

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
August 23-August 30, 2010**

Monday, August 23

Council Office Special Investigative Committee Meeting.....1:00 pm
Conference Room-5th Floor Government Center

Tuesday, August 24

Water Resources Oversight Committee Meeting.....9:00 am
Conference Room-5th Floor Government Center

Council Committee of the Whole (COW) Quarterly Meeting.....11:00 am
Conference Room-5th Floor Government Center

Council Planning Committee Meeting.....1:00 pm
Council Chambers-2nd Floor Government Center

Council Work Session Meeting.....3:00 pm
Council Chambers-2nd Floor Government Center

Wednesday, August 25

Commission for Citizens with Disabilities Meeting.....9:00 am
Conference Room 4C-Public Library

MPO-Transportation Policy Committee Meeting.....1:30 pm
Council Chambers-2nd Floor Government Center

Parks Funding Working Group Meeting.....6:00pm
Conference Room-3rd Floor Phoenix Building

Thursday, August 26

Citizen's Advocate Work Group Meeting.....4:30 pm
Conference Room-5th Floor Government Center

Council Confirmation Hearings (Bd of Adjustment & Planning Commission).....6:00 pm
Conference Room-5th Floor Government Center

Council Meeting.....7:00 pm
Council Chambers-2nd Floor Government Center

Friday, August 27

No Meetings

Monday, August 30

No Meetings

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

August 24, 2010

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, August 17, 2010, pp.3-9**
- IV. Budget Amendments – Yes, p.10**
- V. New Business, pp.12-18**
- VI. Continuing Business / Presentations**
 - A. Council Intergovernmental Committee, pp.19-20**
 - B. Corridors Commission, pp.21-22**
 - C. Address Posting Progress Report**
Mr. David Lucas, Enhanced 911 Director
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**
- X. Closed Session – Proposed and Pending Litigation**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization to Accept Modifications to Agreements Offered by the Kentucky Department of Military Affairs, Division of Emergency Management, Under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FYs 2007, 2008, 2009 and 2010. (408-10) (Gooding/Bennett)
This request will authorize the acceptance of modifications to agreements offered by the Division of Emergency Management under CSEPP to extend the performance periods of CSEPP-2007 from June 30, 2010 to December 31, 2010; CSEPP-2008 from June 30, 2010 to December 31, 2010; CSEPP-2009 from June 30, 2010 to September 30, 2010, and CSEPP-2010 from June 30, 2010 to September 30, 2011. There are no other changes associated with these modifications.**pp.12-13**
- B. Authorization of a Rental Agreement with Lexington Center Corporation (LLC) on behalf of the Commission for Citizens with Disabilities for the 2011 Celebration of Disability Expo. (409-10) (Helm)
This request will authorize approval of a rental agreement in the amount of \$1,600 with LCC on behalf of the Commission for Citizens with Disabilities for the Celebration of Disability Expo to be held April 21, 2011. Funds raised through contributions will be used to offset the rental fee. There is no budgetary impact for LFUCG.**p.14**
- C. Authorization of Change Order No. 1 to Contract with BCD Inc. on Behalf of the Department of Environmental Quality, Division of Waste Management for the Municipal Recycling Facility Renovation Project – FINAL. (410-10) (Bush)
This request will authorize approval of Change Order No. 1 to increase contract amount by \$30,746.15 with BCD Inc. on behalf of the Division of Waste Management for the Municipal Recycling Facility Renovation project. This change order is for additions, deletions and changes needed to complete the project. Original contact amount was \$419,500.01. Final contact amount is \$450,246.16. This project is funded by the Urban Services District funds. Funds are budgeted.**p.15**
- D. Authorization for Closure and Quitclaim Deeds of Right-of-Way to Property Owners at 1820 to 1828 Nicholasville Rd. (411-10) (Webb)
This request will authorize the closure of the frontage road and transfer of the right-of-way, subject to existing overhead and underground easements, to property owners from 1820 Nicholasville Rd to 1828 Nicholasville Rd by Quitclaim Deeds. Property owners will accept full responsibility for maintenance and repair of the right-of-way. This request has been reviewed and approved by the Department of Law and appropriate divisions within LFUCG and utilities companies. There is no budgetary impact.**pp.16-18**

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

August 17, 2010

Mayor Newberry chaired today's work session meeting. All Council Members were present.

