for
construction of Meadows/Northland/Arlington Public Improvement
Project, Phase 6B1 & 6B2**

Request: Request Council authorization to execute Change Order No. 2 with Lagco, Inc. in the amount of \$147,110.64 for construction of Meadows/Northland/Arlington Public Improvements Project, Phase 6B1 & 6B2.

Why are you requesting? On July 6, 2021 (Resolution No. 372-2021), Council approved the execution of an agreement with Lagco, Inc. in the amount of \$1,242,903.00 for construction of Meadows/Northland/Arlington Public Improvements Project, Phase 6B2. On April 28, 2022 (Resolution 177-2022), Council approved the execution of Change Order No. 1 in the amount of \$1,382,866.00. Change Order No. 2 adjusts quantities to those needed to complete construction of the project. The Division of Grants and Special Programs concurs with the Division of Engineering's request.

What is the cost in this budget year and future budget years? Cost for Fiscal Year 2023 is \$147,110.64. New contract total is \$2,772,879.64.

Are the funds budgeted? Yes



FUND	DEPT ID	SECTION	ACCOUNT	PROJECT	BUD REF	ACTIVITY	AMOUNT
3120	303202	3211	91713	CDBG_2021	2021	C03	\$ 1,938.81
3120	303202	3211	91713	CDBG_2022	2022	C03	\$111,338.83
4003	303202	3223	91715	MNA_PH6A_2019	2019	CONSTRUCT	\$ 33,833.00
						TOTAL	\$147,110.64

File Number: 0202-23

Director/Commissioner: Burton/Albright



LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER Page 1 of 5			Date:	January 18, 2023
To (Contractor):			Project:	MNA-6B1&6B2
LagCo, Inc.			Location:	Highlawn Ave. & Part of Bluegrass Ave.
P.O. Box 12510			Contract No.	143-2021
Lexington, KY, 40583			Original Contract Amt.	\$1,242,903.00
			Cumulative Amount of Previous Change Orders	\$1,382,866.00
			Percent Change - Previous Change Orders	111.26%
			Total Contract Amount Prior to this Change Order	\$2,625,769.00
			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	
	See Attached Sheets (page 2, 3, & 4)			
	Total decrease	\$0.00		
	Total increase		\$147,110.64	
	Net Amount of this Change Order	\$147,110.64		
	New Contract Amount Including this Change Order	\$2,772,879.64		
	Percent Change - This Change Order			11.84%
	Percent Change - All Change Orders			123.10%
The time provided for the completion in the contract and all provisions of the contract will apply hereto.				
Recommended by <i>[Signature]</i> (Proj. Engr.)		Date	1/19/23	
Accepted by <i>[Signature]</i> (Contractor)		Date	1/19/23	
Approved by <i>[Signature]</i> (Director)		Date	1/20/23	
Approved by <i>[Signature]</i> (Commissioner)		Date	1/24/23	
Approved by <i>[Signature]</i> (Mayor or CAO)		Date		

Page 5 of 5	
JUSTIFICATION FOR CHANGE	PROJECT: MNA-6B1&6B2
	CONTRACT NO. 143-2021
	CHANGE ORDER: 2

1. Necessity for change: To include removal of street trees (effecting final grading of yards), include retaining walls for 4 properties to avoid replacing buried service lines and to safe load an existing/abandon storm sewer pipe.

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 X No

7. Effect on operation and maintenance costs: N/A

8. Effect on contract completion date: Yes. An additional 120 days will be added to complet the project. New date for Substantial Completion is Tuesday April 4, 2023.

 Mayor

 Date

MAYOR LINDA GORTON



LEXINGTON

TAMARA WALTERS
DIRECTOR
HUMAN RESOURCES

M E M O R A N D U M

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

FROM: 
Tamara Walters, Director
Division of Human Resources

DATE: February 13, 2023

RE: **Public Official Bond Approval - County Clerk**

Request:

The attached action request authorization of the Mayor to execute the approval of the Constitutional Officer's Performance Bond in the amount of \$400,000 for Fayette County Clerk, Susan Lamb. Moreover, the Division of Human Resources will record the bond with surety, along with a certified copy of the resolution in the Office of the Fayette County Clerk, effective upon passage of Council.

Why are you requesting?

Pursuant to Section 22-55.1 of the LFUCG Code of Ordinances, each elected officer shall present a bond with sureties for approval to Council. Additionally, the approved bond shall also be recorded in the Fayette County Clerk's Office.

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

No fiscal impact associated with this action.



File Number:

0203-23

Director/Commissioner:

Tamara Walters/Sally Hamilton

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



MAYOR LINDA GORTON

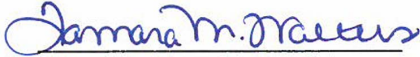


LEXINGTON

TAMARA WALTERS
DIRECTOR
HUMAN RESOURCES

M E M O R A N D U M

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

FROM: 
Tamara Walters, Director
Division of Human Resources

DATE: February 13, 2023

RE: **Public Official Bond Approval & Reimbursement
Constables and Deputy Constables**

Request:

The attached action request authorization of the Mayor to execute the approval of the Constitutional Officer's Performance Bond in the amount of \$25,000 for Fayette County Constables and \$10,000 for Fayette County Deputy Constables and reimburse their bond fees in the amount of \$1,152.45. Moreover, the Division of Human Resources will record the bond with surety, along with a certified copy of the resolution in the Office of the Fayette County Clerk, effective upon passage of Council.

