

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, January 30, 2024

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**Lexington-Fayette Urban County Council
Schedule of Meetings
January 29 – February 5, 2024**

Monday, January 29

No Meetings

Tuesday, January 30

Mayor's State of the City – County Address.....11:00 a.m.
Central Bank Center, 430 W. Vine St.

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

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

Wednesday, January 31

No Meetings

Thursday, February 1

Waste Digester Task Force Meeting.....3:00 p.m.
Council Conference Room- 5th Floor Government Center

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

Friday, February 2

Senior Services Commission Meeting.....8:30 a.m.
Online: [Zoom Video Conference](#)

Monday, February 5

No Meetings

Lexington – Fayette Urban County Council
Work Session Agenda
January 30, 2024

- I. Public Comment - Issues on Agenda**
- II. Requested Rezoning/ Docket Approval- Yes**
- III. Approval of Summary- Yes**
 - a.** Table of Motions: Council Work Session, January 23, 2024, pp. 1 - 2
- IV. Budget Amendments- Yes, pp. 3 - 4**
- V. Budget Adjustments - For Information Only, pp. 5 - 6**
- VI. New Business- Yes, pp. 7 - 28**
- VII. Continuing Business/ Presentations- Yes**
 - a.** Neighborhood Development Funds, January 30, 2024, p. 29
 - b.** Summary: Budget, Finance, and Economic Development Committee, November 28, 2023, pp. 30 - 32
 - c.** Summary: Social Services and Public Safety Committee, January 23, 2024, pp. 33 - 35
- VIII. Council Reports**
- IX. Mayor's Report- Yes**
- X. Mayor's Report - Price Contract Bid Recommendations- Yes, p.36**
- XI. Public Comment - Issues Not on Agenda**
- XII. Adjournment**

Administrative Synopsis - New Business Items

- a** **0050-24** Authorization to execute a cover letter and provide mitigation payment in the amount of \$11,750 to the Kentucky National Lands Trust's Imperiled Bat Conservation Fund for the removal of 2.5 acres of potential wildlife habitat on the Legacy Business Park project site. Budget Amendment is in process. (L0050-24) (Atkins), pp. 7 - 9
- b** **0080-24** Authorization to execute a Memorandum of Understanding with Voices of Hope, a local recovery community center, to place recovery coaches with the Community Paramedicine program. No budgetary impact. (L0080-24) (Wells/Armstrong), p. 10
- c** **0086-24** Authorization to approve an FY 2024 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for Mediocre Creative, LLC, to conduct a feasibility study for best management practices capable of reducing the impact of pollutant loading and flooding at 712 and 714 North Limestone, in the amount of \$12,500.00. Funds are budgeted. (L0086-24) (Martin/Albright), pp. 11 - 12
- d** **0087-24** Authorization to approve an FY 2024 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for Bread and Roses, LLC, to conduct a feasibility to evaluate the opportunities to integrate stormwater management into a parking lot retrofit, in the amount of \$31,850.00. Funds are budgeted. (L0087-24) (Martin/Albright), pp. 13 - 14
- e** **0092-24** Authorization to execute a release of a partial detention easement at 2350 Norman Lane. The easement is no longer needed because the facilities in the easement will be removed or safe loaded. No budgetary impact. (L0092-24) (Martin/Albright), pp. 15 - 16
- f** **0096-24** Authorization to execute an agreement and accept federal funds from the Kentucky State Police Commercial Vehicle Enforcement Division Interstate Emphasis Grant in the amount of \$30,000 to improve commercial motor vehicles safety and compliance in alignment with Department of Transportation's Federal Motor Carriers Safety Administrative goals. No match is required. (L0096-24) (Weathers/Armstrong), p. 17
- g** **0097-24** Authorization to execute an agreement in the amount of \$83,619 with the University of Kentucky Research Foundation (UKRF) for the provision of evaluation services for the Community Paramedicine Overdose Outreach Lexington (CPOOL) under the Comprehensive Opioid, Stimulant, and Substance Use Program from the Department of Justice Bureau of Justice Assistance grant program for the Division of Fire and Emergency Services. Cost not to exceed \$83,619 for the first year. Funds are budgeted. (L0097-24) (Wells/Armstrong), p. 18

- h** **0098-24** Authorization to accept funds in the amount of \$10,000 from the Jessamine County Fiscal Court for the Lexington Area Metropolitan Planning Organization (MPO). No match required. (L0098-24) (Duncan/Horn), p. 19
- i** **0100-24** Authorization to approve an FY 2024 (Class A Neighborhood) Stormwater Quality Projects Incentive Grant for Waterford II Homeowners Association, Inc. to construct Phase 1 of the association's hardscape infrastructure removal and stream restoration project, in the amount of \$120,000.00. Funds are budgeted. (L0100-24) (Martin/Albright), pp. 20 - 21
- j** **0101-24** Authorization to execute a Statement of Work with Industrial/Organizational Solutions, Inc. (I/O Solutions) for Police Sergeants and Police Lieutenants promotional testing cycle under the terms and conditions of the contract for RFP 47-2019, for a cost not to exceed \$106,065. Funds will be requested in the FY 2025 budget. (L0101-24) (George/Hamilton), p. 22
- k** **0102-24** Authorization to abolish one (1) classified position of Social Worker Sr. (Grade 518E) and create one (1) classified position of Social Services Worker (Grade 516E) in the Division of Community and Resident Services, effective upon passage of Council. This has a 12-month future impact cost savings of \$6,631.16. (0102-24) (George/Hamilton), pp. 23 - 24
- l** **0104-24** Authorization to create one (1) classified position of Human Resources Manager (Grade 527E) in the Division of Human Resources, to be located at the Division of Community Corrections, effective upon passage of Council. This has a 12-month future impact cost of \$116,485.66. (L0104-24) (George/Hamilton), pp. 25 - 26
- m** **0105-24** Authorization to create one (1) unclassified position of Senior Special Projects Administrator (Grade 530E) in the Office of the Chief Administrative Officer, effective upon passage of Council. This has a 12-month future impact cost of \$133,923.46. (L0105-23) (George/Hamilton), pp. 27-28

**URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
January 23, 2024**

Mayor Gorton called the meeting to order at 3:02 p.m. Council Members J. Brown, Ellinger II, Fogle, Lynch, LeGris, Monarrez, Sheehan, Gray, F. Brown, Baxter, Sevigny, Reynolds, and Plomin were present. Vice Mayor Wu and Council Member Worley were absent.

I. Public Comment – Issues on Agenda

II. Requested Rezonings/Docket Approval

Motion by Ellinger II to approve the Tuesday, January 23, 2024 Council Meeting Docket. Seconded by Fogle. Motion passed without dissent.

