

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL**WORK SESSION AGENDA**

October 21, 2008

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, October 14, 2008, pp.8-11**
- IV. Budget Amendments – Yes, pp.12-20**
- V. New Business, pp.23-49**
- VI. Continuing Business / Presentations**
 - A. Intergovernmental Committee(separate, not in packet)**
 - B. The Japan / Kentucky Cultural Exchange
Presentation, Glen Krebs, Chair, Japan/America
Society of Kentucky**
 - C. Airport Board General Obligation Bond
Issuance – John C. Merchant, Bond Counsel, Peck
Shaffer**
- VII. Council Report**
- VIII. Mayor's Report – None**
- IX. Public Comment – Issues Not on Agenda**
- X. Closed Session – Proposed Litigation**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of a Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of General Services, Division of Parks and Recreation for Rental of the "It's About Kids" Support Services (IAKSS) Norsworthy Auditorium for Kiddie Kapers Program. (552-08) (Hancock/Cole)
This request will authorize a Facility Usage Contract with the FCBE for \$482.50 on behalf of the Division of Parks and Recreation for rental of the IAKSS Norsworthy Auditorium for the Kiddie Kapers Program for Saturday, December 6, 2008. Funds are budgeted.**p.23**
- B. Authorization of a Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of General Services, Division of Parks and Recreation for Rental of the Jesse Clark Middle School Gymnasium for the Boys Youth Basketball Program. (555-08) (Hancock/Cole)
This request will authorize a Facility Usage Contract with the FCBE for \$358.75 on behalf of the Division of Parks and Recreation for rental of the Jesse Clark Middle School Gymnasium for the Boys Youth Basketball Program to be held on Saturdays beginning December 6, 2008 through March 14, 2009. Funds are budgeted.**p.24**
- C. Authorization to Accept an Award from the Kentucky Arts Council on Behalf of the Department of General Services, Division of Parks and Recreation under the Arts Build Communities Grant Program. (565-08) (P. King/Cole)
This request will authorize the acceptance of an award of \$5,000 from the Kentucky Arts Council on behalf of the Division of Parks and Recreation under the Arts Build Communities Grant Program for implementation of the Park Bench Sculpture Project for a park bench in Woodland Park. The Lexington Art League will contribute \$2,500 and the Division will contribute an in-kind match by documented hours spent on this project. Sculptor Gordon Gildersleeve is the project artist and will acquire all materials needed to create the sculpture. The Division will be responsible for the foundation and installation of the sculpture. Total Project cost is \$10,000.**p.25**
- D. Authorization of Change Order No. 1 to Contract with BCD Inc. on Behalf of the Department of General Services, Division of Parks and Recreation Regarding the Ecton Park Pavilion Project. (566-08) (Hancock/Cole)
This request will authorize Change Order No. 1 to increase contract amount by \$9,577.82 with BCD, Inc. on behalf of the Division of Parks and

Recreation for the Ecton Park Pavilion Project. This increase will replace a toilet paper holder, install steel angles to support the arch; replace an existing light pole base, refinish the plaque, paint concrete columns with graffiti-proof paint, and install a sidewalk and handrails under the Americans with Disabilities Act. Original contract amount was \$161,675. New contract amount is \$171,252.82. Funds are budgeted.**pp.26-28**

- E. Authorization to Execute Documents to Transfer Certain Employees in the Department of Public Safety, Division of Community Corrections to Hazardous Duty Pension Coverage in the County Employees Retirement System (CERS). (556-08) (Allen/Koch)

This request will authorize the approval of documents to transfer certain employees within the Division of Community Corrections in the position of Director Community Corrections, Assistant Director Community Corrections, Community Corrections Major, Community Corrections Captain, Community Corrections Lieutenant, Inmate Services Supervisor, Life Skills Program Specialist, Community Corrections Sergeant, and Community Corrections Officer to Hazardous Duty Pension Coverage in the CERS under KRS 61.592.**p.29**

- F. Authorization of a Partial Release of a Sanitary Sewer Easement with Patchen Wilkes Realty, LLC on Property Located South of Patchen Wilkes Drive. (551-08) (Askew)

This request will authorize a Partial Release of a Sanitary Sewer Easement of 3,910 square feet with Patchen Wilkes Realty, LLC on property located south of Patchen Wilkes Drive. This release has been reviewed and approved by the Divisions of Engineering, Water Quality, and Traffic Engineering, and the Department of Law. There is no budgetary impact.**p.30**

- G. Authorization of Amendment No. 1 to Resolution No. 571-2008 Regarding the Living Wage Hourly Rate Increase for Non-Contract Bargaining Unit Employees. (572-08) (Askew)

This request will authorize an Amendment No. 1 to Resolution No. 571-2008 regarding the living wage hourly rate increase for non-contract bargaining unit employees to correct a typing error of the hourly rate from **\$11.50** to read **\$11.15**. Non-contract bargaining unit employees were being paid at the \$11.15 rate.**p.31**

- H. Authorization to Accept Proposal from MXI Environmental Services, LLC for Operation of the Household Hazardous Waste (HHW) Fall Haul. (550-08) (McFadden/Taylor)

This request will authorize the acceptance of a proposal from MXI Environmental Services, LLC at a cost not to exceed \$200,000 for operation of the HHW Fall Haul and the recycling / disposal of HHW materials. Funds are budgeted.**pp.32-34**

- I. Authorization of an Internal Revenue Service Civil Rights Assurance for Sub-Recipients under Stakeholder Partnerships, Education and Communication (SPEC) Partnership and Sponsor Agreements for Volunteer Income Tax Assistance (VITA) to Perform Tax Preparation for Household under \$42,000. (554-08) (Helm)

This request will authorize an Internal Revenue Service Civil Rights Assurance for Sub-Recipients under SPEC Partnership Agreement to ensure that persons with household income of less than \$42,000 will not be discriminated against at the sites. The Sponsor Agreements provides VITA space at the Central Kentucky Job Center, the Family Care Center, and the Gainesway Community Center to prepare tax returns free to these households. **p.35**

- J. Authorization of Amendment No. 1 to the Joint Funding Agreement with the US Department of the Interior, US Geological Survey (USGS). (564-08) (Martin/Taylor)

This request would authorize Amendment No. 1 to the Joint Funding Agreement to increase the amount by \$7,800 with the US Department of Interior, USGS, to remove the stream / precipitation gage located at the North Elkhorn Creek near Winchester Road before construction begins for the widening of the road and be reinstalled after the construction is completed. The original agreement not to exceed \$86,910 was approved by Resolution No. 534-2008 dated September 18, 2008. The new agreement amount with USGS will not exceed \$94,710. ATS Construction has paid the increase amount to LFUCG who will, in turn, pay USGS. There is no change to LFUCG's original amount. **p.36**

- K. Authorization of Amendment No. 1 to Agreement with the Fayette County Commonwealth Attorney's Office on Behalf of the Department of Public Safety, Division of Police under the Cold Case Homicide Squad Project. (557-08) (P. King/Bennett)

This request will authorize Amendment No. 1 to Agreement with the Fayette County Commonwealth Attorney's Office to extend the agreement through June 30, 2009 and for funds in the amount of \$10,000 for the support of additional prosecutor services on behalf of the Division of Police to complete its federally funded activities. **p.37**

- L. Authorization of Agreements with the Commonwealth Attorney 28th Judicial Circuit, the Kenton County Commonwealth Attorney's Office, and the Fayette County Commonwealth Attorney's Office under the 2007 Project Safe Neighborhood (PSN) Grant Program. (559-08) (P. King/Bennett)

This request will authorize agreements with: the Commonwealth Attorney 28th Judicial Circuit (Rockcastle, Lincoln, and Pulaski counties) in the amount of \$12,000 to offset the cost of an assistant prosecutor; the Kenton County Commonwealth Attorney's Office in the amount of \$20,000 to offset the cost of an assistant prosecutor; and the Fayette Commonwealth Attorney's Office in the amount of \$19,371 for personnel

costs of a Cease-Fire Coordinator under the 2007 PSN Grant Program for prosecution of gun crimes. This federal funded Program will bring together federal, state and local law enforcement and communities in a unified effort to reduce gun crimes in the US. The grant funds were accepted on behalf of the Eastern District of Kentucky from the US Department of Justice under the 2007 Project Safe Neighborhood Program. LFUCG serves as the fiscal agent for these funds.**p.38**

M. Authorization to Submit Application to the US Department of Justice on Behalf of the Department of Public Safety, Division of Community Corrections under the 2008 State Criminal Alien Assistance Program (SCAAP). (558-08) (P. King/Bennett)

This request will authorize the acceptance of an award of federal funds in the amount of \$119,587 from the US Department of Justice under the 2008 SCAAP on behalf of the Division of Community Corrections. SCAAP provides funds to states and localities as reimbursement costs of incarcerated undocumented criminal aliens who have been in custody for at least four (4) consecutive days, and convicted of a felony or two (2) misdemeanor offenses. The FY2008 SCAAP payment amounts were determined using a sampling of actual inmate, cost and facility data for a specified reporting period. SCAAP uses prior year's data to determine applicants' annual relative percentage of available funding. The Division has recommended these funds be used to purchase minor and capital equipment, maintenance, and a part-time substance abuse counselor. No matching funds are required.**p.39**