I. Public Comment – Issues on Agenda-Yes

Mark Leach of Stites & Harbison PLLC, requested to speak.

II. Requested Rezoning / Docket Approval-Yes

A motion by CM Stinnett to place on the docket for the August 19, 2010 Council Meeting, without a hearing an ordinance amending changing the zone from an Interchange Service Business (B-5P) zone to a Neighborhood Business (B-1) zone for 1.50 net (1.85 gross) acres, for property located at 1875 Pleasant Ridge Dr. (Brighton Animal Clinic, LLC), seconded by CM McChord, passed without dissent.

A motion by CM Stinnett to place on the docket for the August 19, 2010 Council Meeting without a hearing an ordinance changing the zone from a Light Industrial (I-1) zone to a Highway Service Business (B-3) zone for 0.3565 net (0.4943 gross) acres, for property located at 635 E. New Circle Rd., subject to certain restrictions as conditions of granting the zone change (Virginia Bates), seconded by CM Ellinger, passed without dissent.

A motion by CM Gorton to approve the amended docket, seconded by CM Lane, passed without dissent.

III. Approval of Summary-Yes

A motion by CM Beard to approve the summary from July 6, 2010, seconded by CM Myers, passed without dissent.

IV. Budget Amendments-Yes

A motion by CM Gorton to approve the amended budget amendments, seconded by CM Beard, passed without dissent.

V. New Business

- A. Authorization of a Carfax Authorization with Police Reports.US in Exchange for a Carfax Account on Behalf of the Department of Public Safety, Division of Police. (373-10) (Bastin/Bennett)
- B. Authorization of a Memorandum of Agreement (MOA) with the Kentucky Fire Commission on Behalf of the Department of Public Safety, Division of Fire & Emergency Services. (375-10) (Hendricks/Bennett)
- C. Authorization to Accept an Award from the Kentucky Justice & Public Safety Cabinet (JPSC), Kentucky State Police (KSP), on Behalf of the Department of Public Safety, Division of Police for the Ticketing Aggressive Cars and Trucks (TACT) Grant Program – FY2011. (378-10) (Gooding/Bennett)
- D. Authorization of a Subrecipient Agreement with the Louisville Metro Police Department (LMPD) under LFUCG Agreement with the Kentucky Office of Homeland Security (KOHS) for Improvised Explosive Devices (IED) Training. (379-10) (Gooding/Bennett)
- E. Authorization of a Professional Services Agreement (PSA) with Bridgette Ganahl, Sexual Assault Nurse Examiners (SANE), for Performance of Forensic Examinations – FY2010. (383-10) (Gooding /Bennett)
- F. Authorization to Accept an Award Offered by the Kentucky Justice & Public Safety Cabinet (JPSC) on Behalf of the Department of Public Safety, Division of Police and the Fayette County Commonwealth Attorney's Office for Continuation of the Street Sales Drug Enforcement Project – FY2011. (384-10) (Gooding/Bennett)
- G. Authorization to Accept an Award from the Kentucky Justice & Public Safety Cabinet (JPSC), Kentucky State Police (KSP), on Behalf of the Department of Public Safety, Division of Police for Operation of a Motor Carrier Safety Assistance Program (MCSAP) – FY2011. (388-10) (Gooding/Bennett)
- H. Authorization to Approve Information Station Specialists, Inc. as the Sole Source for Purchase of ALERT AM Emergency Advisory Radio System on Behalf of the Department of Public Safety, Division of Emergency Management/911. (395-10) (Gooding/Bennett)
- I. Authorization to Amend Section 23-5 of the Code of Ordinances within the Department of Public Safety, Division of Police. (390-10) (L. Jarvis/ Bennett)

