

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
October 17-October 24, 2011**

Monday, October 17

No Meetings

Tuesday, October 18

Social Services & Community Development Committee Meeting.....10:00 am
Council Chambers-2nd Floor Government Center

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

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

Wednesday, October 19

Town & Gown Commission Meeting.....4:00 pm
Maxwell St Presbyterian Church, 180 E Maxwell St

Charles Young Center Task Force Meeting.....5:30 pm
Charles Young Center, 540 E Third St

Thursday, October 20

Keep Lexington Beautiful Commission Meeting..... 9:30 am
Conference Room-5th Floor Government Center

Friday, October 21

Sanitary Sewers Private Property Work Group Meeting..... 1:00 pm
Conference Room-5th Floor Government Center

Monday, October 24

No Meetings

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

October 11, 2011

Mayor Gray chaired today's work session meeting, beginning at 3:00 pm. All Council Members were present, except CM Crosbie.

- I. Public Comment – Issues on Agenda-None
- II. Requested Rezoning / Docket Approval-Yes

A motion by CM Farmer to place #32 under Resolutions First Reading into the Planning & Public Works Committee, seconded by VM Gorton, passed without dissent.

A motion by CM Ellinger to approve the docket as amended, seconded by CM Farmer, passed without dissent.

- III. Approval of Summary-Yes

A motion by CM Beard to approve the summary from the September 27, 2011, seconded by CM Farmer, passed without dissent.

- IV. Budget Amendments-Yes

CM Farmer asked for a correction to be made to journal entry # 55176. Dir. Barrow said that it would be changed.

A motion by CM Farmer to approve the budget amendments as, seconded by CM Ellinger, passed without dissent.

V. New Business

- A. Authorization to amend Section 22-5 of the Code of Ordinances abolishing one position of Citizens Advocate and creating one position of Citizens Advocate P/T in the Citizens Advocate office. (358-11) (Jarvis/Graham)
- B. Authorization to execute Change Order No. 1 with Gooch Construction for the Dixie Pump Station and Force Main Upgrade. (362-11) (Martin/Taylor)
- C. Authorization to approve a Release of Easement releasing a streetlight easement on property located at 2387 Merluna Drive. (361-11) (Graham)
- D. Authorization to approve Quitclaim Deed and Release of Easement releasing a utility easement on property located at 2010 Harrodsburg Road. (356-11) (Graham)
- E. Authorization to accept Information Station Specialists, Inc., as a sole source for purchase of AM radio equipment and installation under the Chemical Stockpile Equipment Emergency Preparedness Program (CSEPP). (364-11) (Gooding/Mason)
- F. Authorization to enter into a Facility Usage Contract between Fayette County Board of Education and the LFUCG for rental of the Norsworthy Auditorium, Saturday, December 17, 2011 for Kiddie Kapers program. (360-11) (Hancock/Moloney)
- G. Authorization to enter into the Purchase of Service Agreement with the Bluegrass State Games, Inc. for FY12. (366-11) (Emmons)
- H. Authorization to enter an agreement between the Fayette County Cooperative Extension District Board and the LFUCG for acceptance of a building and concession agreement. (355-11) (Hancock/Moloney)
- I. Authorization to approve an agreement with Columbia Gas to install and maintain a natural gas training simulator at the Fire Training Academy on Old Frankfort Pike at no cost to LFUCG. (367-11) (Mattingly/Mason)
- J. Authorization to execute an Agreement for flu vaccinations for all LFUCG employees with Kroger Limited Partnership I, Mid South Division, at a cost not to exceed \$18.00 per vaccination. (357-11) (Jarvis/Graham)
- K. Authorization to execute agreement with the Commonwealth Attorney's Office for provisions of "Fast Track" prosecutor services under the Justice Assistance Grant - FY 2012. (354-11) (Gooding/Mason)

- L. Authorization to accept award of federal funds from the U.S. Department of Justice, under the Cops Hiring Program. (365-11) (Gooding/Mason)
- M. Authorization to accept award of federal funds from the U.S. Department of Justice, Office on Violence Against Women for continuation of the LFUCG Arrest Policies Project and execute sub-recipient agreements with partner agencies. (363-11) (Gooding/Mason)
- N. Authorization to accept award of federal funds from Kentucky Transportation Cabinet under the Scenic Byways and Highways Program for the Old Frankfort Pike Corridor Management Plan and to execute agreement with Lexington-Frankfort Scenic Corridor, Inc. for management of project. (359-11) (Gooding/Moloney)

A motion by CM Ellinger to approve New Business, A-N, seconded by VM Gorton passed without dissent.

VI. Continuing Business / Presentations-Yes

A. Presentation honoring Jr. Fire Chief-Jaydasha Robinson

This presentation was done by Mayor Gray and Battalion Chief Griggs. Jaydasha is a 5th grader at William Wells Brown Elementary School. She was selected from students who entered a poster contest with the topic being-Protect your family from fire.

B. 9.13.11 General Government Committee Update

This update was given by Chair CM Lane. There were no motions to come forward.

C. 9.20.11 Public Safety Committee Update

This update was given by Chair CM Lawless. There were no motions to come forward.

D. 9.27.11 Budget & Finance Committee Update

This update was given by Chair CM Ellinger. There were no motions to come forward.

E. 10.4.11 Special Committee of the Whole Meeting-Redistricting

This update was given by VM Gorton. The public will have a chance to speak on the subject the next 2 Work Sessions and Council Meeting.

A motion by VM Gorton to place on the docket for Thursday October 13, 2011, an Ordinance redistricting the districts of the members of the Lexington-Fayette Urban County Council, seconded by CM Lane, passed without dissent.

F. Collective Bargaining-Fire Contract Presentation

This presentation was done by Joe Schauler, LFUCG's negotiator. Several CMs asked questions and Chief Jordan was present to answer.

A motion by VM Gorton to accept the collective bargaining agreement between LFUCG and the Professional Fire Fighters, seconded by CM Myers, passed without dissent.

VII. Council Report

VM Gorton- Stated that because of the Bourbon Chase Run, the dog park at Coldstream was blocked and people and dogs were turned away; nothing was marked; *asked administration if someone could look at the route so that the next time the park will not be closed.*

A motion by VM Gorton to approve the NDF list, seconded by CM McChord, passed without dissent.

