

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, March 5, 2024

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**Lexington-Fayette Urban County Council
Schedule of Meetings
March 4 – March 11, 2024**

Monday, March 4

No Meetings

Tuesday, March 5

Social Services & Public Safety Committee Meeting.....1:00 p.m.
Government Center, Council Chamber, 2nd Fl.

Council Work Session.....3:00 p.m.
Government Center, Council Chamber, 2nd Fl.

Wednesday, March 6

No Meetings

Thursday, March 7

Council Meeting.....6:00 p.m.
Government Center, Council Chamber, 2nd Fl.

Friday, March 8

No Meetings

Monday, March 11

No Meetings

**Lexington-Fayette Urban County Council
Work Session Agenda
March 5, 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, February 27, 2024, pp. 1-2
- IV. Budget Amendments- Yes, pp. 3-4**
- V. Budget Adjustments - For Information Only- Yes, pp. 5-6**
- VI. New Business- Yes, pp. 7-36**
- VII. Continuing Business/ Presentations- Yes**
 - a. Neighborhood Development Funds, March 5, 2024, pp. 37
 - b. Summary: Social Services and Public Safety Committee, January 23, 2024, pp. 38-41
 - c. Presentation: Play Golf Lexington Award, p. N/A
- VIII. Council Reports**
- IX. Mayor's Report- Yes**
- X. Mayor's Report - Price Contract Bid Recommendations- Yes, pp. 42-43**
- XI. Public Comment - Issues Not on Agenda**
- XII. Adjournment**

Administrative Synopsis - New Business Items

- a** **0203-24** Authorization to approve the purchase of real property located at 130/134 West New Circle Road in the amount of \$6,000,000 and all related closing costs for the future consolidation of the Division of Water Quality operations. Budget Amendment in process. (L0203-24) (Martin/Albright), pp. 7-8
- b** **0205-24** Authorization to approve a decreasing Change Order in the amount of \$48,255.00, the full amount of the Stormwater Quality Projects Incentive Grant with North Lexington Holdings II, LLC, contract #097-2021. The project scope has increased beyond the grant award and the grantee has opted to cancel the grant. (L0205-24) (Martin/Albright), pp. 9-13
- c** **0206-24** Authorization to establish FARO Technologies Inc. as a sole source vendor and accept the Maintenance Agreement for the FARO 3D Crime Scene Scanner. The coverage period is one year, January 1, 2024, through December 31, 2024, for a cost of \$2,360. Funds are budgeted. (L0206-24) (Weathers/Armstrong), p. 14
- d** **0213-24** Authorization to approve an FY24 (Class B Education) Storm Water Quality Projects Incentive Grant in the amount of \$39,900.00 for the Fayette County Public Schools (FCPS) to provide stormwater education and outreach, focusing on 12 schools within West Hickman Creek. Funds are budgeted. (L0213-24) (Martin/Albright), pp. 15-16
- e** **0214-24** Authorization to approve an FY24 (Class B Infrastructure) Storm Water Quality Projects Incentive Grant in the amount of \$186,983.63 for Partin Lex Acquisition, LLC c/o The Gibson Company to improve water quality by mitigating the impact of heavy rainfall events. Funds are budgeted. (L0214-24) (Martin/Albright). pp. 17-18
- f** **0215-24** Authorization to approve the Sale and Issuance of the Lexington-Fayette Urban County Government Various Purpose General Obligation, Series 2024A in an aggregate principal amount not to exceed \$38,060,000 (which may be increased by 10%). The annual debt service cost is \$4,664,000. Funds are budgeted. (L0215-24) (Hensley), pp. 19-20
- g** **0216-24** Authorization to approve the Ordinance for the Sale and Issuance of the Lexington-Fayette Urban County Government General Obligation Refunding Bonds, Series 2024B in an aggregate principal amount not to exceed \$7,720,000 (which may be increased by 10%), for the purpose of refunding all or a portion of the outstanding principal amount of the General Obligation Bond, Series 2014A. No budgetary impact in FY 2024. (L0216-24) (Hensley), p. 21

h	0217-24	Authorization to approve advertisement of bids and distribution of a Preliminary Official Statement, for the purchase of the principal amount of its Various Purpose General Obligation Bonds, Series 2024A in an aggregate principal amount not to exceed \$38,060,000 and the Various Purpose General Obligation Refunding Bonds, Series 2024B in an aggregate principal amount not to exceed \$7,720,000. Costs are included in the issuance of the bonds. (L0217-24) (Hensley), pp. 22-23
i	0223-24	Authorization to execute a Purchase of Service Agreement with the Friends of Wolf Run, Inc. to serve as the organization partner in the implementation of the 319(h) grant-funded Wolf Run Watershed Water Quality Basins and Update Project at a cost not to exceed \$9,600. Funds are budgeted. (L0223-24) (Carey/Albright), p. 24
j	0224-24	Authorization to execute a Licensing Agreement with ErgoMetrics, Inc. for testing applicants applying for Community Corrections Sergeant promotional processes, at a cost not to exceed \$5,160. Funds are budgeted. (L0224-24) (George/Hamilton) p. 25
k	0225-24	Authorization to transfer a portion of unused right-of-way to the adjacent property owners (Claire and Clovis Collins) at 3541 Cephas Way and for execution of all related documents. No budgetary impact. (L0225-24) (Albright), p. 26
l	0227-24	Authorization to execute an agreement and accept funding from the Kentucky Opioid Response Effort, administered by the Commonwealth of Kentucky, Cabinet for Health and Family Services, in the amount of \$50,000 to help fund the Community Paramedicine Program. No matching funds required. (L0227-24) (Wells/Armstrong), p. 27
m	0228-24	Authorization to submit a grant application and accept award if offered to the Kentucky Justice and Public Safety Cabinet for the 2022 Project Safe Neighborhood (PSN) grant in the amount of \$99,038. No matching funds required. (L0228-24) (Weathers/Armstrong), p. 28
n	0229-24	Authorization to submit an application and accept award if offered, to the Household Hazardous Waste Management Grant Program in the amount of \$110,000 to support the Division of Waste Management with a household hazardous waste collection event(s) for Fayette County, the acceptance of which obligates the government to provide match in the amount of \$27,500. (L0229-24) (Thurman/Albright), pp. 29-30

- o** **0230-24** Authorization to execute a Purchase of Service Agreement with Northern Kentucky Legal Aid Society, Inc. DBA Legal Aid of the Bluegrass (Legal Aid) and allocate funds not to exceed \$200,000.00 for the provision of housing stability services and payment of rent assistance on behalf of eligible families participating in eviction diversion mediation sessions with the Lexington Housing Authority for the period of March 1, 2024, through June 30, 2025. Budget Amendment in process for \$100,000 for FY 2024. Additional funds to be budgeted in FY 2025. (L0230-24) (Lanter), p. 31
- p** **0231-24** Authorization to execute an Engineering Service Agreement, awarded pursuant to RFP No. 1-2024, with Tetra Tech, Inc., for the development of the Comprehensive Climate Action Plan for the Lexington-Fayette County MSA and accompanying associated services, as required by the EPA Climate Pollution Reduction Planning Grant, at a cost of \$505,000. Funds are budgeted. (L0231-24) (Carey/Albright), p. 32
- q** **0232-24** Authorization to execute a Memorandum of Agreement with Goodwill Industries of Kentucky, Inc. and allocate funds not to exceed \$400,000 to provide housing stability services and pay rent assistance on behalf of eligible families referred by the McKinney Vento Homeless Office of Fayette County Public Schools for the period of March 1, 2024, through June 30, 2025. Budget Amendment in process for \$150,000 for FY 2024. Additional funds to be budgeted in FY 2025. (L0232-24) (Lanter), p. 33
- r** **0233-24** Authorization to execute an agreement and accept federal funds in the amount of \$426,648 from the Kentucky Transportation Cabinet (KYTC) for Innovation Drive (CS 1185) and Georgetown Road (US 25) Improvement project. Commerce Lexington will contribute required matching funds in the amount of \$200,000, for a total project cost of \$626,648. In addition, Commerce Lexington, Inc will pay any additional project expenses that exceed \$626,648. (L0233-24) (Albright), p. 34
- s** **0234-24** Authorization to execute a Memorandum of Agreement (MOA) between LFUCG and Solar Energy Solutions, pursuant to RFP 4-2024 for the 2024 Solarize Lexington Program at a cost of \$1,088,733.30, an ARPA-funded project. Funds are budgeted. (L0234-24) (Carey/Albright), p 35
- t** **0236-24** Authorization to establish Seiler Geospatial as a sole source vendor and accept the Sales Quotation for the Trimble X7 Crime Scene Scanner T10 Tablet Control Panel and Forensics Suite software, a mapping system for replicating crime scenes. The period is for twelve (12) months, for a cost of \$995. Funds are budgeted. (L0236-24) (Weathers/Armstrong), p. 36

**URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
February 27, 2024**

At-Large Council Member James Brown called the meeting to order at 3:00 p.m. Council Members Ellinger II, Fogle, Lynch, LeGris, Monarrez, Sheehan, Gray, F. Brown, Baxter, Sevigny, Reynolds, and Plomin were present. Mayor Linda Gorton, Vice Mayor Wu, and Council Member Worley were absent.

I. Public Comment – Issues on Agenda

II. Requested Rezonings/Docket Approval

III. Approval of Summary

Motion by Gray to approve the February 13, 2024 Work Session Summary. Seconded by Sevigny. Motion passed without dissent.

IV. Budget Amendments

V. Budget Adjustments – For Information Only

VI. New Business

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

VII. Continuing Business/Presentations

Motion by Ellinger II to approve Neighborhood Development Funds. Seconded by Fogle. Motion passed without dissent.

J. Brown provided a summary of the January 30, 2024 Budget, Finance, and Economic Development Committee Meeting.

VIII. Council Reports

Social Services & Public Safety Committee Chair Reynolds referred an update from the Domestic and Sexual Violence Prevention Coalition to the Social Services & Public Safety Committee.

IX. Mayor's Report

X. Mayor's Report – Price Contract Bid Recommendations

XI. Public Comment – Issues Not on Agenda

XII. Adjournment

Motion by Gray to adjourn at 4:14 p.m. Seconded by LeGris. Motion passed without dissent.

BUDGET AMENDMENT REQUEST LIST

JOURNAL	146125	DIVISION	Youth Services	Fund Name	General Fund	
				Fund Impact		7,343.00
						7,343.00CR
						.00

To provide funds for operating supplies and overtime by reducing funds for Professional Services Mental Health and Food and Household Items.

JOURNAL	146371	DIVISION	Human Resources	Fund Name	General Fund	
				Fund Impact		40,989.75
						40,989.75CR
						.00

To reallocate funds for various operating accounts in Human Resources Administration, Community Corrections Hiring, and Other Hiring, by decreasing funds for Health Center.

JOURNAL	146180	DIVISION	Waste Management	Fund Name	Urban Fund	
				Fund Impact		240,000.00
						.00CR
						240,000.00

To provide additional funds for Material Recovery Facility baler bid which came in higher than budgeted due to increases in the steel market. The current baler is at the end-of-life and is critical to operations. Funds are available in the Urban Fund.

JOURNAL	146388-89	DIVISION	Chief Development Officer	Fund Name	Lex Economic Dev Fund	
				Fund Impact		34,841.00
						34,841.00CR
						.00

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

JOURNAL	146283-84	DIVISION	Grants and Special Programs	Fund Name	Housing and Homelessness	
				Fund Impact		300,000.00
						300,000.00CR
						.00

To provide funds for Housing Assistance programs by recognizing a transfer of interest earned on Housing Stabilization Program grant funds.

JOURNAL	146391-92	DIVISION	Grants and Special Programs	Fund Name	US Dept of Transportation	
				Fund Impact		626,648.00
						626,648.00CR
						.00

To establish grant budget for Innovation Drive and Georgetown Road Improvement project.

JOURNAL	146250	DIVISION	Grants and Special Programs	Fund Name	US Dept of Treasury	
				Fund Impact		300,000.00
						.00CR
						300,000.00

To transfer interest earned on Housing Stabilization Program grant funds in prior fiscal years to Affordable Housing and Homelessness Fund for rent assistance programs.

JOURNAL	146393	DIVISION	Grants and Special Programs	Fund Name Fund Impact	US Dept of Treasury 26,412.43 26,412.43CR .00
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To reallocate funds from American Rescue Plan Act (ARPA) State and Local recovery funds from the completed Dunbar windows project and Buckhorn and Dogwood park projects to ARPA Masterson Station and Picadome projects.

JOURNAL	146246-47	DIVISION	Grants and Special Programs	Fund Name Fund Impact	Grants - Other 300,000.00 300,000.00CR .00
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To establish grant budget for Recycling Partnership Grant - FY 2024 at the Material Recycling Facility.

JOURNAL	146317-18	DIVISION	Water Quality	Fund Name Fund Impact	Sanitary Sewer Fund 6,500,000.00 6,500,000.00CR .00
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To provide funds for purchase of real property for consolidation of the Division of Water Quality operations by recognizing a transfer from the Sanitary Sewer Trust Fund.

JOURNAL	146468	DIVISION	Water Quality	Fund Name Fund Impact	Sewer Construction 842,973.44 842,973.44CR .00
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To provide funds for emergency repair at the Lower Town Branch force main by decreasing funds for grant funded Armstrong Mill project.

BUDGET AMENDMENT REQUEST SUMMARY

1101	General Services District Fund	.00
1115	Full Urban Services District Fund	240,000.00
1144	Lexington Economic Development Fund	.00
1145	Affordable Housing and Homelessness Prevention Fund	.00
3160	US Department of Transportation	.00
3230	US Department of Treasury	300,000.00
3300	Grants - Other	.00
4002	Sanitary Sewer Revenue and Operating Fund	.00
4003	Sanitary Sewer Construction Fund	.00

FOR INFORMATION ONLY

BUDGET ADJUSTMENT LIST
APPROVED FEBRUARY 5 THROUGH FEBRUARY 23, 2024

JOURNAL	146000	DIVISION	Social Services Administration	Fund Name Fund Impact	General Fund 2,035.00 2,035.00CR .00
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To provide funds for Operating Supplies by reducing funds in Professional Services, all within the Domestic Violence Prevention section.

JOURNAL	146002	DIVISION	Community and Resident Services	Fund Name Fund Impact	General Fund 29,143.00 29,143.00CR .00
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To adjust one position of Social Services Coordinator, from Non-Civil to Civil as of January 23, 2024 pursuant to ordinance 010-2024.

JOURNAL	146003	DIVISION	Traffic Engineering	Fund Name Fund Impact	General Fund 739.75 739.75CR .00
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To provide funds for the rent/lease of a new printer by reducing funding in our operating supplies and expenses account.

JOURNAL	146110	DIVISION	Engineering	Fund Name Fund Impact	General Fund 6,458.67 6,458.67CR .00
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To provide funds for laptop purchases by reducing funds for professional services in the General Fund.

JOURNAL	146111	DIVISION	Streets and Roads	Fund Name Fund Impact	General Fund 27,900.00 27,900.00CR .00
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To provide funds to the Supplies-Miscellaneous account for beet heat by decreasing the Salt account.

JOURNAL	146189	DIVISION	Building Inspection	Fund Name Fund Impact	General Fund 6,000.00 6,000.00CR .00
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To provide funds for operating supplies to replace office furniture by decreasing funds for professional services.

FOR INFORMATION ONLY

JOURNAL	146231	DIVISION	Human Resources	Fund Name	General Fund
				Fund Impact	73,504.00
					73,504.00CR
					.00

To create one position of Human Resources Manger for Corrections by decreasing funds for Corrections Part-Time position as of February 16, 2024, pursuant to ordinance 021-2024.