- J. Authorization of an Addendum to Contract with the Lexington-Fayette County Health Department (LFCHD) for the Home Network Project – FY2010. (374-10) (Gooding/Helm)
- K. Authorization of a Quitclaim Deed and Release of Area Regarding Closure and Right-of-Way of Spring Grove Avenue. (376-10) (Webb)
- L. *Authorization to Proceed with the Annual Urban Service Legal Process for 2010 (392-10) (Webb)
- M. Authorization of a Quitclaim Deed with the Fayette County Board of Education (FCBE) to Transfer Right-of-Way. (394-10) (Webb)
- N. Authorization of a Street Closure and a Quitclaim Deed with Property Owner at 3292 Richmond Road to Transfer Right-of-Way. (397-10) (Webb)
- O. Authorization of Change Order No. 1 to Contract with Architectural Graphics, Inc. for LFUCG Wayfinding Program. (398-10) (Webb)
- P. Authorization to Accept Deeds of Easement for the Grimes Mill Bridge Rehabilitation Project. (377-10) (Gooding/Webb)
- Q. Authorization to Submit Grant Application to the Kentucky Heritage Council (KHC) and Accept Award if Offered, on Behalf of the Department of Public Works & Development, Division of Historic Preservation – FY2011. (393-10) (Gooding/Webb)
- R. Authorization to Submit Grant Applications to the US Department of Housing & Urban Development (HUD) under the Community Challenge Planning Grant Program. (399-10) (Gooding/Webb)
- S. Authorization of an Agreement with the Office of the Fayette County Sheriff for the Collection of the 2010 Urban Services Property Taxes. (380-10) (Askew)
- T. Authorization of a Memorandum of Understanding (MOU) with Awesome Labs, LLC on Behalf of the Chief Information Office, Division of Government Communications. (381-10) (Sullivan/Dhuwaraha)
- U. Authorization of a Metaformers Consulting Services Agreement with Metaformers™ as LFUCG Open Enrollment Consultant. (389-10) (Cottle/Dhuwaraha)
- V. Authorization of a System Improvement Design and Construction Memorandum by and between Mrs. Virgie Hager, Ball Homes, LLC, and LFUCG and the Transfer of Exaction Credits to Ball Homes, LLC. (407-10) (Askew)

- W. Authorization to Amend Section 1 of Resolution No. 371-2010 to Correct an Error in Salary. (382-10) (L. Jarvis/Rumpke)
- X. Authorization of an Agreement with the Jesse G. Harris, Jr. , University of Kentucky (UK) Psychological Services Center on Behalf of the Department of Public Safety, Division of Fire & Emergency Services, to Conduct Psychological Evaluations. (386-10) (L. Jarvis/Rumpke)
- Y. Authorization of a Medicare Early Retiree Subsidy Services Addendum to Agreement for Medicare Part D Implementation Services with Part D Advisors, Inc. (PDA). (387-10) (L. Jarvis/Rumpke)
- Z. Authorization of an Amendment to Neighborhood Stabilization Program Redevelopment Agreement with REACH, Inc. (404-10) (Gooding/ Rumpke)
- AA. Authorization of an Agreement with Fayette County Local Development Corporation for a Development of Rental Housing Project. (405-10) (Gooding/Rumpke)
- BB. Authorization of Modification No. 2 to the Neighborhood Stabilization Program (NSP) Funding Agreement with the Kentucky Department for Local Government (DLG) Regarding LFUCG Landbanking NSP Program. (406-10) (Gooding/Rumpke)
- CC. **Authorization to Amend Chapters 16 & 14 of the Code of Ordinances Regarding Construction Sites. (326-10) (Martin/Bush)
- DD. Authorization of Deeds of Easement for the Della Drive Storm Sewer Rehabilitation Project. (385-10) (Martin/Bush)
- EE. Authorization to Enter Into Grant Award Agreements with Autumn Ridge Homeowners Association, Inc. and Gainesway Neighborhood Association, Inc. for Stormwater Quality Projects. (401-10) (Martin/Bush)
- FF. Authorization of an Agreement with Third Rock Consultants, Inc. for Environmental Consulting Services – Wolf Run Creek Watershed-Based Plan Project - Phase I. (391-10) (Gooding/Bush)
- GG. Authorization of Change Order No. 1 to Contract with Bluegrass Contracting Corporation for the Vaughn's Branch Flood Hazard Mitigation Project. (402-10) (Gooding/Bush)
- HH. Authorization to Enter Into Grant Award Agreements under the 2010 EcoART Grant Program. (403-10) (Bush)