CM Blues- Stated that there is new vegetation on Newtown Rd from the State Transportation Dept; reminded everyone of Free Flu Friday being held by the Health Dept. on 10/14/11 at 10-6 pm at 805 Newtown Cir; announced that Treasure Finders (calls to return property that is in custody of the state treasurer) will take place on the same day at the O'Rear Center in Douglass Park; 2 NA meetings announced : tonight Meadowthorpe NA at 7 pm and 10/17/11 Winburn at 6:30 pm.

CM McChord- Stated that the Bourbon Chase Run was fantastic; thanked all volunteers from the Convention Bureau and everyone else who assisted; 2nd Sunday was a hit- really

wanted to thank Lori Houlihan, Mayor's Office, for all of her involvement.

CM Lawless-Reminded everyone that this Saturday of the free disposal of household waste at the dump; South Hill NA meeting tonight at 6 pm; WGPL NA will meet on 10/15 and on 10/16 perennials will be planted in Goodrich Park.

CM Farmer-Announced that Friends of the Bookstore are having a drive at Young Drive through this week; *requested that administration give a presentation about the changes made with E911*. Mayor Gray commented that this has been underway for sometime and was encouraged quite a bit.

CM Myers-Stated that a month ago he had asked for a presentation on the available acting positions. *(this presentation is scheduled 10/18/11)*.

CM Henson-Announced that tomorrow at noon the apartment mgrs. will meet at Cardinal Valley Crossing apt. ctr; next Monday there will be a meeting with American Burley at 6:30 pm at the American Legion at Man-O-War Pl-the meeting is in reference to changing plans for the neighborhood park-the at-large CMs have been invited.

CM Stinnett-Asked about the vacant Citizen's Advocate position; VM answered his question; CM Stinnett echoed CM Farmer's comment about E911.

CM Lane-Announced that Hisle Farm Park had its grand opening on Saturday Oct. 1; thanked Jerry Hancock and employees; mentioned that property came from Mr. & Mrs. Robert Hisle; stated that he was surprised about the E 911 story in the Herald Leader, before Council knew about it.

CM Martin-Announced that it is the closing on the season for Moondance at Midnight Pass; on 10/7 he visited Pasadena NA; on 10/14 at 10-2 pm Beaumont Inn he will be helping; if anyone else wants to volunteer or need information, call

his aide Jonathan at 425-2285.

VII. Mayor's Report-Yes

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

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

Mayor Gray announced that there will be another Health Initiatives update at next week's work session (along with one on 10/25/11).

X. Adjournment

A motion by CM Lawless to adjourn, seconded by CM McChord, passed without dissent.

Work session was adjourned at 4:48 pm.

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

October 18, 2011

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – No**
- III. Approval of Summary – Yes, October 11, 2011, pp. 1-6**
- IV. Budget Amendments – No**
- V. New Business-Yes, pp. 10-18**
- VI. Continuing Business / Presentations**
 - A. 9.27.11 Social Services & Community Development Committee-CM Myers, pp.19-23**
 - B. 10.4.11 Planning & Pubic Works Committee-CM Farmer, pp.24-36**
 - C. 10.11.11 Economic Development COW-CM Beard, pp. 37-39**
 - D. Presentation on Staffing Levels for Govt. Comm. & IT-CAO Moloney, pp.40-43**
 - E. Presentation on Updates for the Health Insurance Initiatives- Benefits Insurance MKT, p.44**
- VII. Council Reports**
- VIII. Mayor's Report – None**
- IX. Public Comment – Issues Not on Agenda**
- X. Adjournment**

ADMINISTRATIVE SYNOPSIS

October 18, 2011
New Business Items

- A. Authorization to enter an agreement with Windstream to provide ISDN PRI services to 229 E. Third Street to the Division of Emergency Management/911. (370-11) (Lucas/Mason)
This is a request to execute an agreement with Windstream to provide ISDN dial tone service to the Division of Emergency Management/911. The total cost for the next fiscal year is \$6,000.00 plus long distance charges. All funds are budgeted.**p.10**

- B. Authorization to approve agreements with eight engineering firms deemed prequalified to provide limited engineering services for stormwater and sanitary sewer projects. (374-11) (Martin/Taylor)
This is a request to execute agreements with eight (8) engineering firms to provide limited services for stormwater or sanitary sewer projects. The recommended firms were deemed prequalified by the workgroup of representatives defined by CAO Policy # 1. **p.11**

- C. Authorization to execute memorandum of agreement between LFUCG and the Federal Emergency Management Agency Integrated Public Alert and Warning System. (368-11) (Dugger/Mason)
This is a request to authorize the Division of Emergency Management/911 to comply with the Federal Department of Homeland Security and Federal Emergency Management Agency directive to comply with the order decommissioning outdated Disaster Management Interoperability Services equipment and to put in place equipment, protocols and procedures that comply with mandatory Integrated Public Alerts and Warning System standards. No additional budgetary impact.**p.12**

- D. Authorization to amend the management agreement with Meridian Management Corporation to include staff pricing that

is not currently covered in the contract. (369-11)
(Baradaran/Moloney)

This is a request to amend the management agreement with Meridian Management Corporation to include staff pricing that is not currently covered in the contract. This employee will provide general maintenance support of Court Administrators and Judges in both Circuit and District buildings. Costs are in the amount of \$4,500.00 per month, which include labor, burden and markup.**pp.13-15**

- E. Authorization to purchase property at 416 Carlisle Ave. for the Meadows-Northland-Arlington Public Improvements Project. (372-11) (Gooding/Taylor)

This is a request to purchase the property at 416 Carlisle Avenue for the Meadows-Northland-Arlington Public Improvements Project, which provides the installation of a larger storm sewer, sanitary sewer and for sufficient easement for government maintenance. An offer in the amount of \$84,000.00 was accepted for the property. Funds are budgeted.**p.16**

- F. Authorization to approve 3rd Quarter street name changes and individual number changes within Council Districts 1, 2, 3, 4, 5 and 11. (373-11) (Lucas/Mason)

This is a request to approve the 3rd quarter's proposed street name and individual house number changes. The change eliminates problem addresses within Fayette County and ensures the proper operation of the Enhanced 911 System.
pp.17-18



370-11

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Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

October 5, 2011

TO: Mayor Jim Gray and Urban County Council

FROM: David S Lucas, Director of Enhanced 9-1-1 *DL*

RE: Agreement with Windstream

VIA: Clay Mason, Commissioner of Public Safety

This request will authorize the mayor to enter an agreement with Windstream, to provide ISDN dial tone service to the LFUCG Division of E911. This service will provide a pool of administrative lines within the communication centers and thus insure the availability of circuits to transfer calls to other jurisdictions and/or assisting agencies.