JOURNAL	146109	DIVISION	Engineering	Fund Name	Sanitary Sewer Fund
				Fund Impact	6,458.67
					6,458.67CR
					.00

To provide funds laptop purchases by reducing funds for professional services in the Sanitary Sewer Fund.

JOURNAL	146108	DIVISION	Engineering	Fund Name	Right Of Way Fund
				Fund Impact	6,458.66
					6,458.66CR
					.00

To provide funds for laptop purchases by reducing funds for professional services in the Right of Way Fund.

JOURNAL	146124	DIVISION	Grants and Special Programs	Fund Name	US Dept of Homeland Sec
				Fund Impact	15,533.20
					15,533.20CR
					.00

To move funds from professional services to repairs and maintenance on Emergency Management FY 2023 grant.

BUDGET ADJUSTMENT SUMMARY

1101	General Services District Fund	.00
4002	Sanitary Sewer Revenue and Operating Fund	.00
4201	Right Of Way Program Fund	.00
3200	US Department of Homeland Security	.00

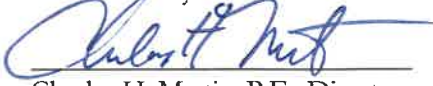
MAYOR LINDA GORTON



LEXINGTON

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

TO: Mayor Linda Gorton
Urban County Council

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

DATE: February 15, 2024

SUBJECT: Property Acquisition – 130/134 West New Circle Road

Request

The purpose of this memorandum is to recommend the purchase of real property located at 130/134 West New Circle Road. The purchase price of this real property is \$6,000,000. The source of funding is the Sewer User Fund.

Purpose of Request

This purchase is recommended for the future consolidation of Division of Water Quality operations. Once the property is purchased and renovated, Division of Water Quality operations from 125 Lisle Industrial Ave., 900 Enterprise Drive and 951 Enterprise Drive will be relocated to this location. Space at the current locations is leased at an FY25 cost of \$708,069. The existing leases require escalating annual costs on varying terms. In the context of FY25 rent and the purchase price, the total future rent savings equals the purchase price in less than nine years.

Project Cost in FY24 and Future Years

\$6,000,000 purchase price – FY24

\$2,000,000 renovation estimate – FY25

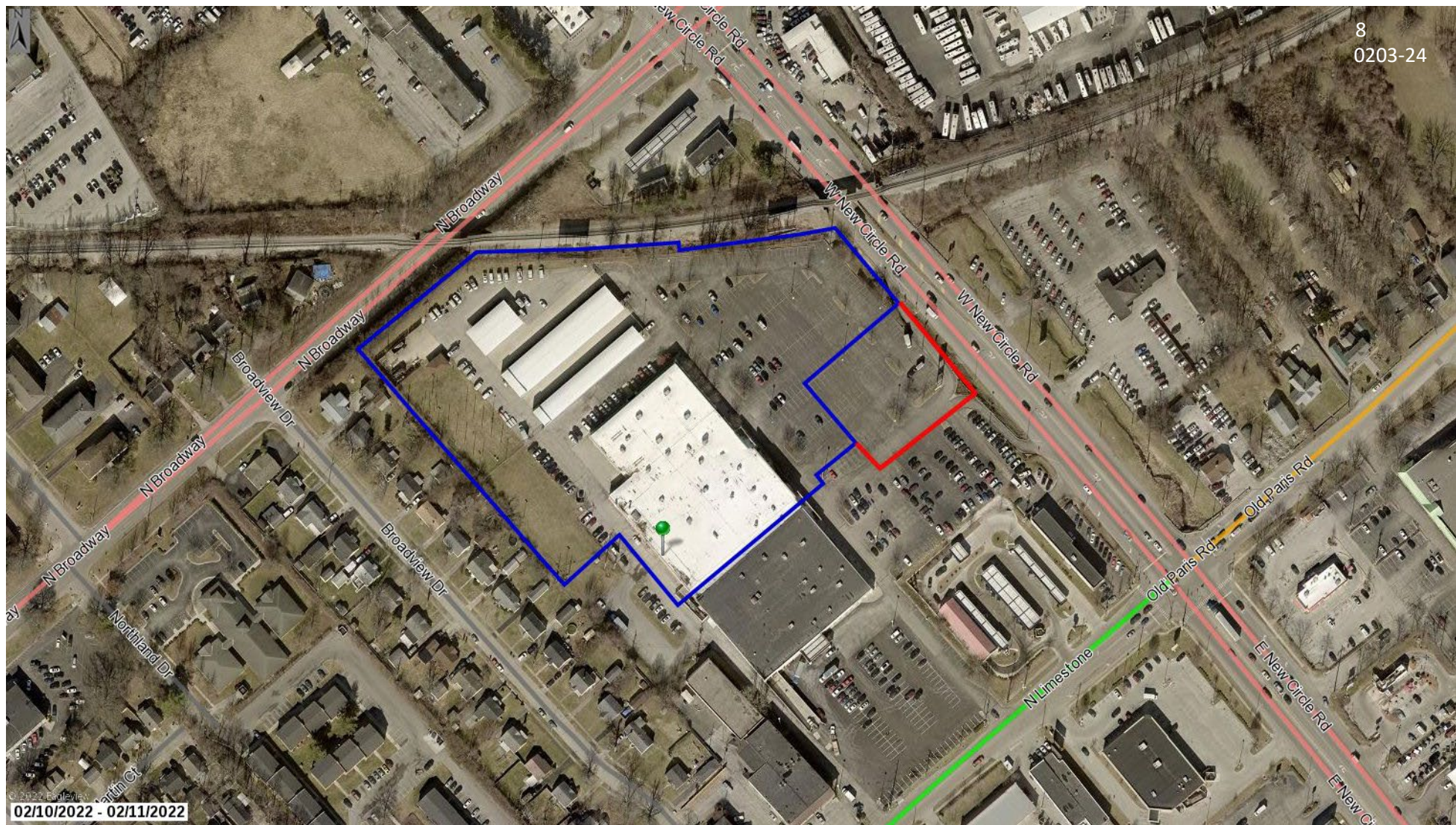
\$93,500 in estimated annual utility costs.

Are the funds budgeted:

Funds are available in the Sewer Trust. Budget Amendment requests pending.

Martin / Albright





MAYOR LINDA GORTON

**LEXINGTON**CHARLES MARTIN
DIRECTOR
WATER QUALITYTO: Mayor Linda Gorton
Urban County CouncilFROM: 
Charles H. Martin, P.E., Director
Division of Water Quality

DATE: February 6, 2024

SUBJECT: Change Order for Stormwater Quality Projects Incentive Grant Contract #097-2021

Request

Requesting approval of a decreasing change order of \$48,255.00 to the Stormwater Quality Projects Incentive Grant with North Lexington Holdings II, LLC, Contract #097-2021.

Purpose of Request

The Grantee's project scope and costs has increased beyond the grant award, and the Grantee has opted to cancel their grant.

Funds from this cancelled grant will be returned to the Stormwater Quality Projects Incentive Grant Program for award in FY24.

Project Cost in FY24 and in Future Budget Years

The decreasing change order savings of \$48,255.00 will be returned to fund 4052 for FY24 grant awards. These grant funds will be moved to FY25 when that budget is created.