III. Approval of Summary

Motion by Plomin to approve the January 16, 2024 Work Session Summary. Seconded by Fogle. Motion passed without dissent.

IV. Budget Amendments

Motion by Baxter to approve Budget Amendments. Seconded by Reynolds. Motion passed without dissent.

V. Budget Adjustments – For Information Only

VI. New Business

Motion by Baxter to approve New Business. Seconded by LeGris. Motion passed without dissent.

VII. Continuing Business/Presentations

Reynolds provided a summary of the November 14, 2023 Social Services and Public Safety Committee Meeting. There were no motions to report from the meeting.

Reynolds provided a summary of the November 14, 2023 Special Social Services and Public Safety Committee Meeting. There were no motions to report from the meeting.

VIII. Council Reports

IX. Mayor's Report

X. Mayor's Report – Price Contract Bid Recommendations

XI. Public Comment – Issues Not on Agenda

XII. Adjournment

Motion by Baxter to adjourn at 3:18 p.m. Seconded by Gray. Motion passed without dissent.

BUDGET AMENDMENT REQUEST LIST

JOURNAL	145754-55	DIVISION	Aging and Disability Services	Fund Name Fund Impact	General Fund 7,168.30 7,168.30CR .00
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To provide funds for various Senior Citizens Administration and Recreation operating accounts by recognizing revenues received.

JOURNAL	145768-69	DIVISION	Fire and Emergency Services	Fund Name Fund Impact	General Fund 9,328.47 9,328.47CR .00
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To provide funds for operating supplies within the Apparatus Maintenance section by recognizing revenues from the sale of surplus equipment and scrap metal sales.

JOURNAL	145770-71	DIVISION	Fire and Emergency Services	Fund Name Fund Impact	General Fund 10,830.71 10,830.71CR .00
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To provide funds for operating supplies by recognizing revenues received for HazMat clean-ups to recoup costs of supplies and materials associated with these events.

JOURNAL	145772-73	DIVISION	Fire and Emergency Services	Fund Name Fund Impact	General Fund 2,370.00 2,370.00CR .00
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To provide funds for Emergency Vehicle Technician (EVT) training supplies by recognizing fees for this program from outside attendees.

JOURNAL	145774	DIVISION	Parks and Recreation	Fund Name Fund Impact	General Fund 13,000.00 13,000.00CR .00
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To move funds from Parks Administration Repairs and Maintenance into Special Programs Equipment account for the purchase of a Kubota Carry-All for McConnell Springs daily park maintenance and Recreation Programs special event support.

JOURNAL	145804	DIVISION	Police	Fund Name Fund Impact	Police Confiscated Federal 50,000.00 50,000.00CR .00
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To transfer funds from Asset Forfeiture to grant budget for Street Sales FY 2024.

JOURNAL	145786-87	DIVISION	Chief Development Officer	Fund Name	Lexington Economic Dev
				Fund Impact	11,750.00
					11,750.00CR
					.00

To provide funds for professional services by recognizing funds from Coldstream land sale proceeds.

JOURNAL	145805-06	DIVISION	Grants and Special Programs	Fund Name	US Dept of Justice
				Fund Impact	50,000.00
					50,000.00CR
					.00

To provide funds for Program Income on Street Sales FY 2024 grant by recognizing a transfer from Asset Forfeiture Fund.

JOURNAL	145766-67	DIVISION	Grants and Special Programs	Fund Name	US Dept of Transportation
				Fund Impact	30,000.00
					30,000.00CR
					.00

To establish grant budget for Kentucky State Police Interstate Emphasis Grant.

JOURNAL	145764-65	DIVISION	Grants and Special Programs	Fund Name	Grants - Other
				Fund Impact	10,000.00
					10,000.00CR
					.00

To establish grant budget from Jessamine County Fiscal Court for the Lexington Area Metropolitan Planning Organization (MPO).

BUDGET AMENDMENT REQUEST SUMMARY

1101	General Services District Fund	.00
1131	Police Confiscated Federal Fund	.00
1144	Lexington Economic Development Fund	.00
3140	US Department of Justice	.00
3160	US Department of Transportation	.00
3300	Grants - Other	.00

FOR INFORMATION ONLY

BUDGET ADJUSTMENT LIST
APPROVED JANUARY 15 THROUGH JANUARY 19, 2024

JOURNAL	145732	DIVISION	Computer Services	Fund Name	General Fund
				Fund Impact	275,243.84
					275,243.84CR
					.00

To adjust budgets in the General Fund to provide funds in the correct account code for Subscription-Based IT Arrangements (SBITA) by decreasing funds for Cloud and Managed Services, Software Maintenance, and Rent/Lease Equipment.

JOURNAL	145731	DIVISION	Computer Services	Fund Name	Urban Fund
				Fund Impact	39,323.89
					39,323.89CR
					.00

To adjust budgets in the Urban Fund to provide funds in the correct account code for Subscription-Based IT Arrangements (SBITA) by decreasing funds for Cloud and Managed Services, Software Maintenance, and Repairs.

JOURNAL	145730	DIVISION	Computer Services	Fund Name	Sanitary Sewer Fund
				Fund Impact	49,756.37
					49,756.37CR
					.00

To adjust budgets in the Sewer Fund to provide funds in the correct account code for Subscription-Based IT Arrangements (SBITA) by decreasing funds for Cloud and Managed Services and Software Maintenance.

JOURNAL	145653	DIVISION	Environmental Services	Fund Name	Water Quality Mgmt Fund
				Fund Impact	1,500.00
					1,500.00CR
					.00

To provide funds for vehicle repairs by decreasing funds for equipment rental.

JOURNAL	145729	DIVISION	Computer Services	Fund Name	Water Quality Mgmt Fund
				Fund Impact	5,515.28
					5,515.28CR
					.00

To adjust budgets in the Water Quality Fund to provide funds in the correct account code for Subscription-Based IT Arrangements (SBITA) by decreasing funds for Cloud and Managed Services, Software Maintenance, and Repairs.

JOURNAL	145728	DIVISION	Computer Services	Fund Name	Right Of Way Program
				Fund Impact	28,218.64
					28,218.64CR
					.00

To adjust budgets in the Right of Way Fund to provide funds in the correct account code for Subscription-Based IT Arrangements (SBITA) by decreasing funds for Cloud and Managed Services.

FOR INFORMATION ONLY

JOURNAL	145720	DIVISION	Grants and Special Programs	Fund Name Fund Impact	US Dept of Transportation 1,963.00 1,963.00CR .00
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To move funds on Motor Carrier Safety Assistance Program (MCSAP) FY 2022 grant.

JOURNAL	145716	DIVISION	Grants and Special Programs	Fund Name Fund Impact	US Dept of HHS 15,905.29 15,905.29CR .00
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To move funds from Cell Phones and Assistance-Other to Operating Supplies and Expense on Senior Citizen-COVID FY 2020 grant.