The total cost for the next fiscal year is \$6000 plus long distance charges and all funds are budgeted within the Division of Enhanced 911. The requested service, installation and maintenance meet all state specifications and are acceptable expenses as outlined by regulations created by the Commonwealth of Kentucky.

The following documents are attached:

1. Administrative review form. (Blue sheet)
2. Windstream service agreement.

Please return completed documents to my attention for final disposition.




Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC WORKS & ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl Taylor
Commissioner

To: Mayor Jim Gray
Urban County Council

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

Date: October 10, 2011

Re: Prequalified Engineering Services Agreements for Sanitary & Storm Sewer Projects

The purpose of this memorandum is to request approval of agreements between LFUCG and eight (8) engineering firms deemed prequalified to provide limited engineering services for stormwater or sanitary sewer projects. The eight recommended firms are:

1	EA Partners	5	CDP Engineers
2	Integrated Engineering	6	HDR Engineers
3	Nesbitt Engineering	7	GRW Engineers
4	Palmer Engineering	8	Tetra Tech

Funds for services are budgeted in: Stormwater - 4051-303204-3321-71205 2012 and Sanitary Sewers - 4002-303401-3401-71299 2012.

A workgroup consisting of representatives as defined by CAO Policy # 1 recommends selection of these eight firms. Selection of the firms was based on the criteria provide in the table below.

	Criteria	Points
1.	Project Manager Qualifications - Specialized experience and technical competence of the person or firm with the type of service required	30
2.	Firm Experience in Similar Work – Past record and performance on contracts with the LFUCG or other government agencies and private industry with respect to such factors as control of cost, quality of work and ability to meet scheduling	30
3.	Capacity/related to project size to perform the work, including any specialized services, within the time limitations	10
4.	Character, integrity, reputation, judgment, experience and efficiency of the person or firm	5
5.	Degree of local employment to be provided by the person or firm	20
6.	Hourly Rates	5

Questions regarding this memorandum should be directed to Charles Martin at 425-2455.

**Lexington-Fayette Urban County Government**

Department of Public Safety
Division of Emergency Management

Jim Gray
Mayor

Clay Mason
Public Safety Commissioner
Patricia L. Dugger, RS MPA
Emergency Management Director

DATE: September 15, 2011

TO: Jim Gray, Mayor
Richard Moloney CAO
LFUCG Council Members

FROM: Patricia L. Dugger *P.L.D.*
Director, Division of Emergency Management

VIA: Clay Mason
Commissioner, Department of Public Safety

This request will authorize the Division of Emergency Management to comply with the Federal Department of Homeland Security and Federal Emergency Management Agency (FEMA) directive to comply with the order decommissioning outdated Disaster Management Interoperability Services (DMIS) equipment and to put in place equipment, protocols and procedures that comply with mandatory Integrated Public Alerts and Warning System (IPAWS) standards.

IPAWS provides integrated services and capabilities to local, state and federal authorities that enable those entities to alert and warn their respective communities via multiple communication systems. Those systems include the Emergency Alert System (EAS), the Commercial Mobile Alert System (CMAS), the National Weather Service All-Hazards Alert Radio Network and other alert systems.

IPAWS also provides for new capabilities for future emergency networks and provides for the aggregation and transmission of warning and alert public messages. IPAWS also provides a standard of interoperability between messaging systems.

In Lexington and Fayette County, the new IPAWS standard and requisite equipment provides connection from the Division of Emergency Management to the primary EAS radio station in central Kentucky, WUKY-FM, the Fayette County outdoor warning alert siren system and other future citizen alert and warning systems.

✓ At this time, there is no additional budget impact.



369-11

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Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Jamshid Baradaran
Director Facilities & Fleet

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council

FROM: Jamshid Baradaran
Director Facilities & Fleet

DATE: October 4, 2011

RE: Management Agreement for services at the Fayette County Courthouses

I am requesting Urban County Council approval to amend the management agreement with Meridian Management Corporation to include staff pricing that is not currently covered by contract #4572 (R-425-2001). Historically, the Administrative Office of the Courts has supplied a state employee to provide a variety of services for the general maintenance support of Court Administrators and Judges in both Circuit and District buildings. Due to the upcoming retirement of the state employee providing those services, the AOC has requested this work be shifted to the management company.

Request approval to amend the management agreement to reflect pricing for the added support services at the courthouses (see attachment A).



**Lexington-Fayette Urban County
Government
Master**

200 E. Main St
Lexington, KY 40507

File Number: 00256-11

File ID: 00256-11	Type: Agenda Item	Status: ATS Review
Version: 1	Reference:	In Control: General Services
Requester: General Services	Cost:	File Created: 10/03/2011
File Name: Meridian Management Corporation contract amendment		Final Action:

Title: Request Council authorization to amend the management agreement with Meridian Management Corporation to include staff pricing that is not currently covered by Contract #4572 (R-425-2001). This employee will provide general maintenance support of Court Administrators and Judges in both Circuit and District court buildings. The expenditure will be reimbursed by the AOC.

Notes: Proposed pricing for amendment to management agreement for providing general maint support for Court Administrators and Judges at the Circuit & District courthouses.

Code Sections:	Agenda Date: 10/18/2011
Indexes:	Agenda Number:
Sponsors:	Enactment Date:
Attachments: Blue Sheet - Amendment to Mgmt Agreement - Oct 2011.doc, Meridian proposal10-29-11.pdf	Enactment Number:
Contact:	Hearing Date:
Drafter: Rick Caldwell	Effective Date:

Approval History

Version	Date	Approver	Action

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:

Text of Legislative File 00256-11

Title

Request Council authorization to amend the management agreement with Meridian Management Corporation to include staff pricing that is not currently covered by Contract #4572 (R-425-2001). This employee will provide general maintenance support of Court

Administrators and Judges in both Circuit and District court buildings. The expenditure will be reimbursed by the AOC.

Summary

Request Council authorization to amend the management agreement with Meridian Management Corporation to include staff pricing that is not currently covered by Contract #4572 (R-425-2001). This employee will provide general maintenance support of Court Administrators and Judges in both Circuit and District court buildings. The expenditure will be reimbursed by the AOC.