N. Authorization of an Agreement with the Lexington Children's Theatre, Inc. for Implementation of an Anti-Gang Juvenile Outreach Program. (560-08) (P. King/Bennett)

This request will authorize an Agreement for federal funds in the amount of \$6,779 with the Lexington Children's Theatre for implementation of a new and expanded Anti-Gang Juvenile Outreach Program under the Project Safe Neighborhoods initiative. The Theatre will be used for "The Bully Show" for an anti-bullying curriculum for sixth grade classrooms in Lexington-Fayette County. This Program will bring together federal, state and local law enforcement and communities in a unified effort to reduce gangs across the US. The grant funds were accepted on behalf of the Eastern District of Kentucky from the US Department of Justice under the 2007 Anti-Gang Initiative Program. LFUCG serves as the fiscal agent for these funds. This project will be funded from the 2006 Anti-Gang Initiative Grant.**p.40**

- O. Authorization to Accept a Donation from the Lexington Legends on Behalf of the Department of Public Safety, Division of Police. (561-08) (Bastin/Bennett)

This request will authorize the acceptance of 3,700 Chevron mini-police toy cars from the Lexington Legends on behalf of the Division of Police. The toy cars will be distributed by the Division's Community Services Section during various community programs.**p.41**

- P. Authorization of an Agreement with Windstream Kentucky East, LLC on Behalf of the Department of Public Works and Development for the Liberty / Todds Road Widening and Reconstruction Project. (562-08) (P. King/Webb)

This request will authorize an Agreement with Windstream Kentucky East, LLC on behalf of the Department of Public Works and Development for the relocation of communications utilities constructed and maintained by Windstream within the 400-foot area northwest of the intersection of Man 'O War Boulevard and Todds Road to Andover Forest Drive for widening under the Liberty / Todds Road Widening and Reconstruction Project. The Project is funded by federal and state funds from the Kentucky Transportation Cabinet. Windstream is responsible for 52% and LFUCG is responsible for 48% (\$69,353) of the total cost of relocating these utilities. Funds are budgeted.**p.42**

- Q. Authorization of an Agreement with Columbia Gas of Kentucky on Behalf of the Department of Public Works and Development for the Liberty / Todds Road Widening and Reconstruction Project. (563-08) (P. King/Webb)

This request will authorize an Agreement with Columbia Gas of Kentucky on behalf of the Department of Public Works and Development for the relocation of utilities constructed and maintained by Columbia Gas within the 400-foot area northwest of intersection of Man 'O War Boulevard and Todds Road to Andover Forest Drive for widening under the Liberty / Todds Road Widening and Reconstruction Project. The Project is funded by federal and state funds from the Kentucky Transportation Cabinet. Columbia Gas is responsible for 26% and LFUCG is responsible for 74% (\$93,866) of the total cost of relocating these utilities. Funds are budgeted.**p.43**

- R. Authorization to Execute an Agreement with Windstream Kentucky East, LLC on Behalf of the Department of Public Works and Development for the Clays Mill Road Improvements Project. (553-08) (P. King/Webb)

This request will authorize the execution of an Agreement with Windstream Kentucky East, LLC to relocate telecommunications utilities constructed and maintained by Windstream between Higbee Mill Road and Keithshire Way for the Clays Mill Road Improvements Project. LFUCG will be responsible for 28.81% (\$77,358.39) of the total costs of relocating these utilities. Funds are budgeted.**p.44**

- S. Authorization of a Deed of Acceptance for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement under the Cadentown / Versailles Road Sanitary Sewer Project at Property Located at 1812 Versailles Road. (567-08) (Rayan/Webb)
This request will authorize a Deed of Acceptance for 1,586 square feet for a Permanent Sanitary Sewer Easement and 1,568 square feet for a Temporary Construction Easement under the Cadentown / Versailles Road Sanitary Sewer Project at property located at 1812 Versailles Road at no cost to LFUCG.**p.45**
- T. Authorization of a Deed of Acceptance for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement under the Cadentown / Versailles Road Sanitary Sewer Project at Property Located at 1808 Versailles Road. (568-08) (Rayan/Webb)
This request will authorize a Deed of Acceptance for 1,307 square feet for a Permanent Sanitary Sewer Easement and 1,307 square feet for a Temporary Construction Easement under the Cadentown / Versailles Road Sanitary Sewer Project at property located at 1808 Versailles Road at no cost to LFUCG.**p.46**
- U. Authorization of a Deed of Acceptance for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement under the Cadentown / Versailles Road Sanitary Sewer Project at Property Located at 1806 Versailles Road. (569-08) (Rayan/Webb)
This request will authorize a Deed of Acceptance for 132 square feet for a Permanent Sanitary Sewer Easement and 349 square feet for a Temporary Construction Easement under the Cadentown / Versailles Road Sanitary Sewer Project at property located at 1806 Versailles Road at no cost to LFUCG.**p.47**
- V. Authorization of Amendment No. 1 to Resolution No. 562-2007 Regarding the Cadentown / Versailles Road Sanitary Sewer Project at Property Located at 2852 Liberty Road. (570-08) (Rayan/Webb)
This request will authorize Amendment No. 1 to Resolution No. 562-2007 dated November 1, 2007 regarding the Permanent Sanitary Sewer Easement and Temporary Construction Easement for the Cadentown / Versailles Road Sanitary Sewer Project at property located at 2852 Liberty Road for change of property ownership. There are no other changes associated with this Amendment.**p.48**
- W. Authorization to Renew Excess Liability Insurance from the Kentucky League of Cities (KLC). Agent for Insurance Company of the State of Pennsylvania. (573-08) (Askew)
This request will authorize the renewal of the proposed premium for \$5 million excess coverage for \$638,117 from KLC, Agent for Insurance Company of the State of Pennsylvania, from November 1, 2008 to November 1, 2009. Funds are budgeted.**p.49**

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY

October 14, 2008

Mayor Newberry chaired the meeting, calling it to order at 3:00 pm. All Council Members were present.

- I. Public Comment – Issues on Agenda - None
- II. Requested Rezonings/Docket Approval - None
- III. Approval of Summary

Motion by Ellinger to approve the October 7, 2008 work session summary, seconded by Blues motion passed without dissent.

- IV. Budget Amendments - None
- V. New Business

Motion by Beard to approve new business, seconded by Gorton, motion passed without dissent.

VI. Continuing Business/Presentation

Services Committee Update - was given by Ellinger with several motions regarding the smoking ban and Transylvania on- street parking coming forward:

Motion by Ellinger to adopt the smoking ban ordinance draft as presented and move forward to put it on the docket for Thursday, Oct. 23, 2008 and to establish a public forum on Oct. 23, 2008 at 8:00 pm, seconded by Myers, passed without dissent.

James asked what was the difference between a public hearing, public meeting and public forum and was told it is like a public meeting where anyone can speak however, there is no required.

Motion by Ellinger to add "leased" after the word owned in Section 4, paragraph 1A of the draft ordinance, seconded by Myers, and passed without dissent.

Motion by Ellinger to change the word "facilities" to "buildings" in Section 4 (1), seconded by Blevins passed without dissent.

Motion by Ellinger to Section 3 establishment add" including but not limited to banks, laundry mat, retail stores, professional offices, restaurants, bars, gaming facilities such as bingo halls, pool halls, bowling alleys, childcare facilities, adult daycare facilities, seconded by Myers, passed without dissent.

Motion by Ellinger to amend the motion to include, "but not limited to", seconded by Myers, passed without dissent.

Motion by Ellinger to accept No. 1 of the recommendations brought forward by the Parking Authority and if for some reason they are not allowed two spaces by the BOAR then they will reconsider it for the resident at 315 Transylvania Park, seconded by Decamp, motion passed with one dissenting vote by Beard.

Motion by Ellinger to amend the motion and allow under recommendation No. 1 and 3 for additional residential parking permits and give the opportunity to go to the BOAR to request a permanent spot in the back of his property, seconded by Crosbie, motion passed with one dissenting vote by Beard.

Lane referred the smoking ban public forum, Thursday, October 23, 2008 asking how the public would be notified about having an opportunity to speak. Ellinger asked Lane to get with him about specifics so something could be prepared for notification and gotten out to the public in the next week.

Recognition of Employee Customer Service Awards – by Rama Dhuwaraha, CIO

The Lexcall staff lead an effort to identify and nominate six internal front line employees for exemplary customer service with the top award winner being, Phyllis Arnold. He also thanked the Lexcall staff who has handled 198K calls this year and recognized three of those staff members for their excellent customer service skills.

Comm. Koch said that not only Lexcall but many other departments and divisions also handle both external and internal requests everyday with great customer service. She introduced Tammy Walters, with Human Resources to tell about the Winners Circle Program. Ms Walters told the council the Winners Program was established was established last October to recognize employees who have completed at least five customer service workshops. She introduced the first six employees who have accomplished this.