BUDGET ADJUSTMENT SUMMARY

1101	General Services District Fund	.00
1115	Full Urban Services District Fund	.00
3160	US Department of Transportation	.00
3190	US Department of Health & Human Services	.00
4002	Sanitary Sewer Revenue and Operating Fund	.00
4051	Water Quality Management Fund	.00
4201	Right Of Way Program Fund	.00

MAYOR LINDA GORTON

**LEXINGTON**

KEVIN ATKINS

CHIEF DEVELOPMENT OFFICER

TO: Mayor Linda Gorton
Urban County Council

FROM: Craig Bencz
Admin. Officer Sr.

CC: Kevin Atkins
Chief Development Officer

DATE: January 9, 2024

SUBJECT: Habitat Mitigation – Legacy Business Park

Request

Request Council authorization to execute a cover letter and provide mitigation payment in the amount of \$11,750 to the Kentucky National Lands Trust's Imperiled Bat Conservation Fund for the removal of 2.5 acres of potential wildlife habitat on the Legacy Business Park project site.

Reason for Request

Development of the Legacy Business Park site will require removal of 2.5 acres of potential Indiana bat and northern long-eared bat habitat. As directed by the U.S. Fish and Wildlife Service, LFUCG is proposing payment of \$11,750 as a conservation measure to mitigate for the removal of this potential habitat. This mitigation proposal is consistent with accepted conservation strategy and will fulfill, in part, U.S. Army Corps of Engineers permitting requirements for the project.

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

The cost for this FY is: \$11,750

The cost for future FY is: N/A

Are the funds budgeted?

A Budget Amendment is in process to provide funds for this request.



Account number: 1144-136103-0001-71299

File Number:

Director/Commissioner: Bencz/Atkins





Legend

9
0050-24
N



2.5 acres Forested Habitat to
be Removed



Existing Forested Habitat to Remain

MAYOR LINDA GORTON



LEXINGTON

Jason G. Wells
Fire Chief

TO: Mayor Linda Gorton
FROM: Jason G. Wells, Fire Chief
DATE: January 18, 2024
SUBJECT: Memorandum of Understanding with Voices of Hope

The Division of Fire and Emergency Services requests authorization to enter into a Memorandum of Understanding with Voices of Hope – Lexington, Inc.

Why are you requesting? Voices of Hope is a local Recovery Community Center that has been providing services since opening in 2018. Voices of Hope is a not-for-profit organization. This MOU will enable them to place one or more of their Recovery Coaches with the Community Paramedicine program. These Recovery Coaches will help to engage with and provide services to individuals that the Community Paramedicine team are following up with as the result of an overdose that has occurred. The expiration date of this MOU is December 31, 2024.

Department needs this action completed because Voices of Hope has offered to provide one or more of their Recovery Coaches to the Community Paramedicine program. This will in turn help the program and the city of Lexington.

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

File Number:

Director/Commissioner: Wells/Armstrong



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: January 16, 2024

SUBJECT: Recommendation for an FY24 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for Mediocre Creative LLC.

Request

The purpose of this memorandum is to request approval of an FY24 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for Mediocre Creative LLC in the amount of \$12,500.00.

Purpose of Request

The grant will provide funds for a feasibility study to identify, evaluate, and select Best Management Practices (BMPs) capable of reducing the impact of pollutant loading and flooding at 712 & 714 North Limestone Streets. The study will identify potential projects to benefit the immediate areas of True Alley and North Limestone and the downstream Cane Run Watershed and to improve water quality and quantity through potential rainwater retention systems, removal of impervious parking areas, and additional tree canopy.

Project Cost in FY24 and in Future Budget Years

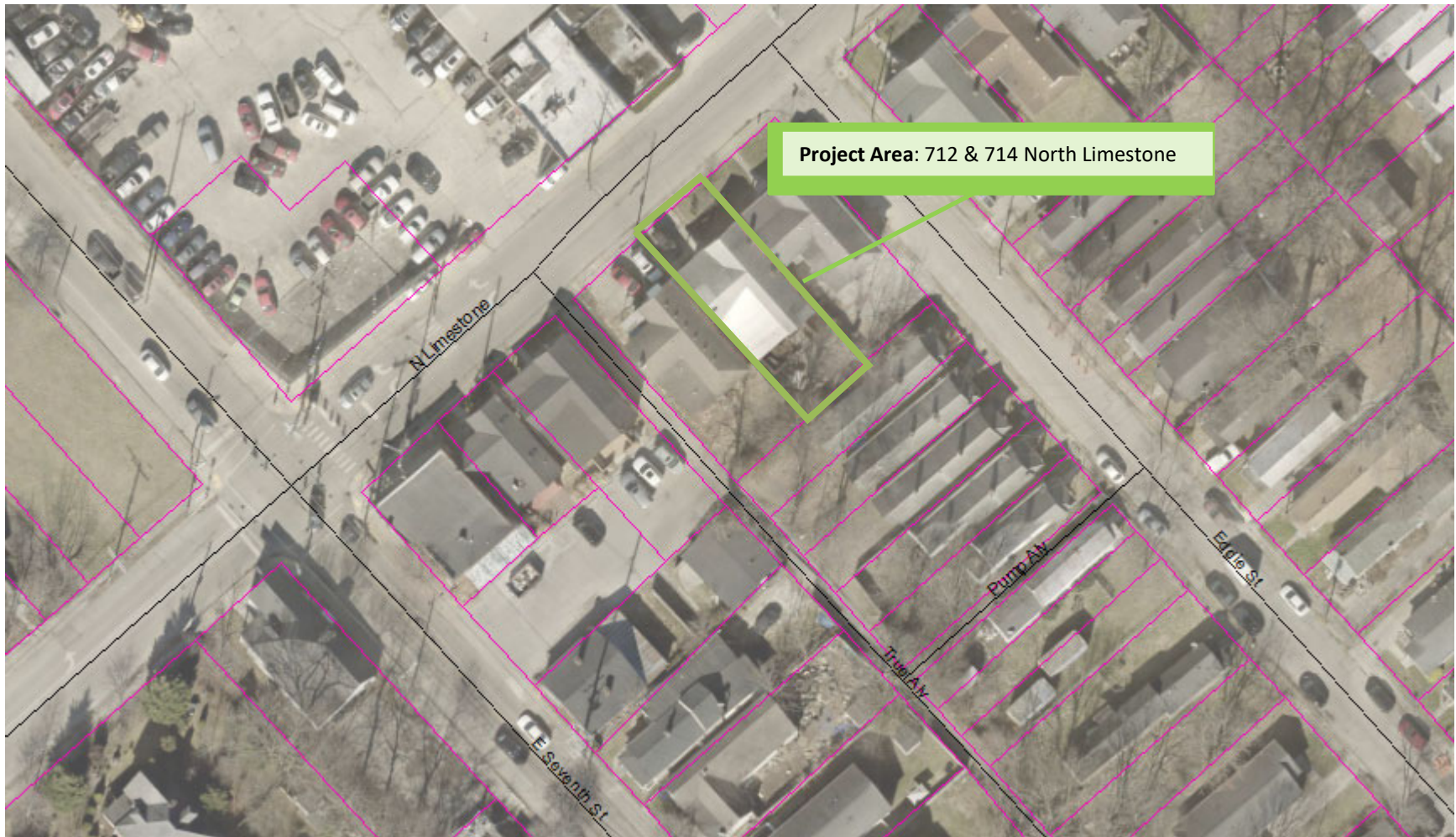
The grant has been approved for FY 2024 funding by the Water Quality Fees Board in the amount of \$12,500.00.