Budgetary Implications: Yes

Advance Document Review:

Fully Budgeted: No

Account Number: 4022-707501-7044-71299

This Fiscal Year Impact: \$36,000.00

Annual Impact: \$54,000.00

Project:

Activity:

Budget Reference:



372-11

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Mayor Jim Gray

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Grants and Special Programs

TO: MAYOR JIM GRAY

FROM: IRENE GOODING, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS

DATE: OCTOBER 10, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO PURCHASE PROPERTY AT
416 CARLISLE AVENUE FOR THE MEADOWS-NORTHLAND-
ARLINGTON PUBLIC IMPROVEMENTS PROJECT


On April 28, 2011, (Ordinance #48-2011), Council approved an amendment to the 2010 Consolidated Plan to include the purchase of two residential units, relocation of the residents and demolition of the units in the Meadows-Northland-Arlington Project. This project provides for the installation of a larger storm sewer, sanitary sewer and for sufficient easement for government maintenance.

The property located at 416 Carlisle Avenue has been appraised in accordance with federal regulations. A review appraisal was conducted which supported the findings of the original appraisal. An offer was made in the amount of \$84,000 and the owners, Jason and Kelli Binder, have accepted the offer.

Sufficient funds are budgeted in the following account:

3120-303202-3211-91713-2011-CDBG_2011-C03

Council authorization to purchase the property is requested.



Irene Gooding
Director

Cc: Cheryl Taylor, Commissioner of Environmental Quality & Public Works

F:\WP51\HCD\MEADOWS ACQ & RELO PH 5A, 2011\Offer to Purchase\bs416 Carlisle Ave.doc

HORSE CAPITAL OF THE WORLD

200 East Main Street 6th Fl Lexington, KY 40507 PH (859)258-3070 FAX (859)258-3081 www.lexingtonky.gov




Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

MEMORANDUM

TO: Mayor Jim Gray and Urban County Council

FROM: David Lucas, Enhanced 9-1-1 Director 

DATE: October 10, 2011

RE: 3rd Quarter 2011 Address Changes for Enhanced 9-1-1 Compliance

This request will change street names and individual numbers of addresses within various Council Districts. The attached listing reflects the individual addresses to be changed and are located within the 1st, 2nd, 3rd, 4th, 5th, and 11th Council Districts.

The street name and/or number changes are needed to ensure the proper operation of the Enhanced 9-1-1 system. The corrections eliminate several confusing, duplicate and/or improperly named and numbered addresses in Fayette County.

The official date of change should be thirty (30) days from date of passage, to allow for new sign placement, utility and Post Office notification and final citizen notification.

The following documents are attached:

1. Administrative Review Form
2. Spreadsheet listing of each address change and associated Council District number
3. Individual address list/Draft of Resolution

DSL/alc

3rd Quarter 2011 Address Changes

Old Number	Old Street	Old Type	Old Unit	New Number	New Street	New Type	New Unit	AKA Address	Occupant	Image	Council District	Comments
336	Corral	St		368	Corral	St		366 Corral St		3193.jpg	1	PVA request to match what is being used
372	Corral	St		374	Corral	St				3193.jpg	1	PVA Request to match what the tenant is currently using
231	Elm Tree	Ln		217	Elm Tree	Ln			Polk Dalton Clinic		1	Requested by Owner - 217 Address being used - Notice Returned I incorrect Zip Code Resent.
1	Imperial	Ct		779	Newtown	Pike					1	Undo change on 641-2008 for a parcel that did not exist.
770	Fox Industrial	Rd		747	Fox Industrial	Rd			Lee Brick & Block	3303.jpg	2	Plan Review
1765	Hatter	Ln		1781	Sharkey	Way			Residential		2	To match address Occupant is Using
109-111	Church	St		111	Church	St			Public Defender Office	3238.jpg	3	To eliminate 107 1/2 address by assigning 109 when change is complete
786	Glendover	Rd		786	Glendover	Ct			Residential	3230.jpg	4	PVA Request - To Match what occupant is using
790	Glendover	Rd		790	Glendover	Ct			Residential	3230.jpg	4	PVA Request - To Match what occupant is using
794	Glendover	Rd		794	Glendover	Ct			Residential	3230.jpg	4	PVA Request - To Match what occupant is using
798	Glendover	Rd		798	Glendover	Ct			Residential	3230.jpg	4	PVA Request - To Match what occupant is using
1839	St Ives	Cir		3849	Hidden Pond	Rd			Residential	3189.jpg	5	Owner Requested - Corner Lot. Asked to post "3849-Hidden Pond Rd" in front of home From PVA To correct sequence in 200 block. See April 2011 Address Committee.
200	Burley	Ave		208	Burley	Ave			Residential	3047.jpg	11	From PVA To correct sequence in 200 block. See April 2011 Address Committee.
206	Burley	Ave		202	Burley	Ave			Residential	3047.jpg	11	From PVA To correct sequence in 200 block. See April 2011 Address Committee.

373-11
18



Social Services and Community Development Committee

September 27, 2011

10:00 AM, Council Chambers

Minutes & Motions

Members of the Social Services and Community Development Standing Committee in attendance were Chair George Myers, Vice Chair Peggy Henson, Councilmember Chris Ford, Councilmember Diane Lawless, Councilmember Steve Kay, Councilmember Jay McChord, Councilmember Kevin Stinnett, Councilmember Chuck Ellinger, and Councilmember K.C. Crosbie. Councilmember Ed Lane was absent from the meeting.

Partner Agency Funding Policy

Elizabeth Chatterton provided an overview of the Partner Agency Funding Policy proposals that were discussed during the April 19, May 12, and August 30, 2011 Social Services Committee meetings. The focus of these presentations has been "How can we improve the partner agency funding process in order to enhance services in the community." Elizabeth stated that four primary objectives have been identified:

1. Increasing the total dollars available to fund services by leveraging tax-payer dollars to seek outside funding sources,
2. Basing funding decisions on analytics and empirical data by utilizing comprehensive needs assessments,
3. Implementing outcome measurements, and
4. Implementing performance evaluations.

These objectives were identified through the course of many conversations and a great amount of collaboration between the Social Services Committee, the Lexington Fayette Urban County Government's (LFUCG) Department of Social Services (DSS), the Bluegrass Community Foundation (BGCF), GoodGiving.net, the University of Kentucky's (UK) College of Social Work, the UK Martin School of Public Policy, and the United Way of the Bluegrass (UWBG).