- II. Authorization to Declare Surplus Real Properties Owned by LFUCG and LFUCG Public Facilities Corporation and Offer for Sale by Bids. (400-10) (Baradaran/Cole)

*** Denotes Public Hearing**

****Denotes EPA Consent Decree**

A motion by CM Gorton to approve the New Business items, seconded by CM Gorton passed without dissent.

A motion by CM Myers to open the floor for discussion of the Special Investigative Committee counsel to come forward to speak, seconded by CM James, passed without dissent.

Judge Roger Crittenden, counsel for the Special Investigative Committee came forward to speak. Several CMs spoke and asked questions of Judge Crittenden and Keith Horn of LFUCG Dept. of Law.

A motion by CM Gorton to approve Judge Crittenden to represent CM Myers in the litigation case with Bruce Sahli, in his capacity as the Director of Internal Audit Board, seconded by CM Blues passed without dissent.

VI. Continuing Business / Presentations-Yes

A. Council Services Committee Update

This update was done by Chair CM Ellinger. There were some questions from a couple of CMs. There were no motions to come forward.

B. Ad Valorem Tax

This presentation was done by Ryan Barrow, Director, Division of Budgeting. Several CMs asked questions.

A motion by CM Gorton to place a resolution on the docket for August 19, 2010 Council Meeting to approve option 1 for then General Services Fund, option 1 for the Urban Services Fund, and other taxing districts as presented (for Ad Valorem Taxes), seconded by CM McChord, passed without dissent.

C. Distillery District Public Improvements Program Engineering Services Agreement

This presentation was done by Brian Marcum, Director of Central Purchasing. Several CMs requested to speak and asked questions.

A motion by CM Blues to place on the docket for the August 19, 2010 Council Meeting a resolution accepting the response of Strand Associates, Inc. to RFP No.

17-2010, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with Strand Associates, Inc. for design related services for the Distillery District public improvements, at a cost not to exceed \$508,000.000, seconded by CM Gorton, passed with an 8-5; with CMs McChord and Myers absent for the vote.

VII. Council Report

CM Beard-A motion by CM Beard to approve the NDF list, seconded by CM Martin passed without dissent.

CM Gorton-Announced that the 10th year celebration for the Dog Paddle at Woodland Aquatic Center will be on 9/11/10 at 9 am-3 pm; the price is \$10/dog (with proof of rabies shot) and \$5/person; the rain date will be on 9/12/10. Also announced was the inaugural event for the 2010 Wounded Warrior Golf Tournament on 9/20; for more information, please call 245-1100 or go online to bmaconline.org.

CM Blues-Announced the 1st Can Run Watershed Festival to be held on 9/20/10 at 5-8 pm at Green Acres Park; citizens are advised to park at Consolidated Baptist Church and take the free shuttle to the site; on 8/19/10 at 7 pm Speigle Heights NA will meet at Antioch Baptist Church; on 8/23/10 at same time, 7 pm, Oakwood and Radcliffe Marlboro neighborhood associations, and McConnell's Trace Greenways will.

CM Ellinger-Sent out a happy birthday wish to VM Gray and congratulations to CM Beard and his new bride.

CM Lawless-Announced the Elizabeth St NA will meet tonight at 7 pm at 1st Christian Church; Columbia Heights NA will meet at 7 pm at Ashland Terrace Retirement Home in the upstairs room; Woodland Arts Fair will be Saturday for 10-6 pm and Sunday from 1-5 pm; Aurora Block Party (Mentelle NA) will be on 8/21 beginning at 2 pm.