Are Funds Budgeted

Funds are budgeted in: 4052 – 303204 – 3373 – 78112 – WQINCENTIVE_24 – WQ_GRANT

Martin/Albright

Stormwater Quality Projects Incentive Grant Program



Mediocre Creative, LLC

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: January 16, 2024

SUBJECT: Recommendation for an FY24 (Class B Infrastructure) Stormwater Quality Projects
Incentive Grant for Bread and Roses, LLC.

Request

The purpose of this memorandum is to request approval of an FY24 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for Bread and Roses, LLC in the amount of \$31,850.00.

Purpose of Request

Grant funds will be used for a Feasibility study to evaluate the opportunities to integrate stormwater management into a parking lot retrofit that addresses pedestrian connectivity, removes impervious surfaces, plants native vegetation, and tree canopy. The project also includes stormwater education (organization to host a workshop with Trees Lexington to discuss the importance of the Stormwater Quality Projects Incentive Grant Program and the addition of tree canopy to its scoring matrices).

Project Cost in FY24 and in Future Budget Years

The grant has been approved for FY 2024 funding by the Water Quality Fees Board in the amount of \$31,850.00.

Are Funds Budgeted

Funds are budgeted in: 4052 – 303204 – 3373 – 78112 – WQINCENTIVE_24 – WQ_GRANT

Martin/Albright



Stormwater Quality Projects Incentive Grant Program



Bread and Roses, LLC

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: January 16, 2024

SUBJECT: RELEASE OF A PARTIAL DETENTION EASEMENT AT 2350 NORMAN LANE

Request

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 release of a partial detention easement at 2350 Norman Lane.

Purpose of Request

The easement is no longer needed because the facilities in the easement will be removed or safe loaded.

Project Cost in FY24

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

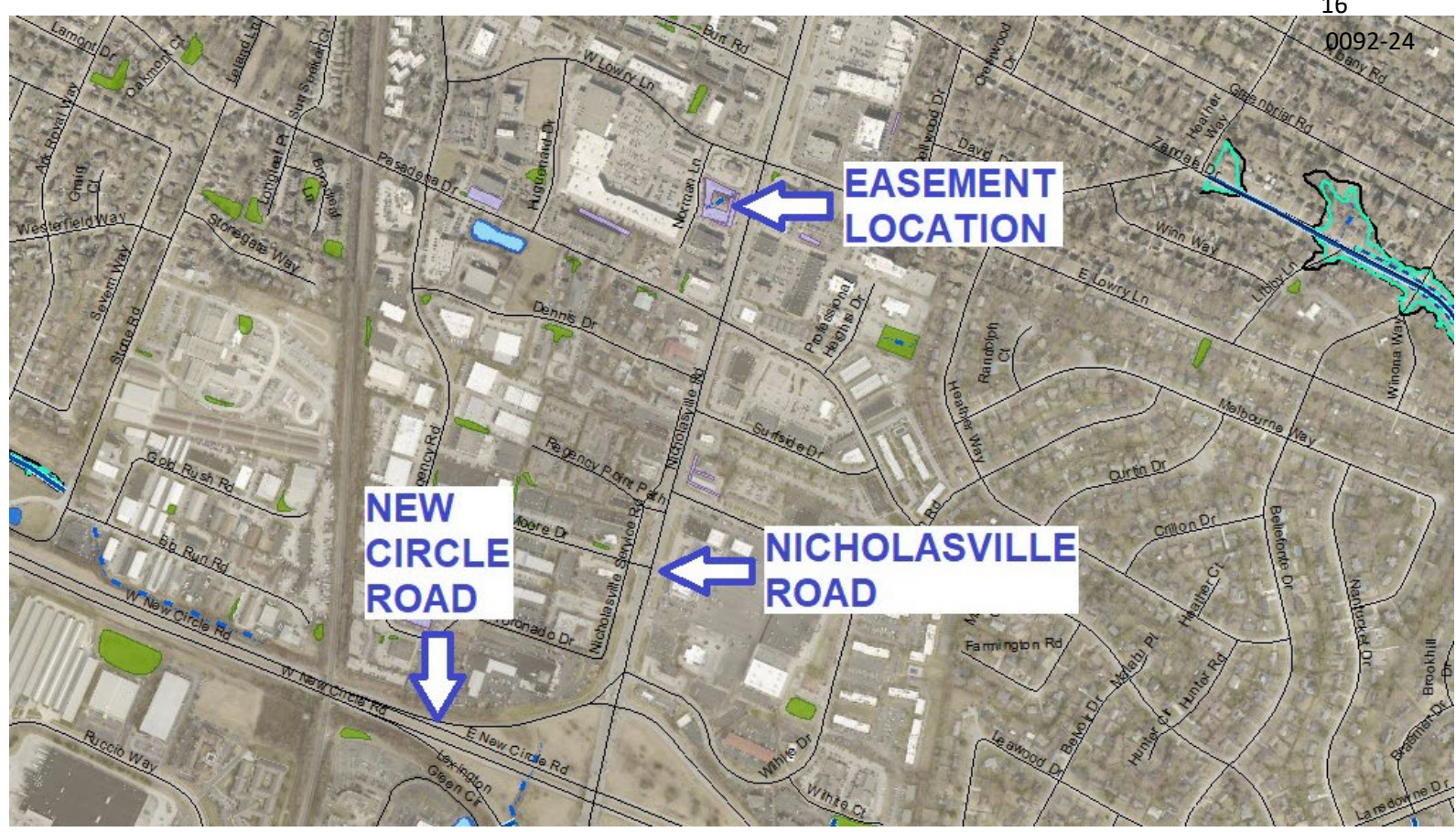
E. Thompson, 01/11/2024.