The policy proposals heard before Committee aim to improve the current partner agency funding model which lacks several features including analytics and needs assessments as the basis for funding decisions, as well as objective scoring. Funding requests are often used for overall agency operations which create challenges for outcome measurements.

Ms. Chatterton said all policy proposals heard before committee incorporate the use of a third-party outside agency to pursue additional non-taxpayer funds for delivering services to the community; a needs assessments provided by graduate students of UK's Martin School and College of Social Work to prioritize funding decisions; extending the partner agency funding model from Social Service's partner agencies to all LFUCG partner agencies; a scoring committee to make funding recommendations to the Mayor; the implementation of tying funding to outcome measures; and the implementation of program evaluations.

The proposal heard from UK and UWBG on April 19, 2011 and the proposal heard from the DSS and BGCF largely differed in its proposed use of UK students. UK and UWBG proposed using the students for program evaluations in addition to needs' assessments. DSS recommended using students solely for the purpose of providing community needs' assessment. The UWBG and UK also recommended doing continuous and fluid needs assessment whereas the DSS recommended needs assessments every five to seven years.

A proposed scoring rubric was presented to the Committee, reflecting changes request by the Committee from DSS during a previous meeting. A list of Committee member comments and suggestions were also included for the purpose of furthering discussions and to develop and implement a final policy.

CM Myers said this policy is bigger than Social Services and should be implemented for all partner agencies receiving funding from LFUCG. This policy proposal does not suggest that partner agencies are not doing a good job but instead would provide LFUCG with information that can be reported back to investors. He compared the policy proposal to the Mayor's plan to hire an outside firm in order to close a \$3.5 million budget gap in LFUCG's health care costs. The concept of this proposal is similar in that it says there has to be new money brought to the table. By providing program evaluations, reviews, and outcome measurements, someone can take that data and information to pursue new money through grants. CM Myers proposed putting out a request for proposals (RFP) and spend \$40,000-60,000 to go after new money.

CM Ford asked if UWBG competed with LFUCG partner agencies for outside funding. Bill Farmer, the President of UWBG responded that there is the possibility for local competition when UWBG is applying for federal and foundation grants and anytime UWBG competes for these types of funds it notifies its partnering agencies of their intent to apply for that grant. UWBG has made agreements with certain agencies in the community when they are aware that another agency is applying for the grant to cede to the other agency unless there are specific conditions in which UWBG decides it needs to apply. UWBG does not think it is in the best interest of the community to compete because it sends the wrong message to the funder that the community may not be together on how to address the issue.

CM Ford asked what policy UWBG utilizes in funding LFUCG agencies. Mr. Farmer said they issue an RFP to the agencies with criteria or data points asking agencies how they are going to address the issue. Proposals are reviewed by subject matter experts who provide a score on their assessment of the likelihood of success based on the proposal. They have another group of volunteers review the proposal and scores to make the funding decision. Decisions are not made by UWBG staff. Decisions are made by the community which is then approved by the Board of Directors. CM Ford asked if UWBG relied on needs assessments. Mr. Farmer replied, "Yes."

CM Stinnett said he thinks that an RFP for a needs assessment should come first to determine which organizations LFUCG should support. CM Stinnett stated that on the health care argument he wanted everyone to understand that LFUCG is spending \$1.4 million to save \$7 million.

CM Lawless said that she there is not a real clear concept of who is receiving what from LFUCG in terms of in-kind services to partner agencies. CM Lawless stated she does support the needs assessments and would like to know what other kinds of services and support partner agencies receive from LFUCG in addition to what in-kind services could benefit agencies in a needs assessment.

CM Henson said she agrees with CM Lawless and CM Stinnett in that the needs assessment should come first. She thinks the application process and accountability are good things. She does not want to have funding categories incorporated in the application process until after a needs assessment. CM Henson said the bottom line is the basic needs of people in the city need to be met and the more restrictions you place on something the more it hurts the people who need assistance. She supports a motion for a needs assessment first. CM Henson suggested that if there is to be an RFP for leveraging funds that agencies receiving funding from LFUCG should not be eligible to participate.

CM Kay addressed the proposed implementation timeline in the packet on page 25 commenting that it suggests an order of priority for making decisions. He said the first question is whether the Committee is going to shift towards funding programs rather than providing general agency support as a policy question and whether it should be done this year. CM Kay said there also needs to be a needs assessment and there is the question of whether it should happen this year or late, and whether the needs assessment should go out for an RFP process or if it can be done internally through cooperation with partner agencies. CM Kay said the same thought occurs about the question of leveraging outside funds and he thinks that is separate from

the question of how the Committee wants to proceed this year or next year in terms of the applications that are received from partner agencies.

CM Myers said if the Committee wants to do a needs assessment but does not want to bring new money to the table then it is the same as saying that LFUCG has done all it can. CM Myers added that the needs assessment will not provide outcomes without funding. If they spend \$50,000 on leveraging new funds and it brings in one new grant for \$100,000 then there has been \$50,000 added to the community for services.

CM Ford stated that there is great need and if LFUCG did not provide General Fund support to LFUCG agencies, there would still be an obligation for the Social Services function of this government to provide for that need.

A motion by Chris Ford to allow for the public comment of those that are interested to speak, seconded by Chuck Ellinger, the motion passed without dissent.

CM Stinnett asked for the Committee members who have not had an opportunity to speak to have their opportunity to speak first and CM Ford agreed.

CM Stinnett stated that the needs assessment does not prevent LFUCG from pursuing extra money but the needs assessment is necessary in order to have better targets. CM Stinnett thinks the leveraging of funds should be done by a third-party outside agency.

CM McChord stated he thinks it would be a wise move to make a motion and bring forward two RFP's simultaneously: one for the needs assessment and one for pursuing outside funding.

CM Lawless said she supports the RFP for a needs assessment but still has concerns about measuring outcomes. This proposal could be in any Committee and there are a lot of factors that are not measurable. She provided examples of agencies that receive LFUCG funding where outcomes are difficult to measure.

A motion was made by CM Stinnett to direct the Administration within 30 days of passing before the whole Council to work with Chair Myers to put out an RFP for a needs assessment for Social Services' agencies and services in the community and report back with that assessment no later than April 2012, seconded by Jay McChord.