Why are you requesting?

Pursuant to Section 22-55.1 of the LFUCG Code of Ordinances, each elected officer shall present a bond with sureties for approval to Council. Additionally, the approved bond shall also be recorded in the Fayette County Clerk's Office and the premiums to be reimbursed by LFUCG.

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

Funds have been appropriated for this action from the division's Property & Casualty Self Insurance account 1101-160901-0001-71251.



File Number:

0204-23

Director/Commissioner:

Tamara Walters/Sally Hamilton

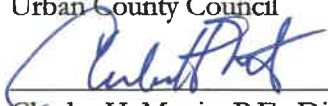
If you have questions or need additional information, please contact Alisha Lyle (859) 258-3957.



MAYOR LINDA GORTON

**LEXINGTON**CHARLES MARTIN
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

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

DATE: February 7, 2023

SUBJECT: Recommendation for a FY23 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for Centenary United Methodist Church, Inc.

Request

The purpose of this memorandum is to request approval of a FY23 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for Centenary United Methodist Church, Inc., in the amount of \$302,672.00.

Purpose of Request

The purpose of this project is to improve water quality at 2800 Tates Creek Road by mitigating deficiencies in the stormwater system by implementing stormwater infrastructure upgrades and Best Management Practices (BMPs). The project elements include retrofit of an existing detention basin, replacement of failing infrastructure, streambank stabilization, and invasive removal. The project also includes stormwater education through a workshop and permanent signage.

Project Cost in FY23 and in Future Budget Years

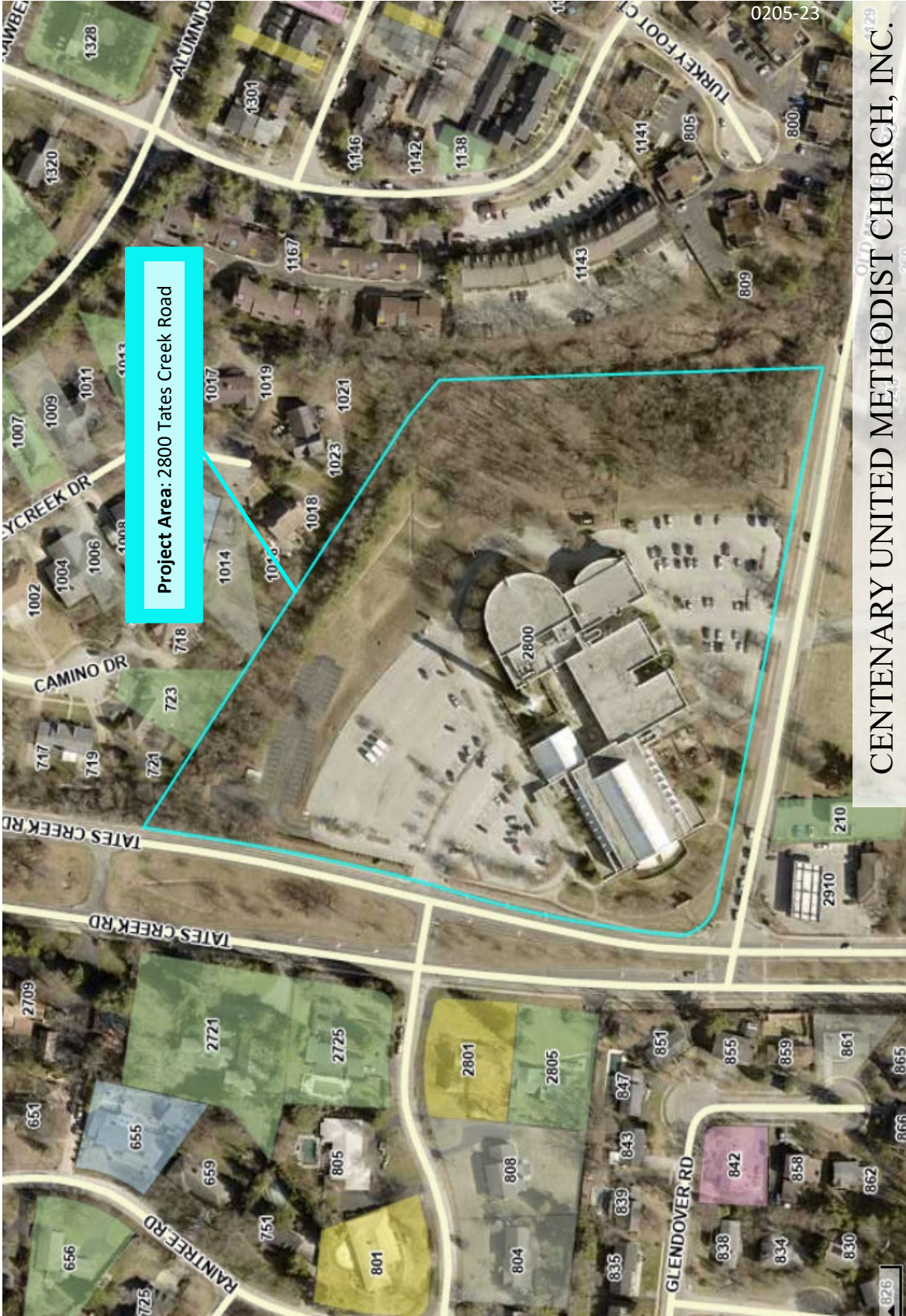
The grant has been approved for FY 2023 funding by the Water Quality Fees Board in the amount of \$302,672.00.