Martin/Albright

DRB

cc: Debbie R. Barnett
Gregory Lubeck, PE





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: JANUARY 18, 2024

SUBJECT: Acceptance of Interstate Emphasis Grant for the Division of Police

Request: Council authorization to execute agreement and accept federal funds from the Kentucky State Police Commercial Vehicle Enforcement Division Interstate Emphasis Grant in the amount of \$30,000 to improve commercial motor vehicles safety and compliance in alignment with Department of Transportation's Federal Motor Carriers Safety Administrative goals. No match is required.

Purpose of the Request: The Division of Police has been awarded federal funds from the Kentucky State Police--Commercial Vehicle Enforcement Division in the amount of \$30,000. Kentucky State Police will partner with Lexington Fayette Urban County Government to target unsafe driving of commercial motor vehicles and non-commercial motor vehicles operating unsafely in the immediate vicinity of commercial motor vehicles in areas identified as high crash corridors. Specifically addressing efforts to improve commercial motor vehicles safety and compliance in alignment with Department of Transportation's Federal Motor Carriers Safety Administrations strategic goals.

What is the cost in this budget year and future budget years? \$30,000 has been awarded for Fiscal Year 2024. No matching funds are required. Future years funding dependent upon availability.

Are the funds budgeted? Budget amendment is in process.

File Number: 0096-24

Director/Commissioner: Weathers/Armstrong



MAYOR LINDA GORTON



LEXINGTON

THERESA REYNOLDS
DIRECTOR
GRANTS & SPECIAL PROGRAMS

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

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

DATE: JANUARY 18, 2024

**SUBJECT: Agreement with University of Kentucky Research Foundation (UKRF) for
the Division of Fire and Emergency Services**

Request: Council authorization to execute agreement in the amount of \$83,619 with the University of Kentucky Research Foundation (UKRF) for the provision of evaluation services for the Community Paramedicine Overdose Outreach Lexington (CPOOL) under the Comprehensive Opioid, Stimulant, and Substance Use Program from the Department of Justice Bureau of Justice Assistance grant program for the Division of Fire and Emergency Services. Cost not to exceed \$83,619.

Purpose of Request: On November 2, 2023 (Resolution 607-2023), Council approved acceptance the federal funds from the Department of Justice, Bureau of Justice Assistance Comprehensive Opioid, Stimulant, and Substance Use Program grant program. As part of the grant, the University of Kentucky Center on Drug & Alcohol Research will assist with collecting and analyzing data as part of performance evaluation as a requirement of the grant program.

This evaluation will be completed over the period of performance of the grant from October 1, 2023-September 30, 2026. This is for the first year of the grant.

What is the cost in this budget year and future budget years? \$83,619 is cost in FY2024 Future year. Future years cost for renewal \$83,619 for FY25 and FY26.

Are the funds budgeted? Yes, 3140-505701-5701-71299, COSSUP_2024, FED_GRANT, 2024

File Number: 0097-24

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: JANUARY 18, 2024

**SUBJECT: Accept funds for the Division of Planning's Metropolitan Planning
Organization for FY 24 from Jessamine County**

Request: Council Authorization to accept funds in the amount of \$10,000 from the Jessamine County Fiscal Court for the Lexington Area Metropolitan Planning Organization (MPO). No match required.

Purpose of the Request: The Metropolitan Planning Organization conducts transportation planning for Fayette and Jessamine County. The funding from the Jessamine County Fiscal Court supports MPO planning activities and operating costs related to the MPO office within the Division of Planning. Operating costs include office supplies, equipment, professional services, subscriptions and dues.

What is the cost in this budget year and future budget years? \$10,000 has been awarded for FY2024. No match required. Funds for future budget years are dependent upon availability of grant funds.

Are the funds budgeted? Budget amendment is in process.

File Number: 0098-24

Director/Commissioner: James Duncan/Keith Horn





TO: Mayor Linda Gorton
Urban County Council

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

DATE: January 16, 2024

SUBJECT: Recommendation for an FY24 (Class A Neighborhood) Stormwater Quality Projects Incentive Grant for Waterford II Homeowners Association, Inc.

Request

The purpose of this memorandum is to request approval of an FY24 (Class A Neighborhood) Stormwater Quality Projects Incentive Grant for Waterford II Homeowners Association, Inc., in the amount of \$120,000.00.

Purpose of Request

Grant funds to be used to construct Phase 1 of the Waterford II Homeowners Association – Hardscape Infrastructure Removal and Stream Restoration Project. The project will replace the silted-in and failing amenity pond with a natural stream ecosystem. The project elements include restoring a series of pools, riffles, and runs, an enhanced riparian buffer, and floodplain vegetation areas. The project also includes stormwater education by installing permanent signage that explains how the project improves stormwater quality in the West Hickman Creek watershed.

Project Cost in FY24 and in Future Budget Years

The grant has been approved for FY 2024 funding by the Water Quality Fees Board in the amount of \$120,000.00.