CM James-Sent her congratulations to CM Beard and his new bride; also announced that there will be Lyric Theatre luncheon and tour on 8/24/10 at 11:30 am.

CM Feigel-Announced that on 8/21/10 at 8:30 pm Picnic with the Pops will be hosting Cirque de la Symphonie at Keeneland.

CM Martin-Announced that Southland Jamboree is tonight at 7 pm-not too many more dates left this summer; on 8/20 UK Women's Basketball team will be having a Moon Dance at the Amphitheater in Beaumont-with inflatables, cheerleaders, and mascots; the Johnson Bros. will perform at

7 pm; on 8/20/1 the annual McDazzle event to benefit the Ronald McDonald House at the Hilton Hotel in downtown Lexington

VIII. Mayor's Report-Yes

A motion by CM Gorton to approve having a confirmation hearing on 8/26/10 at 6 pm in the 5th floor conference room, seconded by CM James, passed without dissent.

A motion by CM Crosbie to approve the Mayor's Report, seconded by CM James, passed without dissent.

IX. Public Comment-Issues not on the agenda-None

X. Adjournment

A motion by CM Martin to adjourn, seconded by CM Gorton, passed without dissent.

Work session was adjourned at 5:51 pm.

Budget Amendment Request List**10**

JOURNAL	45429	DIVISION	E911	Fund Name	Enhanced 911 Fund
				Fund Impact	3,000.00
					3,000.00CR
					.00*

To provide funds for overtime for newly re-acquired Addressing personnel by reducing funds for professional services.

JOURNAL	PO00045561	DIVISION	Various	Fund Name	General Fund
				Fund Impact	15,000.00
					15,000.00*
				Fund Name	Police Confiscated Fed
				Fund Impact	2,168.30
					2,168.30*

To provide funds for additional purchase orders identified by Division of Purchasing to be rolled from FY 2010 into FY 2011. Funds for these purchase orders were encumbered in FY 2010 and are reserved in fund balance for this purpose.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District – General Fund	15,000.00
Fund	1131	Police Confiscated – Federal	2,168.30
Fund	4204	Enhanced 911 Fund	.00

Budget Information For New Business Items

August 24, 2010 Work Session

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Item	Number	Amount	Fund	Name / Description
A	408-10	NA		
B	409-10	NA		
C	410-10	30,746.15	1115	Urban Service District Fund
D	411-10	NA		



408-10 12

Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

Linda L. Rumpke
Commissioner

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

**FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: AUGUST 9, 2010

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
MODIFICATIONS TO AGREEMENTS WITH THE KENTUCKY
DEPARTMENT OF MILITARY AFFAIRS, DIVISION OF
EMERGENCY MANAGEMENT FOR FEDERAL FUNDS UNDER
THE CHEMICAL STOCKPILE EMERGENCY PREPAREDNESS
PROGRAM (CSEPP) FOR FY 2007, FY 2008, FY 2009, AND FY
2010, EXTENDING PERFORMANCE PERIODS**

CSEPP_2007--On January 25, 2007 (Ordinance # 13-2007), the Urban County Council accepted award of federal funds from the Kentucky Department of Military Affairs, Division of Emergency Management in the amount of \$161,098 for the continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) for Fiscal Year 2007, for the period of October 1, 2006 through June 30, 2008. On August 21, 2008 (Resolution No. 494-2008), Council authorized execution of an amendment extending the performance period through June 30, 2010.

CSEPP_2008--On November 15, 2007 (Ordinance # 257-2007), the Urban County Council accepted award of federal funds from the Kentucky Department of Military Affairs, Division of Emergency Management in the amount of \$125,320 for the continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) for Fiscal Year 2008, for the period of October 1, 2007 through June 30, 2008. On August 21, 2008 (Resolution No. 494-2008), Council authorized execution of an amendment extending the performance period through June 30, 2010.