There was discussion on the motion.

CM Kay said he agrees with the needs assessment but would like to slow down, expressing concern that we would be spending money to plow old ground and not find a lot of new information.

CM Ford brought up a point of order that there was a motion to have public comment after the Councilmembers who were signed-up had spoken and asked CM Stinnett to consider making the motion after the public comment happened. CM Stinnett stated he is okay with waiting until after the public comment but will not be able to attend the vote if it waits due to an outside emergency.

The Chair opened the floor to public comment calling Jack Burch to speak.

Mr. Burch said that the idea of paying people to get grants at a time when government does not have any money does not make sense. He named some grants that are going to be available to community partners to address community needs. He asked that if the Committee does not already know about these grants to take the time to learn about it before hiring another grant writer. Mr. Burch urged the Committee to slow down and work with Commissioner Mills.

Walter May called to speak. Mr. May said that the Commissioner has some good ideas for a needs assessments and would urge the Committee to work with her. Mr. May gave an overview of the Hope Center's historical funding levels and compared that to their overall current budget. He provided details

about service levels, additional need, the Hope Center's response to the additional need, and the future plans for the Hope Center as an example of how they have leveraged money.

Janice James called to speak. Ms. James works for the Hope Center. She stated that the money received for the Hope Center is leveraged. She commented on the needs assessment that she chaired for another organization and added that there is wisdom in looking at what has already been done.

Dr. David Stevens called to speak. Dr. Stevens represents the Salvation Army. The Salvation Army board met to discuss the proposal before the Committee meeting and expressed some anxiety about the funding priority list that was published detailing what available funding will be used for. Dr. Stevens is not sure that the Salvation Army will qualify. They also are concerned about the United Way administering funds as they compete with UWBG on some grants. Dr. Stevens gave an overview of their budget, how LFUCG funds are used at Salvation Army and asked the Committee to give its organization consideration. Dr. Stevens asked for some clarification about the LFUCG priority funding areas that are being advertised and how his organization will fit into those categories.

CM McChord addressed the list that was presented to the Salvation Army and asked where that list came from. Dr. Stevens said that it came from the Commissioner of Social Services. CM McChord stated that the Salvation Army is a great organization and hearing that there is confusion about whether or not they fit into the equation validates the need for a needs assessment.

CM McChord stated he has a strong opinion on finding additional funding for the community. He is sure that the partner agencies do a good job but finds it hard to believe that if agencies could have more that they would turn it away. He does not see why the Committee would refuse an attempt to get more and he supports the need for an RFP for a needs assessment.

CM Lawless stated that she has mixed feelings about the needs assessment. She noted that she participated in numerous needs assessments over her career and her observation was that the same needs consistently appeared in each assessment over several years.

CM Kay stated that based on the comments from the partner agencies that are present he does not seem to think that is what government does best. While CM Kay said he agrees with the need for a needs assessment, he does not think that LFUCG is in a position to do it right now.

CM Myers said what is interesting to him is that people come to the microphone and say they do not need additional money but when their budget is cut they come to the microphone and ask why their funds are being cut. CM Myers stated that there are all kinds of issues out there that are not being addressed by partner agencies. CM Myers stated that his vision is to look at the needs of the community to address how we bring new money to the table. If the Committee and the Council do not wish to do that then partner agencies will continue to be cut from the budget. CM Myers said his vision is to look forward and figure out if there is new money that can be brought to the table that is currently not available today.

The motion made from CM Stinnett still remained on the floor from earlier. CM McChord as the second withdrew the motion and asked that the report out reflected this conversation. CM Myers asked for the Committees input since the motioner, CM Stinnett was no longer present in the meeting. The Committee agreed to withdraw the motion.

Application for Partner Agency Funding FY 2013

CM Henson asked Commissioner Beth Mills about the needs assessment and if it is something that she feels LFUCG should do. Com. Mills stated that she does think a needs assessment is important adding that she has had preliminary meetings with UK. She said UK would preliminarily like to use the \$10K used for a professor to develop the needs assessment course rather than initially utilize the funds for students' stipends. In the fall semester of 2012 they would have students inventory the needs assessments' that already exist and then in the spring semester of 2013 begin a new needs assessment. CM Henson stated that

rather than do an RFP at the next meeting it might be preferable to have Com. Mills provide an update at the next meeting.

CM Henson stated her other question is about the funding categories that were proposed by DSS for partner agency funding. CM Henson said those funding categories place agencies in a box and that there are many needs in the community. CM Henson voiced concern for the Salvation Army and said she would like to remove the categories and requested Com. Mills' input.

Com. Mills stated that the categories were chosen from anecdotal information from Social Service staff and were added to switch funding from programs to outcomes.

A motion was made by CM Henson making a motion to remove the categories from the partner agency funding, seconded by CM Ford.

There was discussion on the motion. CM Kay noted that the move towards categories was an attempt to set parameters and some policy around the type of programs LFUCG intends to fund and he would not be in support of the motion.

CM Ford made an amendment to the motion to ask the Commissioner of Social Services to work and report back to the Committee of how the categories can be amended in a way that would not exclude the Salvation Army or similar functions that they provide, no second. The amendment to the motion was withdrawn after consulting Commissioner Mills and further discussion.

CM Henson said she has an issue with the categories that they do not include all of the circumstances in which someone might need emergency shelter. Com. Mills responded that DSS will not be able to cover everyone in need in Fayette County and noted that food nor rent and utility payments are also not covered. If there was a Basic Human Needs category such as shelter, food and economic security it would cover most of those needs but at some point after the needs assessment they will need to prioritize.

CM Myers said the amendment to the motion would have her coming back to the Committee and asked if that would work with her timeline. Com. Mills said the next Committee meeting is October 18 and the meeting with partner agencies is October 19 so that would not allow for advanced notification to partner agencies. CM Myers asked Com. Mills for a recommendation. Com. Mills said that she would recommend the Committee add a Basic Human Needs category, noting it would also open up the process to some other agencies in the community.

A motion by Steve Kay to Amend motion to add a Basic Human Needs category to the Department of Social Services priority funding categories so that funding would provide for shelter, food, and economic security, seconded by Chuck Ellinger, the motion passed without dissent.

The next meeting will continue discussions with Com. Mills about her work with UK and the needs assessment, as well as the RFP that was discussed today for leveraging outside funds.