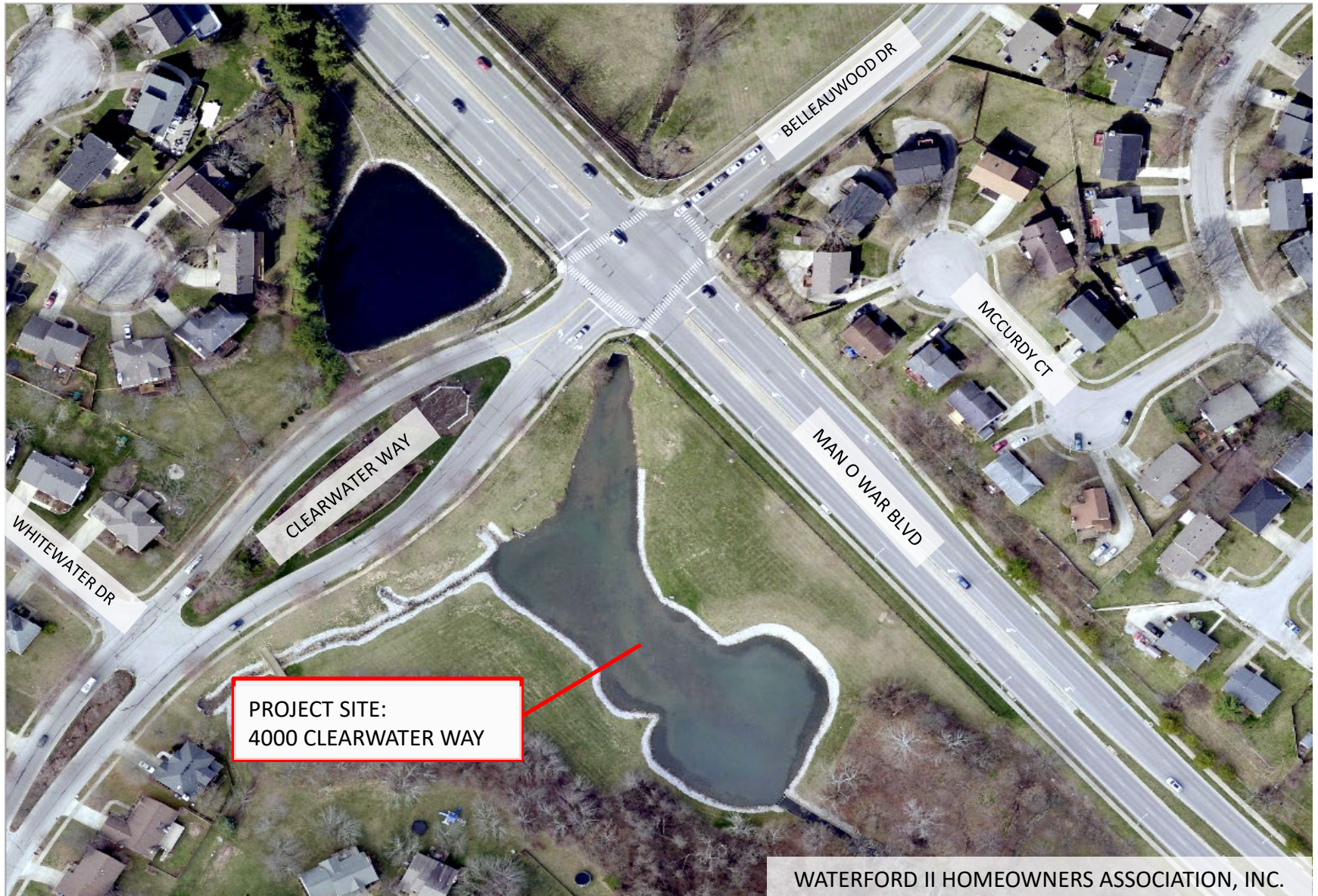
Are Funds Budgeted

Funds are budgeted in: 4052 – 303204 – 3373 – 78112 – WQINCENTIVE_24 – WQ_GRANT

Martin/Albright



Stormwater Quality Projects Incentive Grant Program



MAYOR LINDA GORTON

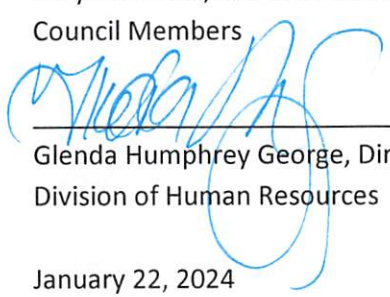


LEXINGTON

GLEND A HUMPHREY GEORGE
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: 
Glenda Humphrey George, Director
Division of Human Resources

DATE: January 22, 2024

SUBJECT: Police Promotional Process

Request:

The attached action requests authorization to execute a Statement of Work with Industrial/Organizational Solutions, Inc. (I/O Solutions) for Police Sergeants and Police Lieutenants promotional testing cycle under the terms and conditions of the contract for RFP 47-2019, effective upon passage of Council.

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

The cost is not to exceed \$106,065 and funds will be requested for FY25 in the division's Professional Services/Police account. (1101-160502-1821-71299).

File Number: 0101.24

Director/Commissioner:

Glenda Humphrey George/Sally Hamilton

If you have any questions, please contact Alana Morton at (859) 258-3037.



MAYOR LINDA GORTON

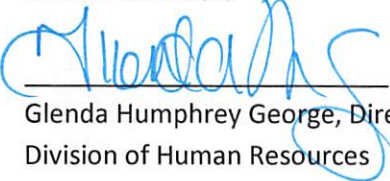


LEXINGTON

GLEND A HUMPHREY GEORGE
DIRECTOR
HUMAN RESOURCES

MEMORANDUM

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

FROM: 
Glenda Humphrey George, Director
Division of Human Resources

DATE: January 22, 2024

SUBJECT: Abolish/Create positions – Division of Community and Resident Services

Request:

The attached action is requesting authorization to abolish one (1) classified position of Social Worker Sr. (Grade 518E) and create one (1) classified position of Social Services Worker (Grade 516E) in the Division of Community and Resident Services, effective upon passage of Council.

Why are you requesting:

The Division of Community and Resident Services is requesting to change the job title of Social Worker Sr. to Social Services Worker. The job duties of the Social Services Worker position are more in line with the needs of the division. The Social Services Worker position does not require a license.

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

This has a 12-month future impact cost savings of \$6,631.16.

Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Social Worker Sr.	\$54,423.20	\$0	(\$54,432.20)
Social Services Worker	\$0	\$49,362.56	\$49,362.56
Total Annual Impact/ Salary and Benefits (\$6,631.16)			



File Number: 0102.24

Director/Commissioner: Glenda Humphrey George/Sally Hamilton

If you have questions or need additional information, please contact Alana Morton at (859) 258-3037.



MAYOR LINDA GORTON

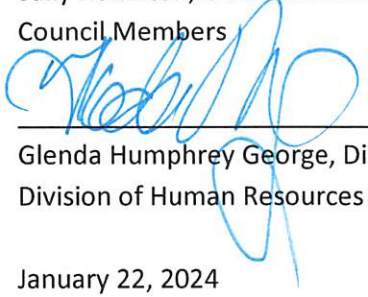


LEXINGTON

GLEND A HUMPHREY GEORGE
DIRECTOR
HUMAN RESOURCES

MEMORANDUM

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

FROM: 
Glenda Humphrey George, Director
Division of Human Resources

DATE: January 22, 2024

SUBJECT: Create position – Division of Human Resources

Request:

The attached action is requesting authorization to create one (1) classified position of Human Resources Manager (Grade 527E) in the Division of Human Resources, effective upon passage of Council.

Why are you requesting:

The Division of Human Resources is requesting to create an HR Manager position that will be located at the Division of Community Corrections. This position will handle recruitment, hiring, new employee orientation, employee relations matters, discipline and CBA issues.

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

This has a 12-month future impact cost of \$116,485.66.

Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Human Resources Manager	\$0	\$84,427.20	\$84,427.20
Total Annual Impact/ Salary and Benefits \$116,485.66			



File Number: 0104.24

Director/Commissioner: Glenda Humphrey George/Sally Hamilton

If you have questions or need additional information, please contact Alana Morton at (859) 258-3037.



MAYOR LINDA GORTON

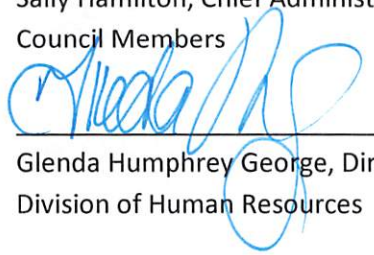


LEXINGTON

GLEND A HUMPHREY GEORGE
DIRECTOR
HUMAN RESOURCES

MEMORANDUM

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

FROM: 
Glenda Humphrey George, Director
Division of Human Resources

DATE: January 22, 2024

SUBJECT: Create position – Office of the Chief Administrative Officer

Request:

The attached action is requesting authorization to create one (1) unclassified position of Senior Special Projects Administrator (Grade 530E) in the Office of the Chief Administrative Officer, effective upon passage of Council.