Are Funds Budgeted

Funds are budgeted in: 4052 – 303204 – 3373 – 78112 – WQINCENTIVE_23 – WQ_GRANT

Martin/Albright

Stormwater Quality Projects Incentive Grant Program





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

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

DATE: FEBRUARY 9, 2023

**SUBJECT: Supplemental Agreement No. 2 for Mt Tabor Road Multimodal
Improvements Project – Construction Phase**

Request: Council authorization to execute Supplemental Agreement No. 2 with Kentucky Transportation Cabinet to accept additional federal SLX funds in the amount of \$408,000 for the construction phase of the Mt Tabor Road Multimodal Improvements Project, as funded under the Kentucky Transportation Cabinet Surface Transportation Program (SLX) for capital improvements projects. Match of \$102,000 is required.

Purpose of Request: On July 9, 2020 (Resolution 349-2020), Council approved the acceptance of CMAQ Program federal funds in the amount of \$1,096,000 and a local match in the amount of \$274,000 for the construction of Mt Tabor Road Multimodal Improvements. The Mt Tabor Road Multimodal Improvements Project is a project on Mt Tabor Road. This project will widen approximately 1334 feet of Mt. Tabor Road from the service road for Richmond Road to Patchen Drive. On March 17, 2022 (Resolution No. 164-2022), Council approved to execute Kentucky Transportation Cabinet Supplemental No. 1 to move funds from utility phase to construction phase and to correct KYTC state forces funding set up for construction.

With Supplemental Agreement No. 2 Kentucky Transportation Cabinet has offered additional federal funds from the SLX Program for the construction phase of Mt Tabor Road Multimodal Improvements in the amount of \$408,000. Local match in the amount of \$102,000 is required for a total construction phase cost of \$510,000. This additional funding is for a shortfall between the previously budgeted amount and the current construction cost.

What is the cost in this budget year and future budget years? The cost for FY2023 is \$510,000 total: \$408,000 federal funds and \$102,000 local match. Future years funding is dependent upon availability of grant funding.



Are the funds budgeted? Budget amendment is in process.

File Number: 0207-23

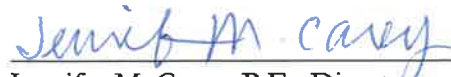
Director/Commissioner: Burton/Albright



MAYOR LINDA GORTON

**LEXINGTON**JENNIFER M. CAREY, P.E.
DIRECTOR
ENVIRONMENTAL SERVICESTO: Mayor Linda Gorton
Urban County Council

FROM:


Jennifer M. Carey, P.E., Director
Division of Environmental Services

DATE: February 14, 2023

SUBJECT: Kentucky Utilities Solar Share Program

Request

The purpose of this memorandum is to request approval to participate in the Kentucky Utilities (KU) Solar Share Program with the purchase of 24 solar shares at a cost of \$799.00/share, with each share representing a share of solar capacity in LGE-KU's solar farm, for a term of 25 years, for a total of \$19,176.00 using Energy Improvement Funds. The cost reflects a one-time payment and shares may be transferred to another LFUCG account with KU in the event of early termination of service.

Why are you requesting?

Subscribers to the program share the energy produced from LGE-KU's solar farm in Simpsonville, Kentucky. Solar shares do not create or imply any ownership interest in the farm or investment interest – the term “share” refers to the sharing of solar capacity. Each share acts like a virtual electric meter, potentially offsetting electricity at the subscriber's actual meter or generating a credit if the share's output exceeds actual use. LFUCG is able to take advantage of the program by (1) having a diverse portfolio of accounts from which to match a specific facility with the appropriate number of shares, and (2) being able to make a long term commitment.

Versailles Rd Building #2 has been selected for the program because its electrical rate and historical electric load are compatible with a solar offset, yet the building's roof is not ideal for physically supporting solar panels.

This will be LFUCG's second application to the Solar Share Program, yielding a total investment of 44 shares. When complete, the solar farm at Simpsonville will have a capacity of 4 MW, representing approximately 16,000 shares.



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

The cost for FY23 is \$19,176.00. Additional solar shares for LFUCG's purchase are possible and may be recommended in future budget years.

Are the funds budgeted?

Yes, funds are budgeted in 1116-313201-3099-71299 2022 EIF_PROJ EIF.