Are Funds Budgeted

Savings from this decreasing change order are budgeted in:

4052 – 303204 – 3373 – 78112 – WQINCENTIVE_21 – WQ_GRANT

However, once the change order is approved, there will be a budget amendment to move the funds into:

4052 – 303204 – 3373 – 78112 – WQINCENTIVE_24 – WQ_GRANT

Albright/Martin

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER	Dated:	02-Nov-22
	Contract Modification:	
	CONTRACT #:	C-097-2021

PROJECT: North Lexington Holdings II, LLC Stormwater Quality Project Incentive Grant

TO: North Lexington Holdings II, LLC

Original Contract Amount	\$48,255.00
Cumulative Amount of Previous Contract Modifications	\$0.00
Percent Change of Previous Contract Modifications	0%
Existing Contract Amount	\$48,255.00
Net (increase/decrease) in Contract Amount - (From following pages)	-\$48,255.00
Percent Change of This Contract Modification	-100%
Original Contract Amount	\$48,255.00
Cumulative Amount of all Contract Modifications	-\$48,255.00
Percent Change of all Contract Modifications	-100%
New Contract Amount Including this Change Order	\$0.00

Recommended by <u>Frank H. Miller</u>	(Proj. Engr.)	Date <u>2/6/2024</u>
Accepted by <u>[Signature]</u>	(Consultant)	Date _____
Accepted by <u>[Signature]</u>	(Contractor)	Date <u>2/5/2024</u>
Approved by <u>[Signature]</u>	(Director)	Date <u>2-7-24</u>
Approved by <u>Nancy Albright</u>	(Commissioner)	Date <u>2/12/24</u>
Approved by _____	(Mayor or CAO)	Date _____

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT MODIFICATION					DATE: 02-Nov-22		
					Contract Mod #: 1		
					CONTRACT #: #097-2021		
Project: North Lexington Holdings II, LLC Stormwater Quality Project Incentive Grant							
TO:							
You are hereby requested to comply with the following changes from the contract plans and specifications;							
Item No.	ADD / DEL	Description of changes	Units	Quantity	Unit Price	Decrease in contract price	Increase in contract price
1	DEL		LS	1	\$ 48,255.00	\$ 48,255.00	\$ -
2						\$ -	\$ -
3						\$ -	\$ -
4						\$ -	\$ -
5						\$ -	\$ -
6						\$ -	\$ -
7						\$ -	\$ -
8						\$ -	\$ -
9						\$ -	\$ -
10						\$ -	\$ -
11						\$ -	\$ -
12						\$ -	\$ -
13						\$ -	\$ -
14						\$ -	\$ -
Total decrease						\$ 48,255.00	
Total increase							\$ -
Net (increase) in contract price							\$ (48,255.00)

JUSTIFICATION FOR CHANGE

PROJECT:	North Lexington Holdings II, LLC Stormwater Quality Project Incentive Grant
CONTRACT NO.	097-2021
CHANGE ORDER:	1

1. Necessity for change: Stormwater Quality Projects Incentive Grant completed under budget
2. Is proposed change an alternate bid? ___Yes ___X___No
3. Will proposed change alter the physical size of the project? ___Yes ___X___No
If "Yes", explain.
4. Effect of this change on other prime contractors: N/A
5. Has consent of surety been obtained? ___Yes ___X___Not Necessary
6. Will this change affect expiration or extent of insurance coverage? ___Yes ___X___No
If "Yes", will the policies be extended? ___Yes ___No
7. Effect on operation and maintenance costs: N/A
8. Effect on contract completion date: N/A

Mayor_____
Date





Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Linda Gorton
Mayor

Kenneth Armstrong
Commissioner

TO: Mayor Linda Gorton
Urban County Council

Lawrence B. Weathers

FROM: Chief Lawrence B. Weathers
Lexington Police Department

CC: Commissioner Kenneth Armstrong
Department of Public Safety

DATE: February 20, 2024

SUBJECT: FARO Technologies Inc. – Maintenance Agreement & Sole Source Certification

Request

Authorization to establish FARO Technologies Inc. as a sole source vendor and accept the attached Maintenance Agreement.

Why are you requesting?

The FARO 3D Crime Scene Scanner is an extremely high resolution crime scene data collection system and mapping tool. The maintenance agreement is necessary to ensure the instrument is maintained and in certified working condition and receives required calibration.

The coverage period is for one year, from January 1, 2024 through December 31, 2024. The annual cost is \$2,360. This is also to establish FARO Technologies Inc., as a sole source vendor. The attached agreement requires Council approval and Mayor Gorton's signature.

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

Funds are budgeted - \$2,360

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

File Number: 0206-24

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

LBW/rmh

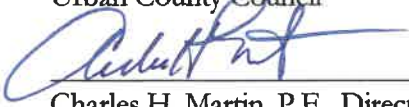
MAYOR LINDA GORTON



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 12, 2024

SUBJECT: Recommendation for an FY24 (Class B Education) Stormwater Quality Projects Incentive Grant for The Fayette County Public Schools (FCPS)

Request

The purpose of this memorandum is to request approval of an FY24 (Class B Education) Stormwater Quality Projects Incentive Grant for The Fayette County Public Schools (FCPS) in the amount of \$39,900.00.

Purpose of Request

The key outcome of this grant will focus on the twelve (12) schools within West Hickman Creek. Grant funds will be used to provide stormwater education and outreach; engage students; establish outdoor classroom stations; deliver curriculum and provide professional development training for teachers to integrate lesson plans. The project elements also include lesson plans to allow students to participate in developing site-specific stormwater inventories of their school campus; utilize the collection of field data and observations at school campuses to identify potential future stormwater programs and/or BMPs and present project information to the Hickman Creek Conservancy and coordinate potential collaborations.

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 \$39,900.00.