A motion by Chris Ford to adjourn, seconded by Jay McChord, the motion passed without dissent.

URBAN COUNTY COUNCIL

Planning & Public Works Committee
 Summary/Table of Motions
 September 13, 2011
 1:00 p.m.

Committee Chair, CM Farmer called the meeting to order at 1:02 p.m. Committee members Vice Mayor Gorton, CMs Ellinger, Kay, Ford, Blues, Martin, Lawless and Beard were all present. CM Henson was absent. CM Stinnett also attended the meeting.

1. **Repaving Program**
2. **Renegotiate and Expand Paving Warranties
 (Referred from Environmental Quality Link)**

Cheryl Taylor began the presentation by stating her intention to discuss repaving concerns as well as upcoming leaf collection and snow plans. She asked Kevin Wentz to begin the discussion on repaving and paving warranties.

Wentz provided the four now-completed steps of the paving management system:

- Road assessment and data collection (Div. of Engineering): Currently assessing half of LFUCG-maintained roads per year, alternating east and west areas of the county
- Updating the Pavement Management System (Div. of Engineering): Currently working to convert Pavement System into GIS application
- Process collected data (Div. of Streets & Roads): Determined from the collected data the total linear footage of pavement rated 65 or less within the Urban Service Area
- Rates for each Council district (Div of Streets & Roads): From the calculated total linear footage, determined the percentage of pavement rated 65 or less within each Council district.

Wentz stated that resurfaced roads have warranties of one year. Resurfacing specifications are outlined in LFUCG paving contracts and are based on specific engineering guidelines. Crack seal applications are performed every five years as warranted. Resurfacing is a maintenance function rather than a capital construction project.

Wentz recently met with James Ballinger from the Kentucky Transportation Cabinet (District 7). Ballinger explained to Wentz that having experienced inspectors onsite during repaving work greatly reduced the need for warranties. The inspectors check for consistency and make sure the grading is to specification as the work is being done.

Wente stated that to extend warranties for capital construction and the longevity that would ensue would greatly increase costs.

Wente went on to discuss a recent meeting with the Fayette County School Board and the University of Kentucky. He said that there was some talk of reassignment of areas to be salted during snow events. He stated that this is a work in progress between the schools, Street and Roads and the Division of Water Quality. He mentioned that E-911 is planning to issue snow declarations via landline phones, and that the Lexington's Emergency Alerts and Notifications (LEAN) program is key to alerting the public to snow emergencies. Signage has also been updated along snow emergency routes.

Wente stated that 1 million dollars is allocated in the FY12 budget for salt. There will be 8,000 tons available to begin the salt season. Local school systems will continue to work toward a reimbursement agreement for areas outside the current area map. There has also been preliminary discussion about reimbursement from utility companies should, for example, there be a water main break and subsequently a need for treatment in the area.

Wente went on to provide an update for the FY12 leaf collection schedule. He said that by ordinance, LFUCG is required to make one pass-through within the Urban Service Area. There will be an educational push for residents to use Lennys and yard waste bags to offset costs associated with the program. Last year, over 900 tons of leaf matter were collected. The program is scheduled to begin on November 28th, and letters will be sent to all residents regarding the program.

CM Farmer thanked Wente for his presentation and opened the floor for questions.

CM Lawless asked for clarification on street/paving ratings provided for the 3rd District. Many of the streets in that district are rated at 90 or higher, but in reality "ride" more like they should be rated under 65. She stated that roads in that district are heavily traveled and sustain more wear and tear than districts outside the downtown core. She stated that traffic volume should factor into calculations made per district when money is allocated for resurfacing.

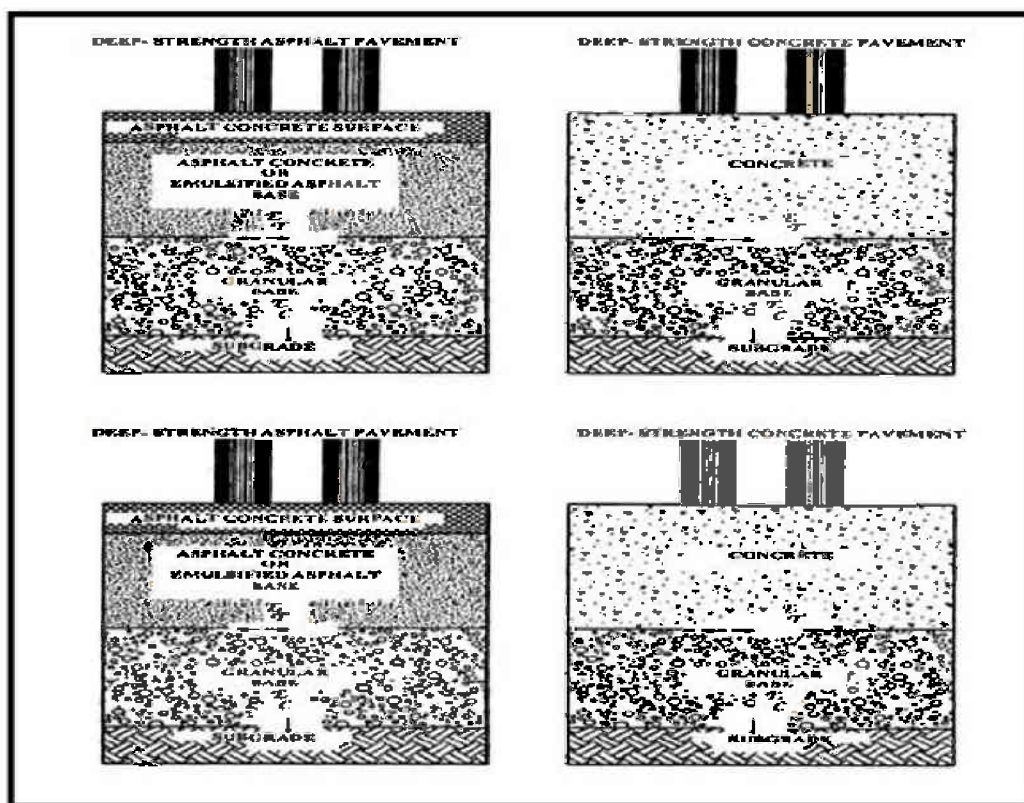
Wente responded that GPS tracking during inspection would better indicate what roads needed the most attention. He stated that graphic representation would be helpful in creating a better dialog in this regard. As to more heavily-traveled arterials, he pointed to Sir Barton Way as an example of a road that had an expectation of longevity of 20 years, but with such traffic volume, its timeline had been reduced to approximately 5 years.