File Number: 0208-23

Director / Commissioner: Carey / Albright





MEMORANDUM

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

FROM: 
Monica Conrad, Director
Parks and Recreation

RE: William Wells Brown Community Center Computer Donation

DATE: February 14, 2023

Request

This is a request for Council approval to accept a donation of 10 refurbished laptops from United Health Care for the William Wells Brown Community Center.

Why are you requesting?

Department needs this action completed because:

The donation of computers from United Health Care to William Wells Brown Community Center will enhance youth/teen educational and career exploration as well as help reestablish the computer lab area.

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? No

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

Account number:

File Number: 0209-23

Director/Commissioner: Monica Conrad/Chris Ford



MAYOR LINDA GORTON



JENNIFER M. CAREY, P.E.
DIRECTOR
ENVIRONMENTAL SERVICES

TO: Mayor Linda Gorton
Urban County Council

FROM: Jennifer M. Carey, P.E., Director
Division of Environmental Services

DATE: February 15, 2023

SUBJECT: Request authorization to execute an agreement with Solar Energy Solutions, LLC for the installation of solar photovoltaics on Fire Station #9

Request

The purpose of this memorandum is to request Council authorization for the Mayor to execute an agreement with Solar Energy Solutions, LLC to install a roof-mounted solar photovoltaic system at Fire Station #9, contingent on funding. The amount of the agreement is not-to-exceed \$29,784.21.

Why are you requesting?

The selection committee has recommended the selection of Solar Energy Solutions, LLC as the solar installation contractor in response to RFP #69-2022 Solar PV Installation at Fire Station 9.

The services procured by this contract support LFUCG's policy on energy efficiency to reduce usage of electricity, lower utility costs, and demonstrate environmental stewardship.

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

The cost for FY23 is not-to-exceed \$29,784.21. There will not be any cost in future budget years.

Are the funds budgeted?

Budget amendments are in process for funds to be available in:
1105-313201-3099-76101 2021 EIF EIF_PROJ

File Number: 0212-23

Director / Commissioner: Carey / Albright

pc: Jason Wells, Fire Chief



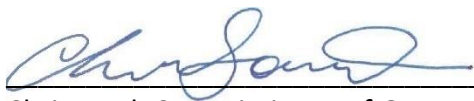
MAYOR LINDA GORTON



LEXINGTON

CHRIS FORD
COMMISSIONER
GENERAL SERVICES

TO: Mayor Linda Gorton
Honorable Members, Urban County Council

FROM: 
Chris Ford, Commissioner of General Services

DATE: February 16, 2023

SUBJECT: Consultant Services Agreement for Professional Design Services
Government Center Annex and Police Headquarters Roof Replacement

Request:

Request Council authorization for the Mayor to execute a consultant services agreement with Patrick D. Murphy Co., Inc. for professional design services of the Government Center Annex and Police Headquarters Roof Replacement project.

Purpose:

Professional design services are needed for roof replacement at both buildings. The existing roof systems are beyond their life cycles. This agreement was competitively bid under RFP# 01-2023.

Budgetary Implication:

The cost for Fiscal Year 2023 is \$60,000.

Are the funds budgeted?

Yes. This will be paid from 1101-707201-0001-71205

File Number: 0215-23

Director/Commissioner: Jamshid Baradaran / Chris Ford



MAYOR LINDA GORTON



LEXINGTON

TO: Mayor Linda Gorton
Urban County Council

FROM: Melissa McCartt-Smyth, Administrative Specialist Senior

CC: Tyler Scott, Chief of Staff

DATE: 2/17/2023

SUBJECT: Creation of the Opioid Abatement Commission

Request Council authorization to enact article LI of Chapter 2 of the code of ordinances to create the Opioid Abatement Commission, which shall be charged with recommending the appropriate uses for abatement funds received by the LFUCG, and shall consist of thirteen voting members appointed by the mayor and confirmed by the Urban County Council who shall not be employees of the LFUCG with the exception of the Chief of Police or their designee.

The Commission is needed to recommend uses for proceeds received by the LFUCG in any settlement, judgment, bankruptcy, or other manner of resolution of the National Opioid Litigation or other moneys received from gifts, grants or state or federal funds.

The cost for this FY is: N/A

The cost for future FY is: N/A

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

Account number: N/A

File Number: 0217-23

Director/Commissioner: Tyler Scott



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: FEBRUARY 16, 2023

SUBJECT: Supplemental Agreement No. 2 for Squires Rd. Sidewalk Project – Construction Phase

Request: Council authorization to execute Supplemental Agreement No. 2 in the amount of \$141,093.00 for the construction phase of the Squires Road Sidewalk Project, as funded under the Kentucky Transportation Cabinet Office of Local Programs Congestion Mitigation and Air Quality (CMAQ) Program for capital improvements projects. Match of \$35,273.25 is required.

Purpose of Request: The Kentucky Transportation Cabinet has approved for the Lexington-Fayette Urban County Government to use federal funds from the CMAQ Program for the construction phase of the Squires Road Sidewalk Project. The Kentucky Transportation Cabinet has offered the LFUCG funds for the construction phase in the amount of \$141,093.00 with a required local match of \$35,273.25 for a total construction phase cost of \$176,366.25.