CSEPP_2009—On April 9, 2009 (Ordinance # 47-2009), the Urban County Council accepted award of federal funds from the Kentucky Department of Military Affairs, Division of Emergency Management in the amount of \$373,200 for the continuation of the Chemical Stockpile emergency Preparedness Program (CSEPP) for Fiscal Year 2009, for the period of October 1, 2008 through June 30, 2010.

CSEPP_2010—On May 6, 2010 (Ordinance# 84-2010), the Urban County Council accepted award of federal funds from the Kentucky Department of Military Affairs, Division of Emergency Management in the amount of \$595,600 for the continuation of the Chemical Stockpile emergency Preparedness Program (CSEPP) for Fiscal Year 2010, for the period of October 1, 2009 through June 30, 2010.

The source of federal funds is the Department of Homeland Security/Federal Emergency Management Agency. CSEPP funds are used to support emergency preparedness activities in a nine county area that surrounds the Blue Grass Army Depot in Richmond, the site of a stockpile of chemical weapons.

The Kentucky Department of Military Affairs, Division of Emergency Management has offered the LFUCG modifications to these agreements extending them as follows:

- CSEPP_2007—through December 31, 2010
- CSEPP_2008—through December 31, 2010
- CSEPP_2009—through September 30, 2010
- CSEPP_2010—through September 30, 2011

Council authorization to execute modifications to agreements is hereby requested.

A handwritten signature in blue ink, appearing to read "Irene Gooding", is written over a horizontal line.

Irene Gooding, Acting Director

Xc: Tim Bennett, Commissioner of Public Safety



409-10

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Lexington-Fayette Urban County Government
DEPARTMENT OF SOCIAL SERVICES

Jim Newberry
Mayor

Marlene Helm
Commissioner

Memo

To: Mayor Jim Newberry
Members of the Urban County Council
Mr. Joe Kelly

Through: Commissioner Helm *[Signature]*

From: Kristy Stambaugh, CTRS, MRC, CRC

Date: 07/21/2010

Re: Celebration of Disability Expo

Enclosed you will find a Rental Agreement for the Lexington Center. This is for the Commission for Citizens with Disabilities Celebration of Disability Expo 2011. We will be renting Heritage Hall Center for a cost of \$1,600.

This is a one-day event on Thursday, April 21, 2011

There will be no budgetary impact as the funds for this third annual program will have been raised through contributions and are placed in our Contribution account.

Law review




4 10 - 10

Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Newberry
Mayor

Susan Bush
Acting Commissioner

TO: Mayor Jim Newberry and Urban County Council

FROM: 
Susan Bush, Acting Commissioner
Department of Environmental Quality

DATE: August 19, 2010

RE: Change Order No. 1 to Contract with BCD, Inc. (FINAL)

The Division of Waste Management is requesting approval of Change Order No. 1 to the contract with BCD, Inc. for the LFUCG MRF Renovation Project to increase the contract amount by \$30,746.15. Some expenses for this project have been greater than expected, while others have been less. A full list of changes is attached. The overall net increase of \$30,746.15 amounts to a 7.3% increase on the original purchase order.

Of the items that have come in higher than expected, the largest expenses are for an added 70 feet of 5-foot high keystone wall (an extra \$12,456), extra excavation time/costs due to hitting a rock shelf (an extra \$7,296), additional concrete work with underground downspouts (an extra \$3,780), and additional push walls to protect the Tension Fabric Structure (TFS) (an extra \$4,125). Of the items coming in under budget, the greatest savings came from deleting concrete for the recycled glass area (a savings of \$6,308.55) and purchasing used (instead of new) Jersey barriers for the push wall base (a savings of \$3,000).

The original contract of \$419,500.01 was approved by Resolution No. 198-2010 on April 22, 2010. This change order, if approved, will increase the final contract amount to \$450,246.16. This project is funded by the Urban Services District Fund.