Safety Awards Presentation by Patrick Johnson, Director Risk Management

Mr. Johnson explained there were many key elements taken into consideration when selecting these awards. He explained they are divided into two categories:

administration and operation areas. The first place winner in the administration was the Div. of Historic Preservation and first place winner in the operation area was the Div. of Code Enforcement.

Mayor Newberry congratulated all the winners in both customer service and safety saying even though constituent feedback is not always positive sometimes there is so much being done right by LFUCG employees.

Council Report

Gorton announced that October is National Shelter Month and encourage everyone to visit the shelter and adopt an animal. She explained the Lexington Human Society had place nearly 5,000 animals in homes this year. She also announced the Holiday Boutique to be held Oct. 22, 2008 to benefit the Human Society.

Myers announced the Centre Parkway Neighborhood Assoc. meeting to be held tonight at 7:00 pm at St. John's Church and the Gainesway Neighborhood Assoc. meeting also tonight at 7:00 pm at the Tates Creek Golf Course. He commended the Mayor and McChord for their efforts with the Second Sunday event, saying it was a huge success. He also thanked McDonalds for donating water and apple chips.

Ellinger echoed those remarks saying the event was great. He thanked everyone for their participation and said he hoped to see more events of this type in the future.

McChord said there were 72 Kentucky counties that closed their streets/roads at the same time in participation of a similar event. He thanked Lt. Doug Pape, Shaye Rabold and McDonalds for their hard work in making the event a success. He announced the Legacy Trail Ride, Saturday, Oct. 25, 2008 at 8:00 am from Cheapside to Coldstream.

Crosbie said the MPO 2035 long range transportation study was available on line and encouraged everyone to check it out. She told the Mayor the citizens of district seven were looking forward to his upcoming visit on Monday.

Beard congratulated the winners of the customer service and safety awards. He also commended the aides and staff of the Council Office who are also in constant contact with the public and other government departments representing council members and are often overlooked for their efforts.

Stevens said the two candidates running for 5th district council member will be at a forum at 7:00 pm tomorrow. The forum will take place at Henry Clay High School. He also announced the Ashland Neighborhood Assoc. Annual meeting Sunday, October 10, 2008 at 3:00 pm at the Ashland, the Henry Clay House on Richmond Rd. He said the state transportation cabinet awarded a grant for sidewalks on Tates Creek Pike.

Jams announced a public meeting of the East End Small Area Plan at 5:30 tonight at the William Wells Brown Center. She said the consultant would be there to show the concepts.

Blues told of the Meadowthroe Neighborhood Assoc. meeting at 7:00 pm tonight at the community center and on Thursday, Oct. 16, 2008 the McConnell's Trace Homeowners Assoc. will meet at the First Baptist Church Bracktown.

Mayors Report

Mayor Newberry reminded everyone of the Neighborhood Summit to be held on Saturday, Oct. 25, 2008 and encourage not only neighborhood associations but all others to attend. It will start at 7:30 am with a light breakfast and for details to contact his office at 859-258-3100. He also commented on the Second Sunday event, saying even though something like this is not an inexpensive proposition this is an example of our tax dollars at use.

Public Comment – Issues Not on Agenda

Mr. Lewis Cobb addressed the council

A motion by Ellinger to enter into closed session pursuant to KRS 61.810(1)© for discussion of pending litigation against Lexington – Fayette Urban County Government and proposed litigation on behalf of the Lexington – Fayette Urban County Government, seconded by Crosbie passed without dissent.

Motion by McChord to reconvene into open session, seconded by James, passed without dissent.

Motion by Beard to adjourn work session, seconded by Gorton, passed without dissent, meeting adjourned at 4:02 PM

BUDGET AMENDMENT REQUEST LIST

12

JOURNAL	27575	DIVISION	Engineering	Fund Name	General Fund
				Fund Impact	2,190.00
					2,190.00

To provide funds collected from forfeiture of letter-of-credit that was deposited June 22, 2006 into the appropriate expenditure account to pay invoice received for work completed.

JOURNAL	27928-9	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	1,204.44
					1,204.44CR
					.00

To recognize funds reimbursed to Parks & Recreation for materials used by graphic arts for the Minority Business Expo, Partners for Youth Foundation and Columbia Gas.

JOURNAL	27930	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	34,589.00
					34,589.00CR
					.00

To reallocate funds from Planning and Design Personnel to Park Maintenance Personnel for Landscape employees who have been moved to Maintenance Section.

JOURNAL	27935-6	DIVISION	Public Works	Fund Name	General Fund
				Fund Impact	250.00
					250.00CR
					.00

To recognize a donation for Fall Haul T-Shirts.

JOURNAL	28103-4	DIVISION	Public Works	Fund Name	General Fund
				Fund Impact	1,000.00
					1,000.00CR
					.00

To provide funds for Fall Haul by recognizing a donation for this purpose.

JOURNAL	28130-31	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	9,366.00
					9,366.00CR
					.00

To recognize repayment of funds expended from Park Patrol budget for Lexington Youth Soccer and reimburse Part Time salaries.

JOURNAL	27932-33	DIVISION	Youth Services	Fund Name	Donation Fund
				Fund Impact	1,230.00
					1,230.00CR
					.00

To provide funds for operating supplies by recognizing donated funds for Gainesway.

JOURNAL	28040-1	DIVISION	Special Projects	Fund Name	Donation Fund
				Fund Impact	5,505.00
					525.00CR
					4,980.00

To recognize banner program revenue from FY 2009 (\$525) and FY 2008 (\$4,980 from fund balance) and increase funds for purchasing seasonal banners.

JOURNAL	28132-33	DIVISION	Water Quality	Fund Name	Storm Water Fund
				Fund Impact	7,800.00
					7,800.00CR
					.00

To provide funds for professional services by recognizing funds from ATS Construction, Inc. to offset the cost for removal and replacement of a stream/precipitation gauge by the United States Geological Survey required as part of a road widening project.

JOURNAL	27647	DIVISION	Fire	Fund Name	2009 Bond Fund
				Fund Impact	13,000.00
					13,000.00CR
					.00

To provide funds for copier for Fire Administration and a multi-function printer for Fire Apparatus Maintenance by decreasing funds for other Fire capital equipment.

JOURNAL	27573-4	DIVISION	Engineering	Fund Name	Sanitary Sewer Fund
				Fund Impact	65,000.00
					65,000.00CR
					.00

To restore capital funds by recognizing payment from Fayette County Public Schools for their share of the Hamburg Force Main relocation.

JOURNAL	28129	DIVISION	Parks and Recreation	Fund Name	PFC – Parks Fund
				Fund Impact	101,600.00
					101,600.00

To provide funds for golf course improvements contingency funds omitted from the FY 2009 budget.

JOURNAL	28036	DIVISION	Community Development	Fund Name	US Dept Transportation
				Fund Impact	955.00
					955.00CR
					.00

To move funds from the capital account to the equipment less than \$5,000 account to provide for the purchase of PBT (personal breath test) units for the traffic safety grant.

JOURNAL	28038	DIVISION	Community Development	Fund Name	US Dept Justice
				Fund Impact	350.00
					350.00CR
					.00

To decrease overtime funds in the Cold Case Grant to provide funds for purchase of a new filter for the fuming device for processing of evidence of cold cases.

FY 2008 Amendments

JOURNAL	27912	DIVISION	Finance	Fund Name	Various
				Fund Impact	4,693,784.00
					4,693,784.00

Health Insurance Fund adjustment to eliminate negative fund balance at 6/30/2008. Adjusts budgeted available balance in the General Fund to include the total amount of unrestricted fund balance in conformity with modified accrual basis of accounting.

JOURNAL	27914	DIVISION	Finance	Fund Name	Various
				Fund Impact	13,840,035.00
					13,840,035.00

Risk Management Fund adjustment to eliminate negative fund balance at 6/30/2008. Adjusts budgeted available balance in the General Fund to include the total amount of unrestricted fund balance in conformity with modified accrual basis of accounting.

JOURNAL	27915	DIVISION	Finance	Fund Name	Medical Insurance Fund
				Fund Impact	4,693,784.00CR
					4,693,784.00CR

Transfer in adjustment to eliminate negative fund balance at 6/30/2008.

JOURNAL	27916	DIVISION	Finance	Fund Name	Property & Casualty
				Fund Impact	13,840,035.00CR
					13,840,035.00CR

Transfer in adjustment to eliminate negative fund balance at 6/30/2008.