Squires Road Sidewalk Project will include construction of approximately 635' of sidewalk along the North side of the 200 block of Squires Road. This project will close the gap of sidewalk between Cove Lake Drive and Richmond Road to improve pedestrian safety.

What is the cost in this budget year and future budget years? The cost for Fiscal Year 2023 is \$176,366.25 total: \$141,093.00 federal funds and \$35,273.25 local match. Future years funding is dependent upon availability of grant funding.

Are the funds budgeted? Budget amendment is in process.

File Number: 0218-23

Director/Commissioner: Burton/Albright



**LEXINGTON**

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

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

DATE: FEBRUARY 16, 2023

**SUBJECT: Supplemental Agreement No. 4 for Wilson Downing Sidewalks Project –
Construction Phase**

Request: Council authorization to execute Supplemental Agreement No. 4 in the amount of \$740,000 for the construction phase of the Wilson Downing Road Sidewalk Project, as funded under the Kentucky Transportation Cabinet Office of Local Programs Congestion Mitigation and Air Quality (CMAQ) Program for capital improvements projects. Match of \$185,000 is required.

Why are you requesting: On April 27, 2017 (Resolution 219-2017), Council approved the acceptance of \$80,000 in federal funds from the Kentucky Transportation Cabinet for design of the Wilson Downing Sidewalks Project and Council accepted additional federal funds for design on February 22, 2018 (Resolution 102-2018). On December 5, 2019 (Resolution 714-2019), Council approved acceptance of an additional \$8,000 for the right of way phase. On January 27, 2022 (Resolution 023-2022), Council approved to execute Supplemental No. 3 to amend the agreement's Attachment A to list federal funds under the Transportation Alternative Program (TAP) for agreement entered into on March 17, 2017.

The Kentucky Transportation Cabinet has approved for the Lexington-Fayette Urban County Government to use federal funds from the CMAQ Program for the construction phase of the Wilson Downing Road Sidewalk Project. The Kentucky Transportation Cabinet has offered the LFUCG funds for the construction phase in the amount of \$740,000.00 with a required local match of \$185,000.00 for a total construction phase cost of \$925,000.00.

Wilson Downing Road Sidewalk Project will include construction of sidewalk along Wilson Downing Road between Nicholasville Road and Tates Creek Road. The project will fill in the gaps where sidewalk currently does not exist to improve pedestrian safety along the corridor. In addition; roadway, curb, related drainage, and roadway markings/crossings will be constructed where needed.

What is the cost in this budget year and future budget years? The cost for Fiscal Year 2023 is \$925,000.00 total: \$740,000.00 federal funds and \$185,000.00 local match. Funds for future budget years are dependent upon availability of grant funds.

Are the funds budgeted? Budget amendment is in process.

File Number: 0219-23

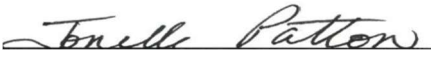
Director/Commissioner: Burton/Albright



MAYOR LINDA GORTON

**LEXINGTON**JONELLE PATTON
DIRECTOR
ENHANCED 911

TO: Major Linda Gorton
Urban County Council Members


FROM: Jonelle Patton, Director
Lexington Enhanced 911

DATE: February 17, 2023

SUBJECT: WVRB Tower Lease Amendment

Request:

The Division of Enhanced 911 is requesting a resolution authorizing the Mayor to approve an amendment to an existing agreement regarding a radio tower lease for the public safety radio system.

Why are you requesting?

The radio tower site, WVRB, is under new ownership requiring Lexington-Fayette Urban County Government (LFUCG) to modify its existing agreement with Vernon R. Baldwin, Inc. The modification will list the new property owner, Educational Media Foundation, as the property owner with whom LFUCG leases space.

This agreement will have an initial five (5) year term, and shall automatically renew for one (1) additional three (3) year term. Upon the expiration of the aforementioned three (3) year renewal term, this Agreement shall automatically renew five (5) additional five (5) year terms unless either party shall provide the other party with at least one hundred twenty (120) days' advance written notice of its intent to terminate at the end of the then-current term.

What are the costs in this budget year and future budget years?

The annual cost to LFUCG for this lease of \$21,920.16 persists from the legacy agreement. There is an annual CPI increase of 3% which will go into effect in May 2023 and continue for each subsequent year while the agreement remains in place.

Are the funds budgeted?

Yes, in account: 1101-505602-5621-71399

File Number: 0220-23



MAYOR LINDA GORTON

**LEXINGTON**

SALLY HAMILTON

CHIEF ADMINISTRATIVE OFFICER

TO: Linda Gorton, Mayor
Councilmembers

FROM: 
Jenifer Wuorenmaa, ARPA Project Manager

CC: Sally Hamilton, Chief Administrative Officer

DATE: February 23, 2023

SUBJECT: American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds (SLFRF) Reallocation

Request

Authorization to rescind the Council's prior determination to preliminarily award \$6,000,000 in ARPA funding to the Salvation Army (\$2,000,000) and The Lexington Farmers Market (\$4,000,000) and to reallocate \$1,000,000 to the Department of General Services for the Black and Williams Gymnasium project and \$5,000,000 to the Office of Affordable Housing for affordable housing projects.

Why are you requesting?