Why are you requesting:

The purpose of this position is to manage special projects, to coordinate and administer city-wide initiatives, manage projects as assigned and ensure compliance with state, local and federal law.

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

This has a 12-month future impact cost of \$133,923.46.

Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Senior Special Projects Administrator	\$0	\$97,735.04	\$97,735.04
Total Annual Impact/ Salary and Benefits \$133,923.46			



File Number: 0105-24

Director/Commissioner: Glenda Humphrey George/Sally Hamilton

If you have questions or need additional information, please contact Alana Morton at (859) 258-3037.



**Neighborhood Development Funds
January 30, 2024
Work Session**

Amount	Recipient	Purpose
\$ 4,700.00	Black Male Working Academy Roszalyn Akins 3016 Bracktown Rd. Lexington, KY 40511	For their 2024 Youth Leadership trip to Huntsville, Alabama
\$ 1,850.00	NABVETS Rev. Dr. Jim Thurman 237 E. 5th Street Lexington, KY 40508	For annual recognition and fundraising dinner sponsorship for years 2023 and 2024
\$ 2,850.00	Broke Spoke Brad Flowers 501 W. 6th Street #130 Lexington, KY 40508	For their volunteer mechanic training classes
\$ 1,275.00	Kentucky Lions Eye Foundation Jennifer Spurling 301 E. Muhammed Ali Blvd. Louisville, KY 40202	For their 13th annual Mr. and Miss KY basketball awards ceremony to assist with serving those in need of vision care across the Commonwealth
\$ 2,100.00	Lex Prom Project Inc. Asona McMullen 2220 Nicholasville Rd. Ste.110 #334 Lexington, KY 40508	For providing under-resourced students with the opportunity to attend their senior prom - funding will be used to purchase shoes for students
\$ 2,000.00	Ziva Project Incorporated Kinga Mnich 624 Andover Village Pl Lexington, KY 40509	For their 2024 Ziva Voices International Women's Day week long celebration



Budget, Finance & Economic Development Committee

November 28, 2023

Summary and Motions

Chair James Brown called the meeting to order at 1:02 p.m. Vice Mayor Dan Wu, and Council Members Chuck Ellinger, Hannah LeGris, Liz Sheehan, Fred Brown, Jennifer Reynolds, and Kathy Plomin were in attendance. Council Members Tayna Fogle, Shayla Lynch, Denise Gray, and Dave Sevigny were also present as non-voting members.

I. Approval of September 26, 2023 Committee Summary

A motion by Reynolds to approve the September 26, 2023 Committee Summary, seconded by Plomin, the motion passed without dissent.

II. Monthly Financial Update – August 2023

Commissioner Hensley provided a brief update on the monthly financials. As expected, expenses are exceeding revenues. November is a large revenue collection month due to property tax payments, so there should be a positive change in revenue by the January financial update.

III. Short-Term Rental (STR) Revenue Update

Director Holbrook presented on the short-term rental (STR) revenue update. The STR ordinance was passed on July 11, 2023 and goes into effect on January 11, 2024. Enforcement efforts will begin after that date. The ordinance created requirements for a short-term rental special fees license, criteria for denying or revoking licenses, and a revocation appeals process. Licenses required to operate a STR include a zoning compliance permit, business license, and a complete special fee license packet. Registration information is available online.

Over 250 entities have sought and received zoning compliance permits while only 63 have submitted special fees license applications to date. 895 units were available for rent on one of the STR platforms last week. After January 11th, identification of operating but unregistered STRs will begin after timely applications postmarked by January 11th, 2024, are processed.

After January 11th, 2024, the Division of Revenue will begin investigating and potentially citing non-compliant operators. Identifying operating but unregistered STRs is a key reason for the need for a STR tracking software to help the Division of Revenue identify unregistered operators. The request for proposal (RFP) for this software was issued this week and they hope to finalize the bid in January and implement the software prior to the end of the fiscal year.

IV. Lexington Jobs Fund Update

Craig Bencz presented the annual update on the Jobs fund which is an incentive program that provides funding to businesses that commit to creating and retaining jobs in Lexington. Funding for the Jobs fund is administered by the Economic Development Investment Board.

As part of the Jobs fund guidelines, there is a strong emphasis on advanced manufacturing, technology, professional shared service operations, and healthcare jobs. Funding is administered in the form of loans (up to \$250,000) and forgivable loans (up to \$100,000) which are repayable or forgivable within 10 years. Businesses are eligible for funding if they are located in or moving to Lexington; create jobs with average wages greater than or equal to the county median (\$24.00/hour); establish and meet job creation requirements; produce a tradeable good or service; and agree to compliance reporting.

Approximately \$1.4 million is currently available for award. Previous awards total \$3.88 million with 306 jobs committed. As a result, \$16.8 million in new payroll has been committed resulting in 4.32 times the incentives disbursed. Cost per job created is approximately \$13,197. There are currently 12 jobs fund recipients (4 forgivable loans and 8 traditional loans) in repayment of their loans requiring monthly payments back into the fund.

V. Review of the Exaction Program

Craig Bencz provided an update on the Exaction Program. The goal of the program is to provide an equitable means to allocate a fair share of the cost of infrastructure needed to serve new growth and development in the expansion areas. Exactions must be proportional to the cost of capital facilities, assessed on a per acre basis, and rates are set by the Council and updated to reflect actual project costs. Exactable infrastructure that can be considered: sanitary sewer capacity and transmission; collector roads; multi-neighborhood parks and non-flood plain greenways; rural open space; and stormwater management facilities.

Of the 4,273 total developable acres in all expansion areas, 51% or 2,179 acres remain to be developed. Expansion area 1 is 100% complete and area 3 is near completion at 86%. Total exaction program costs are \$108.75 million. Total collections on platted land, which are paid at time of building permit, are \$55.82 million. Total remaining exactions are \$54.27 million.

In lieu of comprehensive development exactions, stakeholder infrastructure agreements could be used to accomplish the objectives of the 1996 Expansion Area Master Plan. The goal is to dissolve the Exactions Program by the end of 2024. Roadmap to dissolution includes engaging with expansion area stakeholders, negotiation and execution of agreements, clean up zoning ordinance text amendment, clean up amendments to Code of Ordinances, and clean up administrative records. Tentative timeline for dissolving expansion areas 1 and 3 is as early as the 1st quarter of 2024 and expansion area 2 by the end of 2024.