BUDGET AMENDMENT REQUEST SUMMARY

15

FY 2009

Fund 1101	General Service District Fund	2,190.00
Fund 1103	Donation Fund	4,980.00
Fund 1140	Storm Water Fund - EPA	.00
Fund 2518	2009 Bond Projects Fund	.00
Fund 3140	US Department of Justice	.00
Fund 3160	US Department of Transportation	.00
Fund 4002	Sanitary Sewer Revenue and Operating Fund	.00
Fund 4024	Public Service Corporation – Parks Projects	101,600.00

FY 2008

Fund 1101	General Service District Fund	12,909,620.00
Fund 1102	Health Care Fund	26,352.00
Fund 1115	Urban Service District Fund	2,785,617.00
Fund 4002	Sanitary Sewer Revenue and Operating Fund	2,776,577.00
Fund 4121	Landfill Fund	4,650.00
Fund 4201	Right of Way Fund	7,751.00
Fund 4202	Extended School Fund	15,501.00
Fund 4204	Enhanced 911 Fund	7,751.00
Fund 6002	Medical Insurance Fund	4,693,784.00CR
Fund 6021	Property & Casualty Claims Fund	13,840,035.00CR



Mayor Jim Newberry
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Budget Journal Number 27647
Requesting Division Fire & Emergency Services
Fund Name 2009 Bond Projects
Fund Number 2518
Contact for Additional Information Battalion Chief David Ades 231-5609

Description

The Division of Fire & Emergency Services is requesting the transfer of funds from 2518-505701-5701-96468 to purchase a copier for Fire Administration and a multi-function printer/fax/copier for Fire Apparatus Maintenance. The breakdown is as follows:

2518-505702-5713-96204-COMPUTER EQUIPMENT-DEFAULT, site 571 for a total of \$2000.00;

2518-505701-5701-96402-EQUIPMENT-OFFICE, site 571 for a total of \$11,000.00.

The purchase of these units will eliminate the printers in each area, also eliminating the cost associated with the purchase of printer cartridges. The copier currently being used in Fire Administration will be relocated to Fire Personnel; their copier has exceeded its useful life and can no longer be repaired.



Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Budget Journal Number 28038
Requesting Division Community Development
Fund Name Grants—Cold Case Squad
Fund Number US Department of Justice
Contact for Additional Information Irene Gooding--3079

Description

Budge Amendment provides for increase in funds in the amount of \$350 for Equipment<\$5,000 (Account 75801) for purchase of a filter for the fuming devise that is used to process evidence in cases undertaken in the Cold Case Grant. Overtime account is being decreased in the amount of \$350 for this purpose.



Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Budget Journal Number 28036
Requesting Division Community Development
Fund Name US Department of Transportation
Fund Number 3160
Contact for Additional Information Irene Gooding

Description

The budget amendment moves funds in the amount of \$955 from account 97451 (Vehicle equipment) to account 75801 (Equipment Under \$5,000) for the purchase of PBT units for use by the Division of Police/Bureau of Traffic.



Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Budget Journal Numbers 27912, 27914, 27915, and 27916 **Budget Amendment Date** 6/30/2008

Requesting Division Finance Administration/Accounting

Fund Name General Fund, Health Insurance Fund, Risk Management Fund, Family Care Center Fund, Urban Services Fund, Sanitary Sewer Operating Fund, Landfill Fund, Right of Way Program Fund, Extended School Program Fund, and Enhanced 911 Fund.

Fund Number 1101, 6002, 6021, 1102, 1115, 4002, 4121, 4201, 4202, and 4204.

Contact for Additional Information Commissioner Kyna Koch, Finance Administration
Mary Fister-Tucker, Director of Accounting

Description

Risk Management Fund Deficit

As discussed in the September Budget and Finance Committee, as of 6/30/2008 the General Fund Working Capital Designated Fund Balance is \$12,043,530. This management designated fund balance has been on our financial statements since 1995 as a result of accounting for future cash receipts and outlays that will occur after June 30th. We are required to show these future cash receipts and payments as revenue and expense on our financial statements as of each June 30th because they are revenues and expenses that the Government has earned and/or incurred as of any June 30th. This balance does not represent cash received.

It is important to note that this fund balance is purely a result of the accounting practices required by GASB (Governmental Accounting Standards Board). Because this fund balance is based on cash not yet received the entire balance would not be available to pay for current year cash expenses.

GASB also requires us to account for claims that the government may have incurred but that we have not yet paid in our Insurance and Risk Management Fund. Accounting for these future claims has created a deficit fund balance of \$13,840,035. Much like the receipts which create the Working Capital Designated Fund Balance in the general fund, these are not cash items. We have not yet paid these claims, they are claims that we will have to pay after June 30th.

Based on historical transfers, the \$13.8 million deficit fund balance can be allocated to the General Fund, Urban Service Fund and Sewer Fund as follows:

General Fund	\$8,950,596
Urban Service Fund	2,346,931
Sewer Fund	<u>2,542,508</u>
Total Transfer	13,840,035

We are requesting that the council approve a transfer of the above amounts in order to cover the future expenses in the Risk Management Fund that we are required to show on our financial statements by GASB.

Health Dental and Vision Care Fund Deficit

During FY 2008 a budgeted transfer was approved to transfer funds based on budgeted positions from the following funds: General Fund, Family Care Center Fund, Urban Services Fund, Sanitary Sewer Operating Fund, Landfill Fund, Right of Way Program Fund, Extended School Program Fund, and Enhanced 911 Fund. This budgeted transfer and insurance premiums collected during the year was not enough to cover the expenses incurred.

As a result, the Health Dental and Vision Care Fund have of deficit fund balance of \$4,693,784. We are requesting that the council approve the additional transfers listed below, based on budgeted positions, to cover this deficit.

General Fund	\$3,959,024
Family Care Center	26,352
Urban Service Fund	438,686
Sanitary Sewer	234,069
Landfill	4,650
Right of Way Program	7,751
Extended School Program	15,501
Enhanced 911	<u>7,751</u>
Grand Total	4,693,784

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

October 21, 2008 Work Session

If the item listed below is on the Agenda, approval of the listed Item includes approval of the attached Budget Amendment. These Budget Amendments are not voted upon as part of section IV on the Agenda and are for information only.

NEW BUSINESS ITEM	BUDGET JOURNAL	DIVISION	DESCRIPTION OF REQUEST	
558-08	BA 1802	Community Development	To establish grant budget for 2008 State Criminal Alien Assistance Program (SCAAP) for FY 2009.	
M			3140	119,587
			3140	119,587CR
				0*
560-08	BA 1803	Community Development	To provide funds for the Lexington Children's Theatre's Anti-Bullying project.	
N			3140	6,779
			3140	6,779CR
				0*
564-08	BA 1801	Engineering	To provide funds for professional services by recognizing funds from ATS Construction, Inc. to offset the cost for removal and replacement of a stream/precipitation gauge by the United States Geological Survey required as part of a road widening project.	
J			1140	7,800
			1140	7,800CR
				0*
565-08	To Be Determined	Community Development	To establish grant budget for Park Bench Sculpture Project.	
C			3400	10,000
			3400	10,000CR
				0*

EFFECT ON FUND BALANCES

FUND 1140	0*	NO EFFECT ON:	STORM WATER FUND - EPA
FUND 3140	0*	NO EFFECT ON:	US DEPARTMENT OF JUSTICE
FUND 3400	0*	NO EFFECT ON:	GRANTS - STATE

Budget Information For New Business Items
October 21, 2008 Work Session

Item	Number	Amount	Fund	Name / Description
A	552-08	482	1101	General Service District – General Fund
B	555-08	358	1101	General Service District – General Fund
C	565-08	10,000	3400	Grants – State Budget Journal
D	566-08	9,577	1101	General Service District – General Fund
E	556-08	NA		
F	551-08	NA		
G	572-08	NA		
H	550-08	200,000	1115	Urban Service District Fund
I	554-08	NA		
J	564-08	7,800	1140	Storm Water Fund Budget Journal
K	557-08	10,000	3140	US Department of Justice
L	559-08	51,371	3140	US Department of Justice
M	558-08	119,587	3140	US Department of Justice Budget Journal
N	560-08	6,779	3140	US Department of Justice Budget Journal
O	561-08	NA		
P	562-08	69,353	3160	US Department of Transportation
Q	563-08	93,866	3160	US Department of Transportation
R	553-08	77,358	3160	US Department of Transportation
S	567-08	NA		
T	568-08	NA		
U	569-08	NA		
V	570-08	NA		
W	573-08	638,117	1101	General Service District – General Fund

552-08



Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Parks & Recreation
Jerry Hancock, Director

MEMORANDUM

RECEIVED

OCT 09 2008

GENERAL SERVICES
COMMISSIONER'S OFFICE

To: Jim Newberry, Mayor
Urban County Council Members
Joe Kelly, Senior Advisor to the Mayor

FROM:


Jerry Hancock

RE: Facility Usage Contract

DATE: October 7, 2008

This is a request for Council approval of a Facility Usage Contract between the Fayette County Board of Education and the LFUCG Parks and Recreation, Kiddie Kapers Program

This Facility Usage Contract is for the purpose of using FCPS facilities for our Kiddie Kapers program for rental of the Norsworthy Auditorium for Saturday December 6, 2008.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac



555-08

24

Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Parks & Recreation
Jerry Hancock, Director

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council Members
Joe Kelly, Senior Advisor to the Mayor

RECEIVED
OCT 14 2008
GENERAL SERVICES
COMMISSIONER'S OFFICE

FROM:


Jerry Hancock

RE: Facility Usage Contract

DATE: October 7, 2008

This is a request for Council approval of a Facility Usage Contract between the Fayette County Board of Education and the LFUCG Parks and Recreation.