The Office of the Chief Administrator (CAO) needs this action completed because neither the Salvation Army project nor the Lexington Farmers Market projects are now proceeding as proposed and further, neither project can be completed by the Department of Treasury deadline for ARPA.

The Administration recommends reallocating the funds to the Black and Williams Gymnasium project and the Affordable Housing Fund.

- The Black and Williams Gymnasium project estimate is \$1,000,000 over the current ARPA allocation of \$1,040,000. The project is on hold until additional funds are allocated.
- Since its inception, the Affordable Housing Fund has allocated funding for 3,100 affordable housing units. It is estimated that there are over 2,900 affordable housing units still needed to accommodate Lexington's residents.



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

The cost for this FY is: ARPA reallocation only, no additional cost

The cost for future FY is: NA

Are the funds budgeted?

If approved, a BA will come to Council

The funds are budgeted or a budget amendment is in process: If approved, a BA will come to Council

Account numbers

TBD

File Number

L0224-23

Director/Commissioner

Wuorenmaa/Hamilton



**Neighborhood Development Funds
February 28, 2023
Work Session**

Amount	Recipient	Purpose
\$ 1,100.00	LEX Project Prom Asona McMullen 2220 Nicholasville Road, Suite 110 #334 Lexington, KY 40503	To assist with a scholarship and to send students to prom at no cost to them or their families.
\$ 250.00	Georgetown Street Neighborhood Assoc. Rolanda Wollfork PO Box 11382 Lexington, KY 40575	To assist with community events in 2023.
\$ 250.00	Open Door House Ministries Charlette Thompson 296 Meadow Valley Road Lexington, KY 40511	To assist with the feeding program.
\$ 400.00	Sisters Road to Freedom Therese Wright PO Box 1084 Lexington, KY 40588	To assist with a community event.



Budget, Finance & Economic Development Committee

January 31, 2023

Summary and Motions

Vice Mayor Dan Wu called the meeting to order at 1:00 p.m. Vice Mayor Dan Wu, and Council Members James Brown, Chuck Ellinger, Hannah LeGris, Liz Sheehan, Preston Worley, Fred Brown, Whitney Baxter, Jennifer Reynolds and Kathy Plomin were present.

I. Election of Committee Chair / Selction of Vice Chair

A motion by F. Brown, seconded by Ellinger, to elect J. Brown as the Budget, Finance, and Economic Development Committee Chair, the motion passed without dissent.

Chairmen J. Brown appointed Ellinger as Vice Chair of the Committee.

II. Approval of November 29, 2022 Committee Summary

A motion by Plomin, seconded by Wu, to approve the November 29, 2022, Budget Finance, and Economic Development Committee Summary, the motion passed without dissent.

III. FY23 Quarter 2 Financial Update

Commissioner Hensley introduced the FY23 Quarter 2 Financial Update. Financials are ahead of schedule on 6 month performance review and top 4 revenue sources. January is a large personnel cost month due to sick and retirement pay outs.

Director Holbrook highlighted payroll withholding actuals and emphasized approximately 55 percent of overall general fund revenue comes from payroll withholdings. There are 46,000 registered businesses in Lexington, two-thirds of which pay net profit taxes, typically in April. Overall, top 4 revenue sources show strong growth. 12,000 businesses pay payroll taxes over the course of the year. Insurance is the 3rd largest revenue source and franchise fees are the smallest.

Other areas to note, bank deposits have gone down during the annual tax assessment, the first time since the pandemic began which could be an indicator of pressure from inflation. EMS service fees have increased this year and Corrections fees have decreased. When bond rates go up, the value of the investment goes down and makes it more difficult for the City to sell investments. Year over year, top 4 revenue sources are performing well.

Director Lueker stated that revenue and expenses are not evenly distributed over the course of 12 months. There are spikes in expenses throughout the year from 3-pay months and retirements and sick checks that typically occur in January. The City is spending more on personnel and remains below budget but is catching up to estimates. Operating budget has

seen savings in salt expenses from the mild winter. Looking at actuals for first 6 months of the year, there are savings from personnel vacancies, but over budget in overtime category. Divisions are budgeted for attrition at an average of 93 percent but actual attrition is 86 percent for filled positions.

Seeing savings in professional services category, contracts at the Detention Center, and supply savings. Insurance claims expense is over anticipated number. A budget amendment will be processed to cover the difference in insurance overage. Capital in this fiscal year is larger than previous years but existing variance will be spent by the end of the year. When comparing FY23 actuals to FY22 actuals, more has been spent than previous year due to personnel enhancements. Overall, the City is under budget but well above prior year actuals.

IV. Annual Comprehensive Financial Review (ACFR)

Jeanna Jones from Strothman and Company presented on the Annual Comprehensive Financial Review. Jones mentioned this year's audit format is different than prior year due to changes in professional standards. Jones highlighted the General Fund activity total revenues and expenditures compared to FY21. Net change in general fund was \$22.6 million from FY21 to FY22. General Fund balances from FY21 to FY22 had a net change of \$44.77 million.