Are Funds Budgeted

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

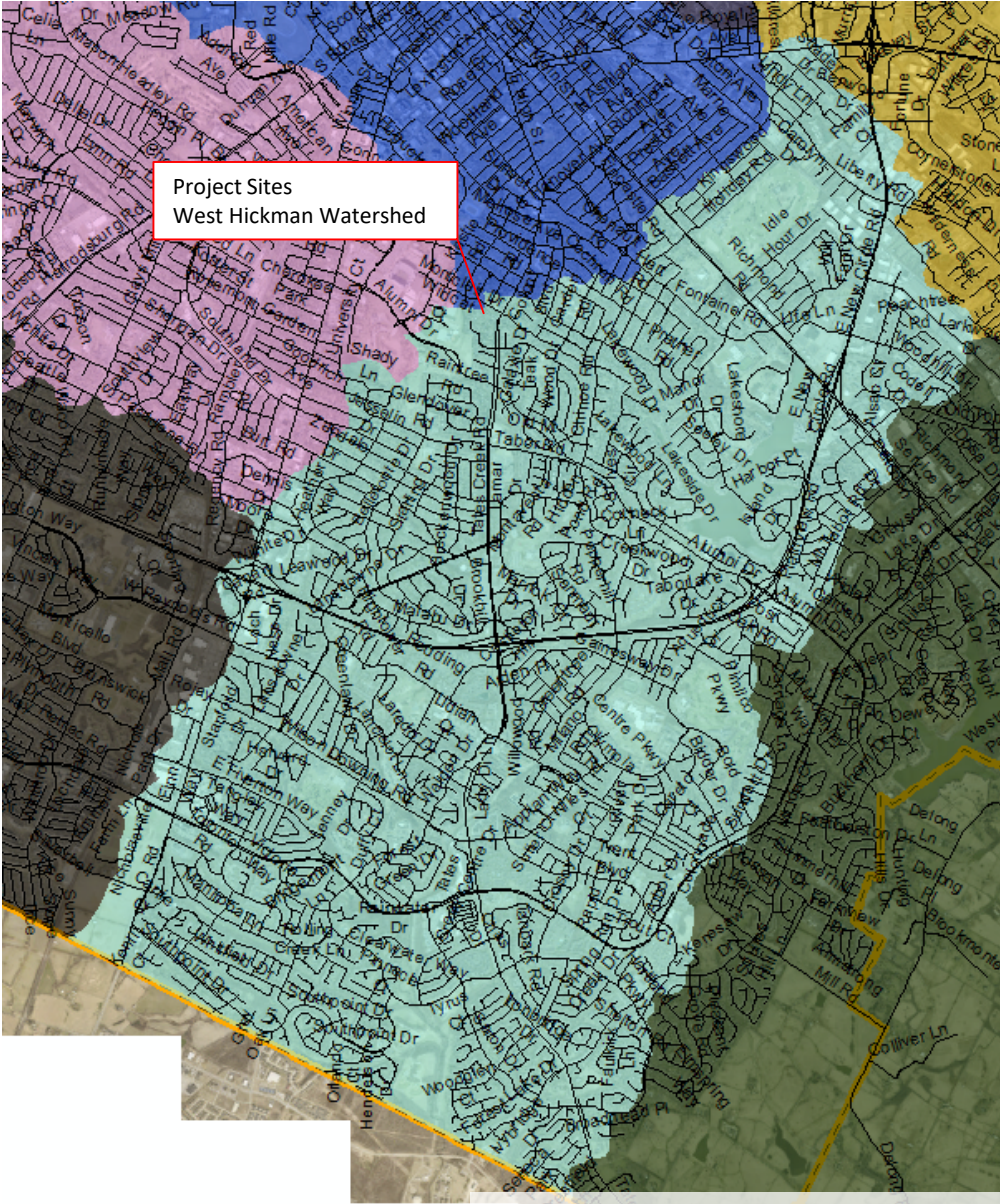
Martin/Albright



Stormwater Quality Projects Incentive Grant Program

16

0213-24



FAYETTE COUNTY PUBLIC SCHOOLS

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 8, 2024

SUBJECT: Recommendation for an FY24 (Class B Infrastructure) Stormwater Quality Projects
Incentive Grant for Partin Lex Acquisition, LLC c/o The Gibson Company

Request

The purpose of this memorandum is to request approval of an FY24 (Class B Infrastructure) Stormwater Quality Projects Incentive Grant for Partin Lex Acquisition, LLC c/o The Gibson Company in the amount of \$186,983.63.

Purpose of Request

The goal of this project is to improve water quality by mitigating the impact of heavy rainfall events. The project elements include retrofit of an existing parking lot with pervious pavers (approx. 5,852 ft²) along with an underground detention/infiltration basin, as needed, and tree canopy (approx. 2,471 ft²). The project will also incorporate stormwater education in the form of permanent signage and a WaterSmart Workforce Program campaign (series of interactive workshops, seminars, and hands-on training sessions conducted by experts in the field of water quality management).

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 \$186,983.63 with a cost share of \$47,792.53.

Are Funds Budgeted

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

Martin/Albright



Stormwater Quality Projects Incentive Grant Program



Dan Parin, Partin Lex Acquisitions, LLC

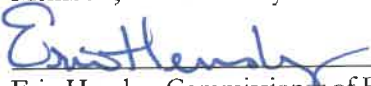
MAYOR LINDA GORTON



LEXINGTON

ERIN HENSLEY
COMMISSIONER
FINANCE

TO: Mayor Linda Gorton
Members, Urban County Council

FROM: 
Erin Hensley, Commissioner of Finance

DATE: February 22, 2024

SUBJECT: Authorization for Sale and Issuance of the FY24 General Obligation 2024A Various Purpose Project Bonds.

Request

Authorization to: Approve the Sale and Issuance of the Lexington-Fayette Urban County Government Various Purpose General Obligation, Series 2024A in an aggregate principal amount not to exceed \$38,060,000 (which may be increased by 10%).

Why are you requesting?

Department needs this action completed because: This Ordinance will permit the sale of the 2024A Various Purpose Bonds of which the bond proceeds will provide funding for Phoenix Park development, radio replacement, new firetrucks and other fire safety related projects, new police cars, road construction and improvements, road resurfacing, road maintenance, road upgrades, streetscapes and sidewalk improvements, public art and beautification projects, renovations, repairs and upgrades related to public buildings, vehicle acquisitions, and various other improvements within departments of the Lexington-Fayette Urban County Government, (ii) providing funding for a program to preserve and manage agricultural, rural and natural lands, including the purchase of conservation easements or development rights(collectively, the "Series 2024A Project").

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

The cost for this FY is: \$4,664,000

The cost for future FY is: \$3,200,000 annually for 10 years.

Are the funds budgeted?

The funds are budgeted.

Account number: 1101-141401-1680-78402



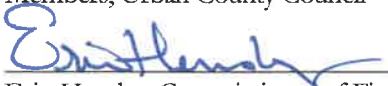
File Number: 0215-24
Director/Commissioner: Erin Hensley



MAYOR LINDA GORTON

**LEXINGTON**ERIN HENSLEY
COMMISSIONER
FINANCE

TO: Mayor Linda Gorton
Members, Urban County Council

FROM: 
Erin Hensley, Commissioner of Finance

DATE: February 22, 2024

SUBJECT: Authorization for Sale and Issuance of the FY24 General Obligation 2024B Refunding Bonds Bonds.

Request

Authorization to: Approve the Ordinance for the Sale and Issuance of the Lexington-Fayette Urban County Government General Obligation Refunding Bonds, Series 2024B in an aggregate principal amount not to exceed \$7,720,000 (which may be increased by 10%) for the purpose of refunding all or a portion of the outstanding principal amount of the General Obligation Bonds, Series 2014A

Why are you requesting?

Department needs this action completed because: This Ordinance will permit the sale of the General Obligation Refunding Bonds, Series 2024B which the Lexington-Fayette Urban County Government Department of Finance has determined that the present conditions of the municipal market are much more favorable than at the time the Prior Bonds were issued and that it is therefore advantageous and in the best interests of the Lexington-Fayette Urban County Government to proceed with the issuance of its General Obligation Refunding Bonds, Series 2024B to realize interest savings in the issuance of the new bonds.

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

The cost for this FY is: \$0

The cost for future FY is: \$3,000,000.

Are the funds budgeted? The funds are budgeted.

Account number: 1101-141401-1728-78401

File Number: 0216-24

Director/Commissioner: Erin Hensley



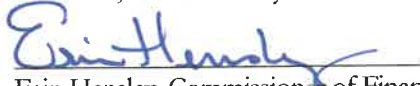
MAYOR LINDA GORTON



LEXINGTON

ERIN HENSLEY
COMMISSIONER
FINANCE

TO: Mayor Linda Gorton
Members, Urban County Council

FROM: 
Erin Hensley, Commissioner of Finance

DATE: February 22, 2024

SUBJECT: Resolution authorizing advertisement for bids for the FY24 Various Purpose General Obligation Project Bonds, Series 2024A and Various Purpose General Obligation Refunding Bonds, Series 2024B.

Request

Authorization to: approve advertisement of bids and distribution of a Preliminary Official Statement, for the purchase of the principal amount of its Various Purpose General Obligation Bonds, Series 2024A in an aggregate principal amount not to exceed \$38,060,000 and the Various Purpose General Obligation Refunding Bonds, Series 2024B in an aggregate principal amount not to exceed \$7,720,000.

Why are you requesting?

Department needs this action completed because: Advertisement for bids and distribution of a Preliminary Official Statement are required components of the Issuance of the FY 2024 General Obligation 2024A CIP Bonds and the 2024B General Obligation Refunding Bonds.

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

The cost for this FY is: Cost is included in the Issuance of the Bonds per the Ordinance authorizing the sale of the bonds.

The cost for future FY is: \$0

Are the funds budgeted?

The funds are budgeted as they are included in the Issuance of the Bonds per the Ordinance authorizing sale of the bonds.

Account number: 1101-141401-1680-78402



File Number: 0217-24
Director/Commissioner: Erin Hensley



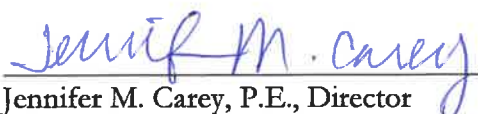
MAYOR LINDA GORTON



LEXINGTON

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 23, 2024

SUBJECT: Agreement with Friends of Wolf Run, Inc. to serve as the organization partner in the implementation of the 319(h) grant-funded Wolf Run Watershed Water Quality Basins and Update Project

Request

The purpose of this memorandum is to request Council authorization for the Mayor to execute a Purchase of Service Agreement with the Friends of Wolf Run, Inc. to serve as the organization partner in the implementation of the 319(h) grant-funded Wolf Run Watershed Water Quality Basins and Update Project at a cost not to exceed \$9,600.