This Facility Usage Contract is for the purpose of using FCPS facilities for our Boys Youth Basketball Program for rental of the Jesse Clark Middle School Gymnasium for Saturdays beginning December 6, 2008 through March 14, 2009.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac



565-08

25

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: OCTOBER 14, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM
THE KENTUCKY ARTS COUNCIL UNDER THE ARTS BUILD
COMMUNITIES PROGRAM FOR IMPLEMENTATION OF THE PARK
BENCH SCULPTURE PROJECT

On February 7, 2008 (Resolution No. 54-2008), Council approved submission of an application to the Kentucky Arts Council for an Arts Build Communities project, Park Bench Sculpture Project. The Kentucky Arts Council has approved an award of \$5,000 for this project. The Lexington Art League will contribute \$2,500 in cash match and the Division of Parks and Recreation will provide an in-kind match valued at \$2,500. In-kind match will be documented in hours spent on the project by existing employees. Total project cost is \$10,000. The Kentucky Arts Council is a state agency in the Tourism, Arts, and Heritage Cabinet and receives funding from the Kentucky General Assembly. The Arts Build Communities Grant program is intended to encourage new opportunities and partnerships between artists and organizations for the development of the cultural, social, educational and economic growth of the community.

The purpose of the project is to create a sculpture that also serves as a park bench in Woodland Park. Sculptor Gordon Gildersleeve will serve as the artist for the project. The artist will work with the Division of Parks and Recreation and the community to develop and design the sculpture. The artist will acquire all materials and be responsible for creating the sculpture. The Division of Parks and Recreation will be responsible for foundation and installation of the piece.

Council authorization to accept the award is hereby requested.

Paula King
Director

Xc: Kimra Cole, Commissioner of General Services

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Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Parks & Recreation
Jerry Hancock, Director

MEMORANDUM

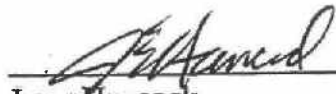
GENERAL SERVICES
COMMISSIONER'S OFFICE

OCT 14 2008

RECEIVED

To: Jim Newberry, Mayor
Urban County Council Members
Joe Kelly, Senior Advisor to the Mayor

FROM:


Jerry Hancock

RE: Change Order Request

DATE: October 13, 2008

This is a request for Council approval to increase the amount of contract no. 937 with BCD, Inc. for improvements to Ecton Park Pavilion. This increase request is \$9,577.82 for unanticipated changes; replacement of toilet paper holder, installation of steel angles to support arch; replacing existing light pole base, refinishing plaque and painting existing concrete columns with graffiti proof paint and installation of ADA sidewalk and handrails.

I am requesting to process for 10-23-08 council meeting

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac

LEXINGTON - FAYETTE
URBAN COUNTY GOVERNMENT
CONTRACT CHANGE ORDER

Page 1 of 2

Date: 10/9/08

Project: Ecton Pavillion

Location: Ecton Park

Contract No. 937

Change Order No. 3

To (Contractor) BCD Inc.

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No. (1)	Description of changes-quantities, unit prices, change in completion, etc. (2)	Decrease in contract price (3)	Increase in contract price (4)
1	Replace spec'd toilet paper holder jumbo surface mounted		\$62.82
2	Install steel angles to support arch in laminate beam		\$220.00
3	Remove existing light pole base		\$500.00
4	Refinish existing dedication plaque		\$180.00
5	Paint (3) existing concrete columns with graffiti proof paint		\$495.00
6	Excavate and place stone in sidewalk		\$360.00
7	Install ADA sidewalk and handrails		\$7,760.00
	Change in contract price due to this Change Order:		
	Total decrease	\$0.00	XXXXXXXXXX.XX
	Total increase	XXXXXXXXXX.XX	\$9,577.82
	Net (increase) contract price		\$9,577.82

The sum of \$9,577.82 is hereby added to the total contract price, \$161,675.00 and the total adjusted contract price to date thereby is \$171,252.82

The time provided for completion in the contract and all provisions of the contract will apply hereto.

Recommended by Michelle Osienate (Superintendent) Date 10/14/08
Accepted by Lin A. Davis, Project Mgr. (Contractor) Date 8/9/08
Approved by J. Hancock (Director) Date 10/13/08
Approved by K. Krasley (Commissioner) Date 10/14/08
Approved by _____ (Mayor or CAO) Date _____

CONTRACT HISTORY FORMContractor: BCD Inc.Project Name: Ecton PavillionContract Number and Date: No. 937, June 12, 2008Responsible LFUCG Division: Parks & Recreation**CHANGE ORDER DETAILS****Summary of Previous Change
Orders To Date****Dollar Amount****Percent Change to
Original Contract**A. Original Contract Amount: \$ 161,675.00B. Cumulative Amount of
Previous Change Orders: \$ 0.000% %
(Line B / Line A)C. Total Contract Amount
Prior to this Change Order: \$ **Current Change Order**D. Amount of This Change Order: \$ 9,577.826% %
(Line D / Line A)E. New Contract Amount
Including this Change Order: \$ 171,252.82106% %
(Line E / Line A)**SIGNATURE LINES**Project Manager: Mark MorganDate: 10/9/08Reviewed by: Date: Division Director: Date: 10/13/08



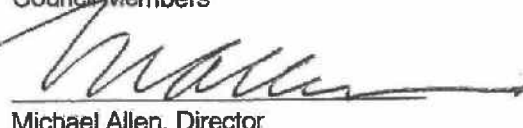
556-08

29

Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Human Resources

MEMORANDUM

TO: Mayor Jim Newberry
Joe Kelly, Senior Advisor
Council Members

FROM: 
Michael Allen, Director
Division of Human Resources

DATE: October 7, 2008

SUBJECT: Hazardous Duty Coverage in the Division of Community Corrections

The attached action authorizes the Mayor and the Director of the Division of Budgeting to execute documents and to take all necessary and appropriate action to accomplish the transfer of certain employees in the Division of Community Corrections to hazardous duty pension coverage in the County Employees Retirement System ("CERS") effective upon passage of Council.

KRS 61.592 has been amended to change the definition of hazardous duty positions in CERS. In addition to the amended definition, KRS 61.592(2)(b) requires that any CERS employer desiring to provide hazardous duty coverage for employees who begin participating in CERS on or after September 1, 2008, petition the Kentucky Retirement System (KRS) Board of Trustees to reestablish hazardous duty coverage for all positions. Until the KRS Board of Trustees has approved hazardous duty coverage for a particular position, each employee who begins participating in CERS on or after September 1, 2008 must be reported as non-hazardous. Hazardous duty coverage for these new employee's positions cannot be effective until the Board has been petitioned, even if the position was previously approved as hazardous by the KRS Board of Trustees. The Division is requesting that the following positions be transferred from non-hazardous to hazardous coverage in the County Employees Retirement System. The position of Director Community Corrections, Assistant Director Community Corrections, Community Corrections Major, Community Corrections Captain, Community Corrections Lieutenant, Inmate Services Supervisor, Life Skills Program Specialist, Community Corrections Sergeant, Community Corrections Officer.

There is no fiscal impact associated with this action.

If you have questions or need additional information, please contact Daniel H. Fischer at 258-3030.

Attachment

cc: Darrylyn Combs, Human Resources Manager, Division of Human Resources
Jim Dodson, Human Resources Analyst, Division of Human Resources

Log # 09-0028



551-08

30

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Law

TO: Jim Newberry, Mayor
Members, Urban County Council

FROM: Department of Law

DATE: October 8, 2008

RE: Partial Release of Easement
Patchen Wilkes Drive

This memo is to request a Resolution authorizing the Mayor to sign a Release of Easement, releasing a portion of a sanitary sewer easement on property located just south of Patchen Wilkes Drive.

The proposed Release has been reviewed and approved by the Divisions of Engineering, Water Quality, and Traffic Engineering and the Department of Law. This action has no budgetary implication for LFUCG.

Edward W. Gardner
Attorney Sr.

Enclosure

cc: Joe Kelly, Mayor's Office
Council Office

EWG/X:\Cases\ENGINEER\08-CC1152\LEG\00183310.DOC

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**Please note new mailing address



572-08

31

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Law

TO: Jim Newberry, Mayor
Members, Urban County Council

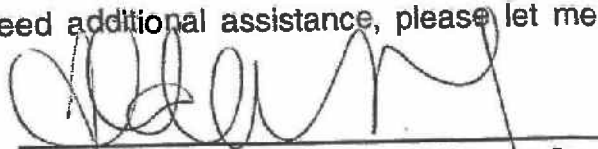
FROM: Department of Law

DATE: October 14, 2008

RE: Amending Resolution 571-2008

Council authorization is requested to amend Resolution 571-2008 to correct a typographical error. This Resolution relates to the living wage hourly rate increase for non-contract bargaining unit employees whose hourly rate of pay is less than the living wage. Resolution No. 571-2008 stated that the hourly rate is \$11.50; however, the hourly rate should be \$11.15. We have been paying employees the correct hourly rate of \$11.15.