There were no uncorrected misstatements and no difficulties in dealing with management this fiscal year. Significant financial statement estimates that are considered "sensitive" due to the possibility of actuals differing from expected include; compensated absences, unfunded post-retirement health benefits, net pension liability and net OPEB liability, landfill closure and postclosure care liability, claims and judgements payable, depreciation expense, and allowance for doubtful accounts.

Jones shared new Governmental Accounting Standards Board (GASB) accounting standards that go into effect this year which include; GASB 91 – Conduit Debt Obligations, GASB 94 – Public-Private and Public-Public Partnerships and Availability Arrangements, GASB 96 – Subscription-Based Information Technology Arrangements, and GASB 99 – Omnibus 2022.

F. Brown highlighted page 75 of the report that explains government debt and obligation bonds and noted the ordinance that keeps government bonding below 10 percent of previous years revenue. J. Brown asked about reporting assets. Jones shared that leases should be counted as related liabilities/expenses. Operating leases in the past would be a disclosure as opposed to an asset/liability. Hensley shared that how we present our longterm liabilities will be determined later.

Sevigny asked when moving into the new GASB regulations, should those estimates be included in upcoming budget planning? Hensley shared these fees are typically found in operating costs and will be presented differently next year based on these new regulations.

V. Items Referred to Committee

The following items were removed from Committee:

- Efforts to Reduce Barriers for Second-Chance and Reentry Employees
- Consideration of 2-year Budget Cycle
- Revenue Sources
- Franchise Fees and Street Light Funds
- Review of Current Tax District Change Policy
- Local Small Business Economic Recovery Program 2021
- Budgeting Models and LFUCG Budgeting
- Review of Financing Options for Coldstream
- Council Budget Review Process

VI. Adjournment

A motion by LeGris to Adjourn at 2:07pm, seconded by Plomin, the motion passed without dissent.

Flock Safety LPR Update February 2023

Lexington Police Department



LEXINGTON



Flock Safety LPR

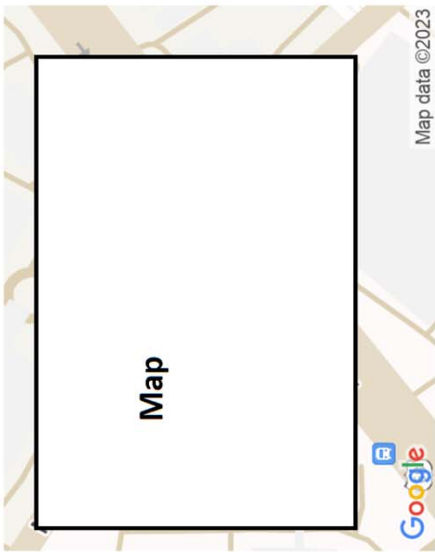
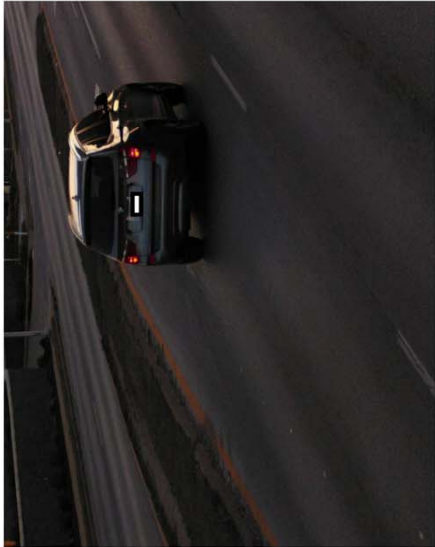
License Plate Readers (LPR)

- Take 6-7 still images when a vehicle passes while traveling on a public right-of-way
- Reads the license plate and determines the color, make, and type of vehicle
- Vehicle is automatically checked on law enforcement networks
- If it is wanted, there is an alert broadcast on the Flock network (NCIC, AMBER Alerts, agency specific custom hot lists)



Flock Safety – ALERT

Plate	KY	Source	NCIC	Camera	#07-	@
Date	2/13/2023, 6:12:27 PM	Topic	Stolen Vehicle			
	3 days ago	Description	GLD HYUN SON	Network	Outbound	Lexington KY PD





Flock Safety LPR

- LPRs are not used for speed or red light enforcement
- LPRs are used to gather leads to investigate crimes reported to Law Enforcement. LPRs are not for targeted enforcement in neighborhoods
- LPR placement is evaluated based on patterns of reported violent crimes throughout Fayette County
- LPRs are moveable based on changing crime patterns
- LPRs are leased from the company on a yearly basis. They handle any maintenance on the devices
- Powered by solar and connected with cellular data



Flock Safety – LPR Policy

- Policy outlines the use of the LPR system is for legitimate law enforcement and public safety purposes
- It is a violation of this policy to use the LPR system or associated data for any personal purpose
- Officers are required to enter a reason for any search
- “Hot list” entry requests must be submitted on a department form with supervisory approval. A second level of supervisory approval is completed within the Intelligence Unit
- As our policy was developed, LPD met with the NAACP, ACLU and the Human Rights Commission to discuss this program. Their input was taken into consideration for the development of the policy