VI. Items Referred to Committee

A motion by J. Brown to remove item #2, Review of the Current Civil Service Pay Scale and Exploration of Annual Compensation Increases for City Employees, seconded by Ellinger, the motion passed without dissent.

VII. Adjournment

A motion by Plomin to adjourn at 2:42pm, seconded by Ellinger, the motion passed without dissent.



Social Services and Public Safety Committee Meeting

January 23, 2024

PARTIAL SUMMARY

Chair Reynolds called the meeting to order at 1:01 p.m. Committee Members Ellinger, J. Brown, Fogle, Monarrez, Gray, F. Brown, Baxter, Sevigny, and Plomin were in attendance. Council Member Lynch was also present as a non-voting member.

Source of Income Discrimination

Dave Sevigny, 10th District Council Member, began his presentation with a timeline from introduction of the *Source of Income Discrimination* item in 2022 until present. This item was first introduced to council members in 2022 and the Kentucky Tenants group met with almost every council member. The item died in committee that year for lack of action from previous sponsor. Council Member Sevigny took ownership of the item by placing it in this committee on April 18, 2023. Council Member Shayla Lynch became a co-sponsor of the item and the two met with Commissioner Charlie Lanter, tenants, landlords, and wrap around providers. The item was presented to the Social Services and Public Safety committee on October 10, 2023. The committee held a special meeting on November 14, 2023 for the purpose of hearing public input on the issue. Council Members Sevigny and Lynch received several letters of support which were circulated in the January 23, 2024 committee packet. During this meeting, Sevigny spoke about updates to the draft ordinance which now stands alone in the code of ordinances. He reviewed the addition of whereas clauses and what each of those mean. He pointed out the addition of a paragraph that states this shall not be construed or interpreted to supersede any federal or state law or regulation.

Motion by Sevigny to approve as amended an ordinance creating section 2-31.2 of the Lexington-Fayette Urban County Government code of ordinances, to prohibit discrimination in housing on the basis of lawful source of income or payment, all effective March 1, 2024; and report the item out of committee at the January 30th Work Session. Seconded by Gray. Motion passed 7-3 (Yes- J. Brown, Fogle, Monarrez, Gray, Sevigny, Reynolds, and Plomin; No – Ellinger, Baxter, and F. Brown).

Motion by Baxter to amend the ordinance referenced above (section 2-31.2 of the Lexington-Fayette Urban County Government code of ordinances); removing language pertaining to paying mortgages and the sale/buying of property. Seconded by Gray. Motion passed 7-3 (Yes – J. Brown, Ellinger, Monarrez, Gray, F. Brown, Baxter, and Plomin; No – Fogle, Sevigny, and Reynolds).

Motion by Ellinger to table discussion of the *Source of Income Discrimination* committee item until March 5, 2024. Seconded by F. Brown. Motion failed 5-5 (Yes – Ellinger, Monarrez, F. Brown, Baxter, and Plomin; No – J. Brown, Fogle, Gray, Sevigny, and Reynolds).

The full January 23, 2024 Committee Summary will be reported out at Work Session on March 5, 2024.

DRAFT FOR WORK SESSION

ORDINANCE NO. _____-2024

AN ORDINANCE CREATING SECTION 2-31.2 OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CODE OF ORDINANCES, TO PROHIBIT DISCRIMINATION IN HOUSING ON THE BASIS OF LAWFUL SOURCE OF INCOME OR PAYMENT, ALL EFFECTIVE MARCH 1, 2024.

WHEREAS, the Lexington-Fayette Urban County Government Council seeks to enhance the health, safety, and general welfare of the public through adopting this ordinance; and

WHEREAS, the Urban County Government is a proponent of taking measures to reduce or eliminate discrimination in housing, and of promoting fair and equal housing opportunities to its residents; and

WHEREAS, the adoption of this ordinance should result in making additional housing opportunities available to the residents of Lexington-Fayette County; and

WHEREAS this ordinance does not intend, and shall not be construed, to: (a) require a housing provider to give a preference to anyone or to rent to an otherwise unqualified tenant, (b) limit a housing provider’s ability to choose the most qualified and appropriate candidate; (c) or unreasonably delay the housing provider’s ability to rent property.

BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That Section 2-31.2 of the Code of Ordinances, Lexington-Fayette Urban County Government, be and hereby is created to read as follows:

Sec. 2-31.2. Discrimination in housing due to lawful source of income or payment.

- (1) It is the policy of the Lexington Fayette Urban County Government to safeguard all persons within Fayette County from discrimination in housing on the basis of lawful source of income or payment as evidenced by the refusal to consider any lawful source of income or payment in the same manner as ordinary wage income.
- (2) For purposes of this section, “lawful source of income or payment” shall mean:
 - (a) any form of lawful income or payment that can be verified, which a person can use to pay rental or other payments associated with the rental, lease, or occupancy of any real estate used for residential purposes within Fayette County; and

- (b) may include lawful income paid to or on behalf of a renter including, but not limited to, income derived from wages, salaries, or other compensation for employment, court-ordered payments, income derived from social security, grants, pensions, or any form of federal, state, or local public assistance and/or housing assistance, including Housing Choice vouchers, and any other forms of lawful income. "Lawful source of income or payment" does not include income derived in an illegal manner.
- (3) The prohibitions in this section against discrimination based on lawful source of income or payment shall not be construed to prohibit a housing provider from determining the ability of a potential renter to pay rent by verifying in a commercially reasonable and nondiscriminatory manner the source and amount of income or creditworthiness of the potential renter. However, the use of a financial or income standard for the rental of housing that fails to account for any rental payments or portions of rental payments that will be made by other individuals, organizations, or governmental agencies on the same basis as rental payments to be made directly by the tenant or prospective tenant shall be a prohibited, unlawful practice.
- (4) This ordinance shall not be construed or interpreted to supersede any federal or state law or regulation that expressly conflicts with any provision of this ordinance, or that prohibits the application or enforcement of any part of this ordinance.
- (5) The Lexington-Fayette Urban County Human Rights Commission shall have jurisdiction to receive, investigate, conciliate, hold hearings, and issue orders relating to complaints filed alleging discrimination in housing specifically as it pertains lawful source of income or payment, and otherwise exercise the enforcement powers consistent with this Article of the Code of Ordinances.

Section 2 – That if any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unlawful by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 3 - That this Ordinance shall become effective on March 1, 2024.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL

Published:

MAYOR LINDA GORTON

**LEXINGTON**TODD SLATIN
DIRECTOR
PROCUREMENT

Urban County Council Council Meeting February 1, 2024

The following price contract bid recommendations will be placed on the Mayor's Report for approval at the February 1, 2024 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 Cylinder Repair – 143-2023 – Hydraulic Specialist, Inc.