Why are you requesting?

LFUCG's approved work plan for this project included provisions for a partnership with an organization to assist with re-establishing the Wolf Run Watershed Council and convening that group four times during the duration of the grant. The Friends of Wolf Run, Inc., as the watershed's preeminent champion, has the broadest reach to engage WRWC participants and will be an engaged entity throughout the project's progress.

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

The cost for FY25 and FY26 is \$4,800 per year.

Are the funds budgeted?

Yes, funds are budgeted and available in 4051-313201-3092-71299

File Number: 0223-24

Director / Commissioner: Carey / Albright



MAYOR LINDA GORTON

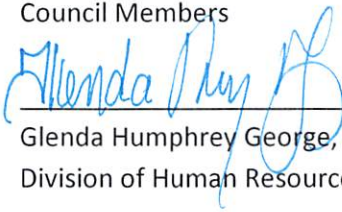


LEXINGTON

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: February 23, 2024

SUBJECT: Test Security Agreement – ErgoMetrics

Request:

The attached action authorizes a Test Security Agreement between ErgoMetrics, Inc. and the Lexington-Fayette Urban County Government for testing applicants applying for Community Corrections Sergeant promotional processes, effective upon passage of Council.

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

The cost is not to exceed \$5160 and will be funded from the division's Professional Services/Corrections account (1101-160502-1824-71299).

File Number:

Director/Commissioner:

Glenda Humphrey George/Sally Hamilton

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



MAYOR LINDA GORTON



LEXINGTON

NANCY ALBRIGHT
COMMISSIONER
ENVIRONMENTAL QUALITY & PUBLIC WORKS

TO: Mayor Linda Gorton
Urban County Council

FROM: 
Nathan Dickerson, Administrative Officer
Environmental Quality & Public Works

DATE: February 26, 2024

SUBJECT: Request from 3541 Cephas Way for Rejection of a Portion of Public Right-of-Way

Request:

The Department of Environmental Quality & Public Works requests Urban County Council approval of the transfer of a portion of unused right-of-way to the adjacent property owners (Claire and Clovis Collins) at 3541 Cephas Way. LFUCG Division and utility company representatives have responded with comments and consented to this request. The Department requests Council authorization of the transfer as presented and execution of all related documents.

Why are you requesting:

The property owners requested this transfer and stakeholders have subsequently consented to their request after completing reviews. In 2016, the owner on the other side of this unused right-of-way received a portion of the unused right-of-way abutting its property via quitclaim deed (see Resolution No. 250-2016). Accordingly, authorization of this request would grant the requesting owners on the other side of the unused right-of-way a transfer consistent with the corresponding portion of unused public right-of-way they currently abut. No street has been constructed, or will be constructed, utilizing this right-of-way; therefore, it is appropriate to quitclaim the unused portion to the requesting, abutting owners.

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?

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

Account number: N/A

File Number: 0225-24

Director/Commissioner: Nancy Albright
Environmental Quality & Public Works



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 26, 2024

**SUBJECT: Acceptance of FY2025 Funding from the Cabinet for Health and Family
Services for the Lexington Fire Department**

Request: Council approval to execute agreement and accept funding from the Kentucky Opioid Response Effort administered by the Commonwealth of Kentucky, Cabinet for Health and Family Services, in the amount of \$50,000 to help fund the Community Paramedicine Program. No matching funds required.

Purpose of Request: The purpose of the grant is a continuation of Quick Response Team capabilities through existing staffing within the Community Paramedicine Program. Grant funding will allow for the continuation of having the firefighter to work in the Community Paramedicine and paying the backfilled overtime costs generated by the move.

The Kentucky Opioid Response Effort (KORE) seeks to expand and sustain a comprehensive, equitable recovery-oriented system of care to end the opioid epidemic that has reached into every community in Kentucky. To achieve this aim, KORE and its partners commit to a trauma informed care and anti-racist framework to reduce overdose deaths and increase access to high quality, evidence-based prevention, treatment, and recovery support services.

What is the cost in this budget year and future budget years? \$50,000 has been awarded for FY2025. Funding for future budget years is dependent upon availability of federal funding.

Are the funds budgeted? FY2025 budget amendment will be completed.

File Number: 0227-24

Director/Commissioner: Wells/Armstrong



MAYOR LINDA GORTON



LEXINGTON

CHARLIE LANTER
DIRECTOR
GRANTS & SPECIAL PROGRAMS

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

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

DATE: February 23, 2024

**SUBJECT: Grant Application for 2022 Project Safe Neighborhood (PSN) to Kentucky
Justice and Public Safety Cabinet**

Request: Council authorization to submit a grant application and accept award if offered to the Kentucky Justice and Public Safety Cabinet for the 2022 Project Safe Neighborhood (PSN) grant in the amount of \$99,038. There are no matching funds required.

Purpose of Request: The Lexington Police will be part of the Project Safe Neighborhoods Task Force, which includes US Attorney's Office, ATF, DEA, FBI, ICE, U.S. Marshal's Service, Federal Probation & Parole, the KY State Police, State Probation and Parole, the Commonwealth's Attorney, County Attorney, Fayette County Sheriff's Office and Fayette County School Police. The PSN Task Force will increase information sharing and collaboration to identify the violent offenders most likely to continue to engage in violent crime, and then develop proactive investigations and post-arrest coordination to prevent further acts of violence and maximize investigative outcomes.

Lexington Police will use the grant funds for computer hardware and database software.

What is the cost in this budget year and future budget years? \$99,038 for 2022 PSN grant funds will be available in Fiscal Year 2025. No matching funds are required. Total project cost is \$99,038.00. Future years funding is dependent upon availability of grant funding.

Are the funds budgeted? Budget amendment will be completed if awarded.

File Number: 0228-24

Director/Commissioner: Weathers/Armstrong





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

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

DATE: FEBRUARY 23, 2024

SUBJECT: Application for Household Hazardous Waste Management Grant Program

Request: Council authorization to submit an application, and accept award if offered, to the Department of Environmental Quality and Public Works - Division of Waste Management in the amount of \$110,000 for the support of a household hazardous waste collection event for Fayette County, the acceptance of which obligates the government to provide match in the amount of \$27,500. If the full grant award is not utilized at a one-day event, authorization is requested to apply for a supplemental, second event during FY25 to utilize any remaining grant funds.

Purpose of Request: The Department of Environmental Quality and Public Works - Division of Waste Management has prepared an application for submission to the state agency requesting a contract with an approved vendor for appropriate disposal of hazardous waste. RFP 44-2022 selected Environmental Enterprises, Inc. as the winning bidder and outlines a price contract for disposal costs. The Recycling and Household Hazardous Waste Grants Program was established in 2006 by Senate Bill 50. KRS 224.43-505 (2)(c) specifies the establishment of a Recycling and Household Hazardous Waste management grants program.

Cost in this budget year and future budget years: State funds in the amount of \$110,000 will be budgeted in Fiscal Year 2025. If grant is awarded, a match is required in FY25 in the amount of \$27,500 in the Urban Services Funds (Fund 1115). Total cost will be \$137,500. No expenses are anticipated for future budget years.

Are funds budgeted? A budget amendment will be completed if approved.

File Number: 0229-24

Director/Commissioner: Thurman/Albright





MAYOR LINDA GORTON



LEXINGTON

COMMISSIONER CHARLIE LANTER
HOUSING ADVOCACY &
COMMUNITY DEVELOPMENT

TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL

FROM: CHARLIE LANTER, COMMISSIONER
HOUSING ADVOCACY & COMMUNITY DEVELOPMENT

DATE: February 26, 2024

SUBJECT: Authorization to execute a Purchase of Service Agreement with Northern Kentucky Legal Aid Society, Inc. DBA Legal Aid of the Bluegrass to provide housing stability services and pay rent assistance on behalf of eligible families participating in eviction diversion mediation sessions with the Lexington Housing Authority

Request: Council Authorization to execute a Purchase of Service Agreement with Northern Kentucky Legal Aid Society, Inc. DBA Legal Aid of the Bluegrass (Legal Aid) and allocate funds not to exceed \$200,000.00 for the provision of housing stability services and payment of rent assistance on behalf of eligible families participating in eviction diversion mediation sessions with the Lexington Housing Authority.