If you have any questions or need additional assistance, please let me know.


Glenda Humphrey George, Attorney Sr.

cc: Joe Kelly, Sr. Advisor
Rebecca Langston, Council Office

X:\Cases\LAW\08-LE0032\LEG\00183923.DOC

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550-08

32

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Commissioner's Office

Department of Environmental Quality

TO: Mayor Jim Newberry
Urban County Council

FROM:


Cheryl Taylor, Commissioner

DATE: October 16, 2008

RE: Household Hazardous Waste (HHW) Vendor for the Fall Haul

Attached you will find a Proposal from MXI Environmental Services, LLC for the operation of the HHW Fall Haul and the recycling/disposal of HHW materials from the event. The LFUCG received two proposals. A committee reviewed the proposals and recommends the acceptance of the proposal from MXI.

The Proposal is based on unit price and the total will not exceed \$200,000.

If you have any questions, please contact Penny McFadden at 425-2800. Thank you for your consideration of this matter.

HORSE CAPITAL OF THE WORLD200 East Main Street, 6th floor

Lexington, KY 40507

Ph: 859-425-2800

Fax: 859-425-2859

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September 5, 2008

550-08 33
MXI Environmental Services, LLC Phone 276-628-6636

26319 Old Trail Road
Abingdon, VA 24210

Fax 276-623-0599

Purchasing Director
Lexington-Fayette Urban County Government
Room 338, Government Center
200 East Main Street
Lexington, KY 40507

Peggy

276-698-8462

Dear Purchasing Director:

MXI Environmental Services LLC is please to provide to you pricing to perform 2008 Fall Haul Household Hazardous Waste (HHW) Collection event.

Maumee Express Inc. has been in business since the 1960's serving our nationwide customer base with hazardous and non hazardous waste transportation from our various facilities. We operate waste transfer stations in Langhorne Pa, Abingdon VA, Sumter SC, and Fontana CA. Recognizing that our industrial and commercial customers needed assistance with environmental projects, we added an environmental services division in the 1990's named MXI Environmental Services LLC. Collectively the companies are known as MXI.

MXI is please to announce the expansion of its Household Hazardous Waste (HHW) program by hiring Marc Kodrowski as Special Programs Manager. Marc has been a leader in the industry with over 18 years experience in coordinating, developing and managing all levels of HHW Programs throughout the United States. In addition, Peggy Sneed, a ten year employee of our company was promoted to Government Sales Manager. Peggy brings the experience of 8 years of experience in the HHW field in bidding, coordinating, developing and managing all levels of HHW programs. With the combined experience of Marc and Peggy MXI will bring the level of experience and commitment to excellence that you are accustomed to.

MXI, an environmental services provider and hazardous/industrial waste transportation company, operates a waste processing and disposal facility in Abingdon, Virginia. This facility is fully permitted by the VADEQ to process and dispose of HHW. MXI can offer a significant financial savings because of its new state-of-the-art processing technologies. MXI has developed customized automation for processing HHW. The company's equipment includes shredders, compactors, aerosol can crusher, and a customized system to empty paint cans. This automation process allows MXI to quickly and efficiently bulk HHW for cost-effective disposal. We pass these savings along to our customers.

THINKING OF THE ENVIRONMENT FIRST
www.mxinc.com

MXI will execute specific performance and contract requirements to satisfy your contractual obligations. MXI operates throughout the country, and is permitted in 42 states for hazardous and non hazardous waste transportation. MXI operates in strict accordance with the US DOT, EPA, state agencies and local authorities.

MXI can issue a Certificate of Insurance naming you as additionally insured on the policy.

MXI's forward expansion of its HHW operation into collection events represents it's commitment to the future and our commitment to "Thinking of the Environment First".

We look forward to your review of the enclosed information and for the opportunity to provide you this valuable service. If you need additional information or technical assistance please contact me at 276-698-8462 -- cell or peggys@mxinc.com.

**Respectfully,
*Thinking of the Environment First...***

***Peggy Snead*
Government Sales Manager**



554-08

35

Lexington-Fayette Urban County Government

Jim Newberry, Mayor

MEMORANDUM

To: Mayor Jim Newberry
Members of the Council
Joe Kelly, Sr. Advisor for Management

From: Marlene Helm
Marlene Helm, Commissioner of the Department of Social Services

Date: October 13, 2008

Subject: Sponsor Agreement for Volunteer Income Tax Assistance ("VITA") and
Civil Rights Assurance with Internal Revenue Service

The Central Kentucky Empowerment Project ("CKEEP") provides free tax preparation and filing for households with incomes below \$42,000. Last year over 1,100 returns were prepared with refunds totaling over \$1.35 million dollars.

The LFUCG will be providing space at the Gainesway Community Center, the Central Kentucky Job Center, and the Family Care Center for this program. CKEEP is responsible for management of the program and the sites. The Internal Revenue Service requires that the entity providing the locations sign a document assuring that there will be no discrimination at the sites they provide.

Further, the Sponsor Agreement insures that all information obtained in the preparation of the income tax returns will be kept confidential and all computer data will be deleted at the end of the filing season.

We are requesting authorization for Mayor Newberry to approve these documents.



564-08

36

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Water Quality

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

From: Gregory S. Lubeck, P.E., CFM
Municipal Engineer Senior

Date: October 8, 2008

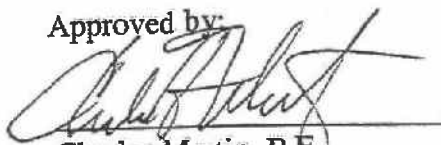
RE: USGS Gauging Contract Amendment

With this memorandum is an amendment to the existing Joint Funding Agreement (JFA) 09E4KY2419001 between the Lexington-Fayette Urban County Government and the United States Geological Survey (USGS) for the continued operation and maintenance of existing stream flow and rain gauges.

The purpose of this amendment is to accept seven thousand eight hundred dollars (\$7,800.00) from ATS Construction to offset the cost of having the USGS remove the stream/precipitation gauge on US 60 (Winchester Rd.) to allow for road widening and replace the gauge when construction is complete. The USGS will perform all work associated with removal and replacement of the gauge. While the new amount of the cooperative agreement with the USGS is \$94,710.00, the change is a net zero to the Urban County Government.

The check from ATS has been deposited and the funds have been placed in the following accounting stream: 1140-303204-3363-71205.

Approved by:


Charles Martin, P.E.
Director of Water Quality


Cheryl Taylor
Commissioner of Environmental Quality

C: Cassie Felty
File

HORSE CAPITAL OF THE WORLD



557-08

37

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: OCTOBER 14, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AMENDMENT TO AGREEMENT WITH THE COMMONWEALTH
ATTORNEY'S OFFICE FOR PROVISION OF PROSECUTOR
SERVICES UNDER THE COLD CASE SQUAD PROJECT

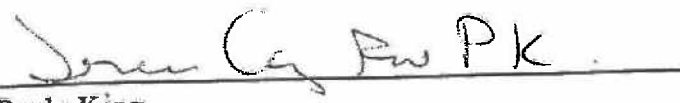
On October 20, 2005 (Resolution No. 605-2005), Council approved execution of Agreement with Fayette Commonwealth Attorney's Office for provision of prosecutor services in the investigation of cold cases. Federal funds for these services were awarded to the LFUCG from the Kentucky Justice and Public Safety Cabinet under the Edward Byrne Memorial Justice Assistance Grant Program. Council approved acceptance of award on July 7, 2005 (Ordinance # 172-2005).

The Division of Police, in order to complete its federally funded activities, has agreed to extend the agreement with the Commonwealth Attorney through June 30, 2009, and to provide for the support of additional prosecutor services in the amount of \$10,000. These funds are used to offset the cost of prosecution services (approximately .25 FTE) in the Commonwealth Attorney's Office.

Funds for the project are budgeted as follows:

FUND	DID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3140	505506	5561	71299	COLD CASE SQUAD	2006	DEFAULT

Council authorization to execute the amendment to agreement is hereby requested.


Paula King
Director

Xc: Tim Bennett, Commissioner of the Department of Public Safety

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559-08

38

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCILFROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: OCTOBER 14, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENTS WITH
VARIOUS ENTITIES FOR PERFORMANCE OF SERVICES UNDER THE 2007 PROJECT
SAFE NEIGHBORHOOD GRANT

On June 7, 2007 (Ordinance No. 117-2007), the Urban County Council approved the submission of a grant application, and acceptance of award, on behalf of the Eastern District of Kentucky, of federal funds from the U.S. Department of Justice under the 2007 Project Safe Neighborhood Program. The purpose of this project is to support new and expanded gun-crime prevention and enforcement efforts under the Project Safe Neighborhoods (PSN) initiative. The Project Safe Neighborhood program brings together federal, state and local law enforcement and communities in a unified effort to reduce gun crime across America. The LFUCG serves in the capacity of fiscal agent for this grant.