SB:dbb

c: Steve Feese, Director of Waste Management

CONTRACT HISTORY FORMContractor: BCD, INCProject Name: BCD Construction/LFUCG MRF RenovationContract Number and Date 112-2-10 (4/22/10)Responsible LFUCG Division: Waste Management (MRF)**CHANGE ORDER DETAILS****Summary of Previous
Change Orders To Date****Percent Change to
Dollar Amount****Original Contract**A. Original Contract Amount: \$ 419,500.01B. Cumulative Amount of
Previous Change Orders: \$ —— %
(Line B / Line A)C. Total Contract Amount
Prior to this Change Order: \$ 419,500.01**Current Change Order**D. Amount of This Change Order: \$ 30,746.157.3 %
(Line D / Line A)E. New Contract Amount
Including this Change Order : \$ 450,246.16107.3 %
(Line E / Line A)**SIGNATURE LINES**

Project Manager:

BC Baudin

Date:

8/17/10

Reviewed by:

Date:

Division Director:

Steven B. Fasse

Date:

8/17/10

1200 Atkinson Hill Avenue
Bardstown, Kentucky 40004

Phone: 502-348-2305

Fax: 502-348-2008

LFUCG MUNICIPAL RECYCLING CENTER - CHANGES



Inc.

East Slab-on-grade (95'x10'x8")		6,739.00
Delete Recycled Glass Area complete (60'x 22x6") Fiber Reinforced		(6,308.55)
Filter Fabric		1,455.00
Raised Inlets		272.00
Anchored 2x4 (TFS)		944.00
Credit Labor: Not placing anchor bolts for in concrete for TFS		(345.00)
Delete Electric For Dock Levelers		(447.00)
Jersey Barriers		(3,000.00)
Undercutting beyond 20%		231.00
Hoe ram rock shelf		7,296.00
Concrete coring re-staging		500.00
6 additional coring holes		246.00
1" dowel installation (push wall)		1,800.00
Re-position push wall		195.00
Pit edge angle detail		261.00
Delete (1) RCP		(190.00)
120' downspout lines and tie-in		3,780.00
Rejected concrete (S&ME equip. not calibrated)		736.70
Keystone wall		12,456.00
Added 20' steel push wall		4,125.00
TOTAL		30,746.15



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Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC WORKS & DEVELOPMENT

Jim Newberry
Mayor

Mike Webb
Commissioner

MEMORANDUM

To: Mayor Jim Newberry
Urban County Council
Joseph Kelly, Sr. Advisor for Management
Michael Webb, Commissioner, Public Works and Development

From: Kevin Wente, Administrative Officer *KW*

Date: August 17, 2010

RE: Request for transfer of right-of-way via Quit Claim Deed – 1820, 1824, 1826, 1828
Nicholasville Road

This memorandum is to request Council approval for the transfer of LFUCG right-of-way to the adjacent property owners located at 1820, 1824, 1826, 1828 Nicholasville Road. Enclosures for your consideration include the notes received from various LFUCG Division Directors and utility company representatives who responded with comments and consented to this request. The adjacent property owners will accept full responsibility of the maintenance and repair of the right-of-way. The Consent Certificates have been signed, and submitted to the Law Department. I am requesting Council authorization of the closure as presented and execution of all related documents. Should you have any questions regarding this request please feel free to contact me at 258-3407.

**INTERGOVERNMENTAL COMMITTEE
SUMMARY
August 17, 2010**

Chair James called the meeting to order at 1:05 pm. All committee members present except Lawless, with Stinnett attending as a non voting member.

1. Former LFUCG Employees Working for Other Employers - Crosbie

This issue was referred to committee to look at post employment restrictions and ethical recommendations regarding timeliness of former employees to be able to work for others.

Crosbie and James asked Glenda George, law department to be the contact to council members on this issue.

Blues expressed concern and would like to know how this is an issue and cautioned about creating restraints on recruiting new employees. He suggested more research and said, since jobs such as commissioners and directors are sometimes short term, this could be a discouraging factor and the ability to fill those positions might be diminished. He said it makes sense to discuss a provision, not allowing former employees to deal with certain issues. He cited leaving government and working for a public utility as an example.

James asked how this might affect those employees, such as elected officials, appointed, etc. She asked if there might also be a state statute regarding *pre* employment.