Purpose of Request: The Department of Housing Advocacy and Community Development seeks to invest in sustainable housing stability services to help the most vulnerable residents of Lexington, who are homeless or at risk of homelessness, find long-term housing stability. At Council's request, the Department has identified additional funding to continue the eviction diversion mediation program operated by Legal Aid. All of this additional funding will be utilized for the payment of rent assistance on behalf of residents of the Lexington Housing Authority who are at risk of being evicted. Subject to Council's approval, Legal Aid's continued payment of rent assistance through this program will be funded by interest earned from the Housing Stabilization Program's federal Emergency Rental Assistance grant.

The agreement with Legal Aid will be for a fixed term, beginning on March 1, 2024, and ending on June 30, 2025.

What is the cost in this budget year and future budget years? The allocation not to exceed \$200,000.00 in the proposed agreement with Legal Aid anticipates utilizing interest earned from the Housing Stabilization Program's federal Emergency Rental assistance grant. Upon Council's approval, an initial allocation of \$100,000.00 will be made to Legal Aid for FY24, with a further allocation anticipated in FY25, subject to Council's approval at that time.

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

File Number: 0230-24

Director/Commissioner: Wright/Lanter

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 26, 2024

SUBJECT: Authorization to execute Engineering Service Agreement with Tetra Tech, Inc. for the EPA Climate Pollution Reduction Planning (CPRP) Grant Comprehensive Climate Action Plan (CCAP) for the Lexington-Fayette County, KY Metropolitan Statistical Area (MSA)

Request: Council authorization for the Mayor to execute an Engineering Service Agreement, awarded pursuant to RFP No. 1-2024, with Tetra Tech, Inc., for the development of the Comprehensive Climate Action Plan for the Lexington-Fayette County MSA and accompanying associated services, as required by the EPA Climate Pollution Reduction Planning Grant at a cost of \$505,000.

Purpose of Request: As the largest municipality in the MSA, LFUCG is the lead organization and program manager of the Lexington-Fayette Co. MSA Climate Pollution Reduction Planning Grant, which covers the six-county region of Fayette, Clark, Bourbon, Scott, Woodford, and Jessamine counties. This agreement will satisfy the remaining requirements of EPA's CPRP grant.

Cost in this Budget year and future budget years: Cost in FY 2024 is \$505,000. There are no anticipated costs in future budget years.

Are the funds budgeted? Yes, 3170-313201-3094-71299 LEXFAY_MSA_2024 FED_GRANT

File Number: 0231-24

Director/Commissioner: Carey / Albright



MAYOR LINDA GORTON

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

TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL

FROM: CHARLIE LANTER, COMMISSIONER
HOUSING ADVOCACY & COMMUNITY DEVELOPMENT

DATE: February 26, 2023

SUBJECT: Authorization to execute a Memorandum of Agreement with Goodwill Industries of Kentucky, Inc. to provide housing stability services and pay rent assistance on behalf of eligible families referred by the McKinney Vento Homeless Office of Fayette County Public Schools

Request: Council authorization to execute a Memorandum of Agreement with Goodwill Industries of Kentucky, Inc. (Goodwill) and allocate funds not to exceed \$400,000.00 for the provision of housing stability services and payment of rent and security deposit assistance on behalf of eligible families referred to Goodwill by the McKinney Vento Homeless Office of Fayette County Public Schools.

Purpose of Request: The Department of Housing Advocacy and Community Development seeks to invest in sustainable housing stability services to help the most vulnerable residents of Lexington, who are homeless or at risk of homelessness, find long-term housing stability. At Council's request, the Department has negotiated a partnership with Goodwill to provide for payment of security deposits and first months' rent on behalf of homeless families with children enrolled in Fayette County Public Schools. Subject to Council's approval, this new program will be funded by interest earned from the Housing Stabilization Program's federal Emergency Rental Assistance grant.

The agreement with Goodwill will be for a fixed term, beginning on March 1, 2024, and ending on June 30, 2025.

What is the cost in this budget year and future budget years? The allocation not to exceed \$400,000.00 in the proposed agreement with Goodwill anticipates utilizing interest earned from the Housing Stabilization Program's federal Emergency Rental assistance grant. Upon Council's approval, an initial allocation of \$150,000.00 will be made to Goodwill for FY24, with a further allocation anticipated in FY25, subject to Council's approval at that time.

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

File Number: 0232-24

Director/Commissioner: Wright/Lanter

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 26, 2024

**SUBJECT: KYTC Agreement for Innovation Drive (CS 1185) and Georgetown Road
(US 25) Improvement Project**

Request: Council authorization to execute agreement and accept federal funds in the amount of \$426,648 from Kentucky Transportation Cabinet (KYTC) for Innovation Drive (CS 1185) and Georgetown Road (US 25) Improvement project. Commerce Lexington will contribute required \$200,000 in matching funds for a total project cost of \$626, 648. In addition, Commerce Lexington, Inc will pay any additional project expenses that exceed \$626,648.

Purpose of the Request: Commerce Lexington, Inc. desires to convert an existing segment of Innovation Drive (the last 550' before Georgetown Rd) from a temporary private street to a permanent public street. Also, KYTC desires to make improvements to Georgetown Rd (US25) by adding a right turn lane onto this segment of Innovation Drive. KYTC is providing reimbursable funding to a Local Public Agency (LPA), therefore LFUCG must serve as the LPA to receive the funds and construct the roadway. KYTC funding will be available for reimbursement once LFUCG expends \$200,000 of matching funds on the project. Commerce Lexington, Inc. will be providing the \$200,000 of match funding and any additional project expenses that exceed \$626,648.00. An agreement between LFUCG and Commerce Lexington, Inc. is currently being drafted and will be presented to the Urban County Council for approval. At the completion of this project, KYTC will own the improvements to Georgetown Road (US 25) that are in KYTC right-of-way, and LFUCG will own Innovation Drive in its entirety. This permanent connection will provide improved access to the Bluegrass Business Park as well as provide congestion relief at the intersection of Georgetown Rd and Citation Blvd. There will be no direct cost to LFUCG for this project.

The cost in this budget year and future budget years: The total cost in this budget year is \$626,648 (\$426,648 federal funds and \$200,000 match from Commerce Lexington). Future years funding is dependent upon availability of grant funding.

Are the funds budgeted? Budget amendment is in process.

File Number: 0233-24

Director/Commissioner: Knapp/Albright

MAYOR LINDA GORTON

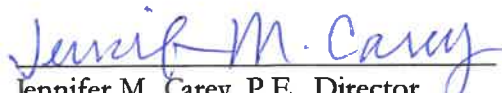


LEXINGTON

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 26, 2024

SUBJECT: MOA with Solar Energy Solutions for the 2024 Solarize Lexington Program

Request

The purpose of this memorandum is to request authorization of a Memorandum of Agreement (MOA) between LFUCG and Solar Energy Solutions for the 2024 Solarize Lexington Program.

Why are you requesting?

The Solarize Lexington Program is an initiative to promote and encourage the use of photovoltaic arrays (PV) on residential and non-residential properties. It is a group-buying program designed to deliver cost-competitive solar installations. Solar Energy Solutions (SES) was one of six respondents to RFP No. 4-2024, and received the highest score from the selection committee for the 2024 Solarize Lexington Program.

As part of this MOA, SES will also provide the installations for qualified low- to moderate-income homeowners. Funds for the low- to moderate-income grant recipients were allocated as part of the 2023 fund balance, and were then re-allocated as an ARPA-funded project in early 2024.