Flock Safety – Training

- Before officers are authorized access to the system, they must:
 - Complete a Lexington Police LPR online training course
 - Review / Comply with department policy
 - Pass a test over the material covered
- Continuing education – In 2023, officers will receive an additional two hours of training, as part of their annual in-service, related to Flock LPR and the proper use of technology

Flock Safety – Audits

- Audits are completed each quarter and placed on the Lexington Police Department transparency page
- “Hot list” entries are reviewed weekly to ensure they are still justified
- Investigative searches are examined to ensure they meet policy requirements
- “Hot list” entries from other Law Enforcement Agencies are vetted through the Intelligence Section before they are accessible by Lexington Officers

Flock Safety – Community Education

- LPR Policy is posted on the Lexington Police Department Website
- Lexington Police Department has partnered with Flock Safety to produce a community informational video on LPR technology, which will be posted on our transparency page
- Lexington Police Department provides additional information and resources on the LPR Program via the transparency page



Flock Safety – Law Enforcement Sharing

- Law Enforcement agencies are able to share data with other law enforcement agencies who are using the Flock Safety Network
- LPD is currently sharing with 107 other law enforcement agencies throughout the nation who have signed an agreement to use Flock Safety for lawful criminal investigations only
- This is important as detectives are able to search other jurisdictions for vehicles associated with cases originating in our jurisdiction. Collaborating with other law enforcement agencies on solving crime has a greater impact on community safety in our region
- If an agency is determined to have violated this agreement, their use of the system may be suspended



Flock Safety – Law Enforcement Sharing

Regional Communities utilizing LPR

- Nicholasville
- Georgetown
- Scott County
- Richmond
- Versailles
- Louisville



Flock Safety – Law Enforcement Sharing

- This information sharing capability has lead to the identification and apprehension of multiple violent offenders
 - Cincinnati, OH
 - Richmond, KY
 - Lexington suspect in Detroit, MI
 - Blue Ash, OH
 - Cape Coral, FL
 - Detroit, MI

Flock Safety – Results

As of 02-13-2023, Lexington Police has:

- Recovered 129 stolen vehicles with an estimated value of over \$1.9 millions dollars
- Length of time for recovery of stolen vehicles was cut nearly in half for 2022
- Located 15 people who were listed as missing
- Seized 45 firearms
- Investigators used the LPR system to further 10 of the 45 homicide cases in 2022
- Flock has already been used in several gun related crimes in 2023



Flock Safety – Stolen Vehicle Stats

2020			
Month	Stolen	Recovered	Rate
Jan	81	52	64.2%
Feb	74	49	66.2%
Mar	86	52	60.5%
Apr	82	53	64.6%
May	88	67	76.1%
Jun	88	54	61.4%
Jul	127	73	57.5%
Aug	126	79	62.7%
Sep	105	75	71.4%
Oct	106	88	83.0%
Nov	80	60	75.0%
Dec	94	66	70.2%
Average	95	64	67.5%

2021			
Month	Stolen	Recovered	Rate
Jan	89	62	69.7%
Feb	77	41	53.2%
Mar	86	69	80.2%
Apr	89	56	62.9%
May	83	61	73.5%
Jun	92	52	56.5%
Jul	102	64	62.7%
Aug	74	52	70.3%
Sep	84	55	65.5%
Oct	105	74	70.5%
Nov	107	83	77.6%
Dec	115	82	71.3%
Average	92	63	68.1%

2022			
Month	Stolen	Recovered	Rate
Jan	103	71	68.9%
Feb	92	65	70.7%
Mar	117	85	72.6%
Apr	132	88	66.7%
May	124	79	63.7%
Jun	105	74	70.5%
Jul	105	85	81.0%
Aug	142	95	66.9%
Sep	125	86	68.8%
Oct	84	64	76.2%
Nov	118	84	71.2%
Dec	106	78	73.6%
Average	113	80	70.5%



Flock Safety – Stolen Vehicle Stats

Month	Days Before Vehicle Recovery		
	2020	2021	2022
Jan	6.2	10.2	13.4
Feb	11.1	12.2	7.6
Mar	10.2	8.3	8.8
Apr	9.7	20.5	8.2
May	11.0	6.1	4.7
Jun	27.7	17.3	7.9
Jul	15.3	18.5	8.5
Aug	12.2	6.2	3.1
Sep	12.9	11.0	4.8
Oct	7.1	5.6	3.8
Nov	10.7	13.9	6.1
Dec	5.7	8.4	4.1
Average	11.7	11.5	6.8



Flock Safety – Efficiency

- Three highlighted cases shows how the LPR system allows officers to work quickly and efficiently to solve crime

Victim Impact

- Violent assault with a knife
- Sexual Assault Investigation
- Patrol Investigation



Flock Safety – Locations

- LPR locations were determined after examining reported violent crime in Lexington from July 2020 – December 2022. Crimes included: Murder, Rape, Robbery, Sexual assault, Assault 1st, Assault 2nd, Stalking, Strangulation, Violation of a Protective Order and Violation of a Stalking Order
- The permitting process has been finalized and installation will begin in the coming weeks
- Once all of the cameras are installed, the locations will be posted on the Lexington Police Department transparency page



Questions?