The approved grant application provides funding for three Commonwealth Attorney offices in the Eastern District for the purpose of supporting additional staff in the prosecution of gun crimes. Agreements for these are as follows:

- Commonwealth Attorney. 28th Judicial Circuit (Rockcastle, Lincoln, and Pulaski counties) in the amount of \$12,000 to offset the cost of an assistant prosecutor.
- Kenton County Commonwealth Attorney's Office in the amount of \$20,000 to offset the cost of an assistant prosecutor.
- Fayette Commonwealth Attorney's Office in the amount of \$19,371 for personnel costs of a Cease-Fire Coordinator.

Funds are budgeted as follows:

FUND	DEPT ID	SECTION	ACCOUNT	PROJECT	BUDGET REF	ACTIVITY
3140	505001	5011	71201	Project Safe Neigh	2008	DEFAULT

Council authorization to execute the agreements is hereby requested.


Paula King, Director

Xc: Tim Bennett, Commissioner of the Department of Public Safety

HORSE CAPITAL OF THE WORLD

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558-08

39

Mayor Jim Newberry
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: OCTOBER 14, 2008

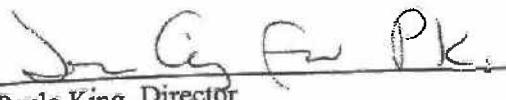
SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM THE U.S. DEPARTMENT OF JUSTICE UNDER THE 2008 STATE CRIMINAL ALIEN ASSISTANCE PROGRAM

On May 8, 2008 (Resolution No. 240-2008), Council authorized submission of an application requesting federal funding under the 2008 State Criminal Alien Assistance Program (SCAAP). This federal program is offered by the Bureau of Justice Assistance, a part of the Office of Justice Programs in the U.S. Department of Justice in conjunction with Immigration and Customs Enforcement (ICE). This program is governed by the Immigration and Nationality Act, 8 U.S.C. §1231 (i) as amended, and Title II, Subtitle C. Section 20301, Violent Crime Control and Law Enforcement Act of 1994, Public Law 103-322.

SCAAP provides funds to States and localities as reimbursement for costs of incarcerated undocumented criminal aliens who have been in custody for at least four consecutive days, and have been convicted of a felony or two misdemeanor offenses. Reimbursable costs are for foreign-born inmates who have 1) entered the U.S. without inspection, 2) was subject of exclusion or deportation proceedings at the time of being taken into custody, and/or 3) admitted as a nonimmigrant at the time of being taken into custody who has failed to maintain the nonimmigrant status. ICE takes responsibility for ensuring that aliens are properly identified and their status verified before awards to state and local governments are made.

The FY 2008 SCAAP payment amounts were determined using a sampling of actual inmate, cost and facility data for a specified reporting period. SCAAP is not a traditional reimbursement program in which the actual cost, facility and data are collected. SCAAP used prior year's data, from the period of July 1, 2006 through June 30, 2007, to determine applicants' annual relative percentages of available funding. The award for 2008 has been announced as \$119,587. For FY 2008 SCAAP awards, the Department of Justice Reauthorization Act of 2005 (Pub. L. 109-162, Title XI) requires that all SCAAP funds be used for correctional purposes only. The Division of Community Corrections has recommended that these funds be spent for minor equipment, capital equipment, maintenance, and a part-time substance abuse counselor. No matching funds are required.

Council authorization to accept the award is hereby requested.


Paula King, Director

Xc: Tim Bennett, Commissioner of the Department of Public Safety

HORSE CAPITAL OF THE WORLD

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FAWP51\HCD\GRANTS\FEDERAL\US DEPT OF JUSTICE\SCAAP\2008.doc





560-08

40

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: OCTOBER 14, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT WITH
LEXINGTON CHILDREN'S THEATRE, INC., FOR IMPLEMENTATION OF ANTI-
GANG JUVENILE OUTREACH PROGRAM—RFP 35-2008

On June 7, 2007 (Ordinance No. 116-2007), the Urban County Council approved the submission of a grant application, and acceptance of award, on behalf of the Eastern District of Kentucky, of federal funds from the U.S. Department of Justice under the 2007 Anti-Gang Initiative Program. The purpose of this project is to support new and expanded anti-gang prevention and enforcement efforts under the Project Safe Neighborhoods (PSN) initiative. This program brings together federal, state and local law enforcement and communities in a unified effort to reduce gang across America. The LFUCG serves in the capacity of fiscal agent for this grant.

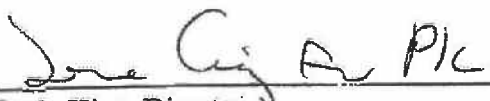
In an effort to solicit applications for juvenile outreach programs, RFP 35-2008 was issued. One of the responses was the Lexington Children's Theatre, Inc., requesting \$6,779 for implementation of "The Bully Show," an anti-bullying curriculum for sixth grade classrooms in Fayette County. The goal of the program is to give young audiences an opportunity to understand and explore the issues and consequences of various types of bullying in a safe environment through the use of dramatic techniques.

The Project Safe Neighborhoods Task Force has recommended that this project be funded.

Funds for this project will come from funds left over in the 2006 Anti-Gang Initiative grant. Funds are being budgeted as follows:

FUND	DEPT ID	SECTION	ACCOUNT	PROJECT	BUDGET REF	ACTIVITY
3140	505001	5011	71299	ANTI GANG INITI	2007	DEFAULT

Council authorization to execute the agreement is hereby requested.


Paula King, Director

Xc: Tim Bennett, Commissioner of the Department of Public Safety

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LEXINGTON DIVISION OF POLICE

150 East Main Street • Lexington, KY 40507 • (859) 258-3600

561-08

41

TO: Mayor Jim Newberry
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: October 13, 2008

RE: Donation - Lexington Legends – Mini Police Toy Cars

Please find attached a blue sheet and letter from Ron Borkowski requesting approval for the Lexington Division of Police to accept a donation of 3,700 Chevron mini police toy cars from the Lexington Legends. The Chevron mini police toy cars will be distributed by the Division of Police Community Services Section with their various community programs. The donated toy cars are valued at \$3,700.

There will be no budgetary impact. If you have any questions or require additional information, please contact me.

A handwritten signature in cursive script that reads "R. Bastin".

Ronnie Bastin
Chief of Police

RB/rmh

cc: Tim Bennett, Commissioner of Public Safety



562-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development**TO: JIM NEWBERRY, MAYOR**
URBAN COUNTY COUNCIL**FROM: PAULA KING, DIRECTOR**
DIVISION OF COMMUNITY DEVELOPMENT**DATE: OCTOBER 14, 2008****SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT**
WITH WINDSTREAM KENTUCKY EAST, LLC, FOR RELOCATION OF
UTILITIES FOR THE LIBERTY/TODDS ROAD RECONSTRUCTION
PROJECT

On August 26, 1999 (Ordinance No. 236-99), the Urban County Council approved the acceptance of federal and state funds from the Kentucky Transportation Cabinet for Section I of the Todd Road/Liberty Road Widening and Reconstruction Project. On July 11, 2006 (Resolution # 478-2006), Council approved the execution of Supplemental Agreement No. 1, providing for right-of-way acquisition and utility relocation for the project.

An agreement has been negotiated with Windstream Kentucky East, LLC, for relocation of communications utilities constructed and maintained by Windstream in the area where highway is to be reconstructed from 400 feet northwest of intersection of Man O War Boulevard and Todds Road to Andover Forest Drive. The agreement provides for Windstream to make and complete all necessary adjustments to its facilities to accommodate the proposed highway construction. The LFUCG shall be responsible for 48% (\$69,353.00) of the total costs of relocating these utilities.

Funds are budgeted as follows:

FUND	DID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3160	303201	0001	91715	LIBERTY RD TODD	2000	DEFAULT

Council authorization to execute agreement with Windstream Kentucky East LLC is hereby requested.

Paula King PK
Paula King, Director

Xc: Mike Webb, Acting Commissioner of the Department of Public Works

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563-08

43

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: OCTOBER 14, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT
WITH COLUMBIA GAS OF KENTUCKY FOR RELOCATION OF
UTILITIES FOR THE LIBERTY/TODDS ROAD RECONSTRUCTION
PROJECT

On August 26, 1999 (Ordinance No. 236-99), the Urban County Council approved the acceptance of federal and state funds from the Kentucky Transportation Cabinet for Section I of the Todd Road/Liberty Road Widening and Reconstruction Project. On July 11, 2006 (Resolution # 478-2006), Council approved the execution of Supplemental Agreement No. 1, providing for right-of-way acquisition and utility relocation for the project.