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

\$1,088,733.30 in FY24. No cost anticipated in future budget years.

Are the funds budgeted?

Yes, funds are budgeted in 3230-313201-3094-78112 2024 AR_SOLAR_2024 FED_GRANT

File Number: 0234-24

Director / Commissioner: Carey / Albright





Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Linda Gorton
Mayor

Kenneth Armstrong
Commissioner

TO: Mayor Linda Gorton
Urban County Council

Lawrence B. Weathers

FROM: Chief Lawrence B. Weathers
Lexington Police Department

CC: Commissioner Kenneth Armstrong
Department of Public Safety

DATE: February 27, 2024

SUBJECT: Seiler Geospatial – Sales Quotation & Sole Source Certification

Request

Authorization to establish Seiler Geospatial as a sole source vendor and accept the attached Sales Quotation for the Trimble Software.

Why are you requesting?

The Trimble X7 Crime Scene Scanner T10 Tablet Control Panel and Forensics Suite software form an indispensable mapping system for replicating crime scenes. This integrated setup serves as the primary equipment for this purpose, facilitating accurate reconstruction and analysis. The software is the sole compatible program for the scanner. Thus, maintaining the software subscription is necessary in enabling efficient processing of scanned images crucial for thorough forensic investigations.

The coverage period is for twelve (12) months. The annual cost is \$995. This is also to establish Seiler Geospatial as a sole source vendor. The attached quotation requires Council approval and Mayor Gorton's signature.

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

Funds are budgeted - \$995

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

File Number: 0236-24

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

LBW/rmh

**Neighborhood Development Funds
March 5, 2024
Work Session**

Amount	Recipient	Purpose
\$ 900.00	Alpha Kappa Alpha Sorority, Inc. Samantha Anderson PO Box 11405 Lexington, KY 40575	For Kentucky Statewide Founders' Day to assist with food, decorations, and other event costs
\$ 1,800.00	Allegro Dance Project, Inc. Jeana Klevene 315 Sierra Drive Lexington, KY 40505	To provide inclusive dance outreach for children with down syndrome, autism spectrum disorder, behavioral needs, physical disabilities, learning disabilities,
\$ 1,200.00	Lafayette Track & Field Booster Club Cheyenne McBride PO Box 4072 Lexington, KY 40544	For the 2024 KHSAA 3A Region 6 outdoor track and field championship
\$ 550.00	Unity in the Community Jonathan Richardson 3527 Huffman Mill Pike Lexington, KY 40511	Working with the undeserved community and the unhoused to provide clothing and food
\$ 1,350.00	Growth Point Development Inc Mario Radford 152 Locust Hill Dr. Lexington, KY 40509	To provide a night of hope for a local nonprofit that provides emergency shelter for children, counseling and case management support, and assist in development of independent living skills
\$ 1,750.00	Community Inspired Lexington Inc. Rebecca Webb 348 E. Main St. Lexington, KY 40507	For the "Hunger Doesn't Take a Spring Break" program. Funds will be used to purchase food and supplies for feeding children during spring break
\$ 754.00	Kentucky Center for Grieving Children Leila Salisbury 2333 Alexandria Dr. Lexington, KY 40504	For the creation of healing bags for local children and teens who have lost a parent, peer, or other significant individual



Social Services and Public Safety Committee

January 23, 2024

Summary and Motions

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.

I. Approval of November 14, 2023 Committee Meeting Summary

Motion by Ellinger to approve the November 14, 2023 Committee Summary. Seconded by Plomin. Motion passed without dissent.

I. Approval of November 14, 2023 Special Committee Meeting Summary

Motion by Ellinger to approve the November 14, 2023 Special Committee Meeting Summary. Seconded by Gray. Motion passed without dissent.

II. 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. 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 meant. 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).

III. Assistance Programs Update

Shayla Lynch, 2nd District Council Member, introduced this item. Charlie Lanter, Commissioner of Housing Advocacy and Community Development reviewed the past, present and future of rent/utility assistance programs. Prior to 2020, there was no program to provide significant rental assistance. Most programs assisted in small amounts of \$45-800 and were frequently out of funding in the first week of each month. Community Action Council's Low Income Home Energy Assistance Program (LIHEAP) provided annual subsidies for heating bills each fall and crisis cutoff assistance in winter. LFUCG Community & Resident Services (CRS) offered a suite of programs including Emergency Financial Assistance to help with rent, mortgage, or utilities. He reviewed the budget for CRS for Emergency Financial Assistance for 2018-2024 including ARPA assistance. At present, CRS tracks calls monthly and the Housing Stabilization Program exhausted rent funds at the end of November 2023 and he noted \$54 million has been spent in total. Lanter reviewed eviction cases filed in the years 2018 through 2023 and he spoke about the overall impact. He mentioned additional funding from the fund balance that will allow them to serve 200-300 households. He reviewed what we can do that works such as continued investments in affordable housing, smaller targeted programs, and household level case management. Lanter mentioned eviction diversion and legal aid and he reviewed the differences between the two. There was some discussion about federal funding and what happens when funds run out. When asked about getting more vouchers, Lanter said Simms has pursued every option, so the likelihood is minimal. No action was taken on this item.

IV. Items Referred to Committee

Motion by Sevigny to remove *Source of Income Discrimination* from the list of committee referrals. Seconded by Gray. Motion passed without dissent.

Motion by Reynolds to remove *Community Risk Assessment Standards* from the list of committee referrals. Seconded by Baxter. Motion passed without dissent.

Motion by Reynolds to remove *Community and Resident Services: Evaluation of assistance programs...* from the list of committee referrals. Seconded by Gray. Motion passed without dissent.

The meeting was adjourned at 2:38 p.m.

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 to 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:

0120-24:DJB:4862-5937-4231, v. 9



Urban County Council Council Meeting March 7, 2024

The following price contract bid recommendations will be placed on the Mayor's Report for approval at the March 7, 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 Waste Management – Uniforms for Waste Management – 146-2023 – National Workwear, Inc.
 - (b) Div. of Water Quality – Wet Well Site Clearing & Grubbing – 119-2023 – The Ground Guys of Lexington and Szabo Project Services, Inc.
 - (c) Div. of Fleet Services – Motorcraft Synthetic Motor Oil – 25-2024 – Apollo Oil LLC and Bill's Battery Company Inc
 - (d) Div. of Fleet Services – Auto & Light Duty Truck Repair – 20-2024 – Aamco Transmissions & Total Car Care and Paul Miller Ford
 - (e) Div. of Fleet Services – Sweeper Brooms – 19-2024 – Best Equipment Company, Jack Doheny Company, Municipal Equipment Inc and United Rotary Brush Company
 - (f) Div. of Traffic Engineering – Fiber Optic Cable Installation & Repair – 11-2024 – Davis H Elliot Construction Company and Gudenkauf LLC
 - (g) Div. of Fire & Emergency Services – EMS Supplies – 10-2024 – Bound Tree Medical LLC, Henry Schein Inc, Life-Assist Inc, Nashville EMS Supply, Medline Industries Inc, The Public Safety Store, Quadmed and Zoll Medical Corporation
 - (h) Div. of Parks & Recreation – Swimming Pool Chemicals – 5-2024 – Brenntag Mid-South Inc
 - (i) Div. of Police – Emergency Lighting & Equipment – 8-2024 – L & W Emergency Equipment, Front Line Mobile Tech, On-Duty Depot and McCord Emergency Lighting



- (j) Div. of Water Quality – Custodial Services for Town Branch WWTP – 135-2023 – Baker Corporate Cleaning & Restoration
- (k) Div. of Waste Management – Temporary Labor for Material Recovery Facility – 6-2024 – Anytime Labor – Lexington LLC dba LaborMax Staffing
- (l) Div. of Waste Management – Temporary Labor for Waste Management Collections – 14-2024 – Anytime Labor – Lexington LLC dba LaborMax Staffing