Crosbie responded said she knew of four (4) cases where this has occurred and would be glad to discuss details with Blues. Crosbie stated she was comfortable with looking further into this and obtaining additional research.

James stated unless the committee disagreed, this issue would remain on the items referred to committee list, to be discussed in more detail at a later meeting.

2. Minority & Women Business Recruitment – Stinnett

This item was tabled for a later date

3. Board/Commission Term Limits - James

Paul Schoninger, Council staff explained the information in today's packet.

James asked committee members if they had specific questions to address about the Planning Commission.

Beard asked about Council's role in Planning Commission appointments and was told council adopts goals and objectives.

James asked for a presentation from Planning as to how term limits relate to them.

4. Update on Committee Items

James told committee members to contact Paul Schoninger with any updates/status or requests for research.

Motion to adjourn: 1:26 pm

Corridors Commission Meeting
Executive Summary
August 17, 2010

Voting Members Attending: Councilmember Cheryl Feigel, 5th District, Chair; Councilmember Tom Blues, 2nd District; Councilmember Julian Beard, 4th District; Councilmember Doug Martin, 10th District; Karen Angelucci, Tree Board; Dorothea Oatts; Darcy Everett, Bluegrass PRIDE; David Stevens, Citizen.

Voting Members Absent: Councilmember-At-Large Chuck Ellinger; Jarrod Stanley, Kentucky Transportation Cabinet; Vincent Bingham, Citizen.

Non Voting Members Attending: Kevin Wentz, Department of Public Works; Tracey Thurman, Department of General Services; Bob Carpenter, Division of Building Inspection; Tim Queary, Division of Streets, Roads & Forestry; Rob Hammons, Division of Planning/Lexington Area MPO; William Di Orio, KU/EON.

Others Attending: TJ Moses, Citizen; Yvette Hurt, Art in Motion; Ben Simmons, EOP Architects; Mark Yanik, M2D Design; Mike Sanner, Law Department; Joseph David, Division of Planning/MPO; Rebecca Burnworth; Krista Greathouse, Mayor's office; Jason Hale, CDP Engineers; David Lindeman, Palmer Engineers; Greg Isaacs, Palmer Engineers; Allison Hallett, Council Office; Paul Schoninger, Council Office.

Landscape Waiver

Mr. TJ Moses, representing 2439 Nicholasville Rd requested that landscaping adjacent to his property be removed and replaced at his expense. Mr. Moses stated that he would maintain the landscaping

On a motion by David Stevens, second Julian Beard this request was unanimously approved and will be carried forward to the full Council.

Mr. Moses has agreed to apply for a permit to remove the trees and will replace the trees as soon as possible to comply with our street tree ordinance. Tim Query will work with Mr. Moses to identify an appropriate tree for replacement and will verify that it has been replaced during the fall planting season.

The Commission heard reports on various projects including the Versailles Rd TE project, the Newtown Pike TE project, Newtown and Versailles Rd banner project, the Airport landscaping, Tates Creek sidewalks, Tates Creek tree replacement, North Broadway landscaping, the Chevy Chase intersection redesign, the Ashe borer treatment project and the Art in Motion art/bus shelter on Newtown Pike adjacent to the Health Department.

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On a motion by Tom Blues, second by David Stevens the Commission unanimously agreed to allocate funds from the flag art project to the banner project subject to WEG organizers and receiving a clear zone waiver.

Regarding the banner project Krista Greathouse informed the Commission that the proposed design of the banners will be forwarded to the WEG organizers for review and approval.

On a motion by Tom Blues second Dorothea Oatts, the Commission allocated \$ 3,000 to make the Newtown art/bus shelter ADA compliant.

The Commission heard a proposal from Tim Queary, Urban Forester and Rebecca Burnworth to install five (5) trees adjacent to the Children's Museum on Short Street.

On a motion by Tom Blues, second David Stevens the Commission voted 7-1 (Beard No) to allocate up to \$ 3,000 for the landscaping on Short St.