An agreement has been negotiated with Columbia Gas of Kentucky for relocation of utilities constructed and maintained by Columbia Gas in the area where highway is to be reconstructed from 400 feet northwest of intersection of Man O War Boulevard and Todds Road to Andover Forest Drive. The agreement provides for Columbia Gas of Kentucky to make and complete all necessary adjustments to its facilities to accommodate the proposed highway construction. The LFUCG shall be responsible for 74.09% (\$93,866.00) of the total costs of relocating these utilities.

Funds are budgeted as follows:

FUND	DID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3160	303201	0001	91715	LIBERTY RD TODD	2000	DEFAULT

Council authorization to execute agreement with Columbia Gas of Kentucky is hereby requested.

Paula King 10-14-08

Paula King, Director

Xc: Mike Webb, Acting Commissioner of the Department of Public Works

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553-08

44

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: OCTOBER 8, 2008

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT
WITH WINDSTREAM KENTUCKY EAST, LLC, FOR RELOCATION OF
UTILITIES FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT**

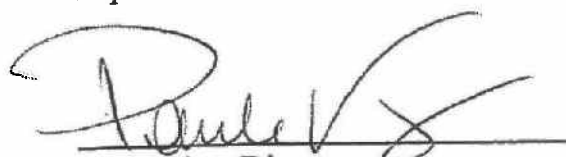
On September 18, 2008 (Ordinance # 213-2008), the LFUCG executed Supplemental Agreement No. 2 with the Kentucky Transportation Cabinet for the utilities phase of the Clays Mill Road Improvements Project from New Circle Road to Twain Ridge Drive.

An agreement has been negotiated with Windstream Kentucky East, LLC, for relocation of telecommunications utilities constructed and maintained by Windstream between Higbee Mill Road and Keithshire Way. The agreement provides for Windstream to make and complete all necessary adjustments to its facilities to accommodate the proposed highway construction. The LFUCG shall be responsible for 28.81% (\$77,358.39) of the total costs of relocating these utilities.

Funds are budgeted as follows:

FUND	DID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3160	303202	3222	91715	CLAYS MILL ROAD	2004	DEFAULT

Council authorization to execute agreement with Windstream Kentucky East LLC is hereby requested.



Paula King, Director

Xc: Mike Webb, Acting Commissioner of the Department of Public Works

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567-08

45

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

From: Philip D. Overstreet 
Associate Engineering Technician Principal

Date: October 14, 2008

Re: Resolution Authorizing Acceptance of Deed
Project No: 467 - Cadentown/Versailles Rd. Sanitary Sewer Project

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed for a permanent sanitary sewer easement and a temporary construction easement for the Cadentown/Versailles Rd. Sanitary Sewer Project. The deed will be from Williams Most Reverend J. Kendrick at no cost for the acquisition of 1568 square feet of permanent sanitary sewer easement and 1568 square feet of temporary construction easement on the property located at 1812 Versailles Rd.

Approved by:


Marwan Rayan, P.E.
Urban County Engineer
James M. Webb
Acting Commissioner
Dept. of Public Works and Development

PDO:MR:JW

c: Robert Bayert, P.E.
Bill Bowie, P.E., L.S.
Barbara Sledd

Glenda George
Yvonne Stone
File

06.P467.406.bluesheetp1

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568-08

46

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

From: Philip D. Overstreet 
Associate Engineering Technician Principal

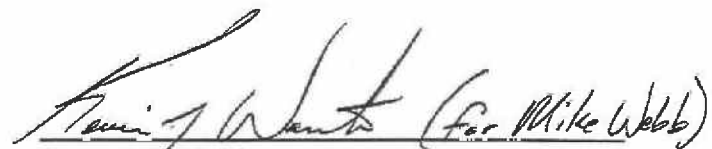
Date: October 14, 2008

Re: Resolution Authorizing Acceptance of Deed
Project No: 467 - Cadentown/Versailles Rd. Sanitary Sewer Project

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed for a permanent sanitary sewer easement and a temporary construction easement for the Cadentown/Versailles Rd. Sanitary Sewer Project. The deed will be from Mark G. Smith at no cost for the acquisition of 1307 square feet of permanent sanitary sewer easement and 1307 square feet of temporary construction easement on the property located at 1808 Versailles Rd.

Approved by:


Marwan Rayan, P.E.
Urban County Engineer

 (for Mike Webb)
James M. Webb
Acting Commissioner
Dept. of Public Works and Development

PDO:MR:JW

c: Robert Bayert, P.E.
Bill Bowie, P.E., L.S.
Barbara Sledd

Glenda George
Yvonne Stone
File

06.P467.406.bluesheetp1

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569-08

47

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

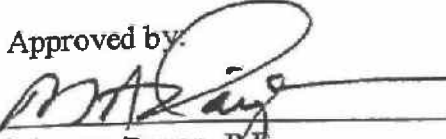
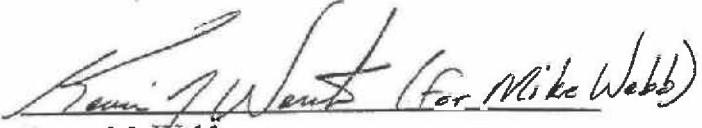
From: Philip D. Overstreet
Associate Engineering Technician Principal

Date: October 14, 2008

Re: Resolution Authorizing Acceptance of Deed
Project No: 467 - Cadentown/Versailles Rd. Sanitary Sewer Project

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed for a permanent sanitary sewer easement and a temporary construction easement for the Cadentown/Versailles Rd. Sanitary Sewer Project. The deed will be from Mark A. & Linda Stell at no cost for the acquisition of 132 square feet of permanent sanitary sewer easement and 349 square feet of temporary construction easement on the property located at 1806 Versailles Rd.

Approved by:


Marwan Rayan, P.E.
Urban County Engineer
James M. Webb
Acting Commissioner
Dept. of Public Works and Development

PDO:MR:JW

c: Robert Bayert, P.E.
Bill Bowie, P.E., L.S.
Barbara Sledd

Glenda George
Yvonne Stone
File

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570-08

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

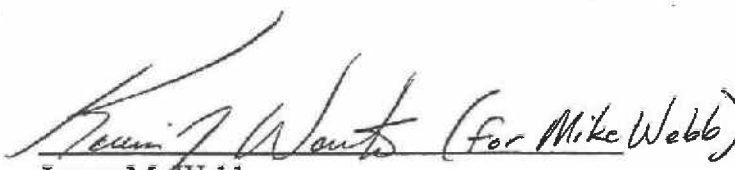
From: Philip D. Overstreet 
Associate Engineering Technician Principal

Date: October 14, 2008

Re: Memorandum to Amend Resolution No. 562-2007
Project No: 467 - Cadentown Sanitary Sewer Project

The purpose of this memorandum is to amend resolution no. 562-2007 authorizing the acceptance of a deed for a permanent sanitary sewer easement and a temporary construction easement for the Cadentown Sanitary Sewer Project. Due to transfer of ownership, the deed will be from Anderson Homes for Rent, LLC at no cost for the acquisition of 1830 square feet of permanent sanitary sewer easement and 1873 square feet of temporary construction easement on the property located at 2852 Liberty Rd.

Approved by:


Marwan Rayan, P.E.
Urban County Engineer (for Mike Webb)
James M. Webb
Acting Commissioner
Dept. of Public Works and Development

PDO:MR:JW

c: Robert Bayert, P.E.
Glenda George
Bill Bowie, P.E., L.S.

Barbara Sledd
Yvonne Stone
File

06.P467.406.amend562-2007

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573-08

49

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Law

TO: Jim Newberry, Mayor
Councilmembers

FROM: Department of Law

DATE: October 17, 2008

RE: Excess General, Auto and Public Officials' Liability Insurance

I request authorization to renew the Excess Liability insurance for one year at the highlighted self insured insurance level found in the attached proposal.

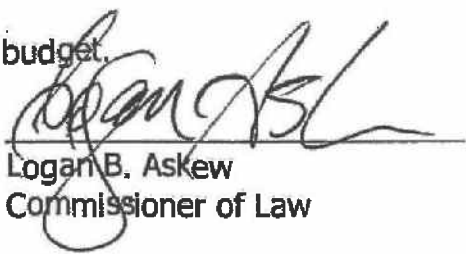
Last year's premium was \$615,010 for \$5 million in excess coverage. The proposed premium for \$5 million excess coverage is \$638,117. There are two significant differences between our current coverage and the proposed coverage: (1) the self insured retention level is \$1.5 million (up from \$1 million); and, (2) defense costs are not covered.

This means that in these liability cases, our excess insurance carrier will only pay claims, exclusive of defense costs, to the extent they exceed \$1.5 million. The first \$1.5 million will be paid from the LFUCG self insured fund.

This coverage, which is through KLC, includes the same claims adjusting services and loss control services provided under our current coverage.

Quotes were solicited from 15 companies. This is the significantly better quote. Renewal with the same self insured retention level has a premium cost of \$872,841.

Funding has been approved in the FY09 budget.



Logan B. Askew
Commissioner of Law

ATTACHMENT

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HORSE CAPITAL OF THE WORLD

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Lexington, KY 40588

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Fax: (859) 258-3538

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**Please note new mailing address