CM Beard asked how the decision to distribute repaving funds per district was determined. Beard stated that there seems to be a disparity between the districts. Wente replied that the number of streets rated 65 or lower was the first factor per

district. Each district's percentage of such roads determined how much funding would be allocated. He stated that in years past, money was distributed equally across the county, but that practice created an inequity because some of those districts did not have as many troubled areas, which resulted in some roads being repaved when they could have lasted longer.

CM Beard asked how Streets and Roads decides the best manner in which to close roads during construction work. Sam Williams responded that road crews assess base issues and cut out areas of obvious failure; these areas mostly include roads that were constructed in the past when lesser standards were adhered to during construction. The goal in such situations is to cut out all bad material. He addressed the four components of paving, as shown below.

FIGURE 4.1 - Pavement Design



CM Martin asked that the process and specifications for the resurfacing program be explained. Brian Billings from ATS stated that milling and prep work takes place first—more often “curb cut” milling, which preserves a crown at the top of the road. Crews then “tie in” to the curb, or if the curb has been overlaid in the past, the old asphalt is removed and replaced with new.

Martin inquired specifically about base failures and how they are addressed. Billings stated that his crews follow the instructions of the inspector onsite and base failures are removed at his or her discretion. He concurred with Martin that fixing base failures is included in the specifications in repaving contracts. He stated ATS is paid by the amount of work they do each day; the removed milling is weighed by the ton; to remove extra base failures would be to incur additional costs calculated by tonnage. The same applies for the placement of asphalt.

Martin asked Billings if he could provide an estimate or percentage per district of base failings found in each. Billings stated that such an estimate would be difficult to provide because assigned work is based on what is provided by LFUCG Council direction. Martin asked how they determine when to pave over base failures. Billings replied that as a general rule, if the base is crumbling enough to be picked up by hand, it needs to be replaced. If it is just cracked, then it is acceptable to pave over it.

For clarification, Martin then asked if ATS repairs all base failures. Billings said they do not; they lay out the milling limits and make adjustments with Streets and Roads crews as directed by LFUCG inspectors. They are required only to lay out the repaving repairs. It is up to LFUCG to review, inspect and make recommendations as to which base failures are removed and replaced. Martin asked Billings if he agreed that the ATS/LFUCG contract required that they replace base failures. Billings stated that he is required to do that at LFUCG’s direction.

CM Martin suggested that the contracts be examined.

(Repaving specifications are outlined at the end of this summary.)

Martin stated that to his knowledge, none of the base failures [in the 10th District] were fixed in 2010 or during 2011. He stated that he wants to know who is authorizing that the contract specifications not be followed. Billings stated that ATS would be glad to do as much work as the city wants them to. He again stated that it is based on the amount of work that they do—milling, surfacing and the replacement of surfacing. He said that the removal and replacement of base failures is at the discretion of Sam Williams (Director of Streets and Roads). Martin responded that the Urban County Council approves contracts, from which neither hired entities nor LFUCG employees can vary.

Martin went on to say that it has been his understanding that ATS is drastically cutting corners and putting down cheap paving jobs that the city will have to replace in five years. Billings stated that he disagreed with that assessment.

CM Stinnett inquired of Kevin Wenthe as to whether all of the paving lists had been turned in from the 12 Council districts. Wenthe responded that they are moving through the lists they have received, and those represent the majority of the 12 districts. Sam Williams added that Streets and Roads has completed almost one third of the lists submitted. He stated that the submitted lists will “keep them busy” until the beginning of December. Lists that have not yet been submitted will more than likely be held until spring due to weather constraints.

CM Stinnett asked Williams if, while he has served as Director of Streets and Roads, he has noticed any shortcuts or similar issues in relation to paving jobs. He also asked if recent harsh winters were more of a contributing factor to accelerated failures. Williams responded that the life of a standard design pavement is 15-20 years, but due to growth and the resulting heavy traffic, roads are starting to mature at a faster rate. He added that Lexington has progressed as a city in specification requirements for redevelopments from a standard of 8 to 9 inches of total paving depth to an upgrade of over 12 inches. However, those areas that were constructed under the lesser specifications are starting to fail.

CM Stinnett suggested that the paving specifications are not “keeping up with the design” of redeveloped areas. Williams stated that during the first years of construction in newly developed areas, there is tremendous stress placed on new paving due to the heavy weight of construction vehicles and equipment.

CM Stinnett suggested that Streets and Roads take core samples of areas slated for repaving and go down to the original base of the roads. Williams responded that they have done that in certain areas, but the cost is prohibitive considering the amount of repairs needed across the county. CM Stinnett countered that doing so would save money “down the road” and that there is a trade-off in investing now rather than later. Williams agreed to look into implementing such measures in the future.

CM Ford turned the discussion to paving allocations for FY12. He stated that the need for repaving far outweighs the funds available in FY12. He said that in the past, there was equitable distribution across district lines for such repairs. He asked why that distribution practice was changed. Kevin Wenthe responded that the number of streets rated 65 or lower was the first factor per district. Each district’s percentage of such roads determined how much funding would be allocated. He said that there are districts that have a higher percentage of roads that rate 65 or lower. He stated that a rating of 65 is a breakpoint for immediate repair because degradation increases rapidly once a road reaches that rating.

CM Beard stated that there is a need to continually maintain roads that lead into or are within the “hub of the city” no matter their rating because of heavy traffic flow. Traffic patterns should be considered. Cheryl Taylor responded that when the distribution practice was changed, the purpose was to address priority issues. She stated that suggestions for change are welcome.

CM Lawless agreed with CM Beard’s suggestion. She stated that many of the roads in the 3rd District are rated 75 and above, yet they are in obvious disrepair. She said that she receives calls from constituents from across the county from people who travel the “hub streets” complaining about bad road conditions. She also stated that certain areas that have been repaired were not milled down enough, the result of which are drains and curbs that have been overpaved.

Cheryl Taylor responded that Council has the authority to reject reported ratings. She also suggested that in the future, there might possibly be created a “pool of funds” created by taking a portion of available repaving dollars out of the budget before the districts are each given their percentage. This would result in funding for the more heavily-traveled roads in the city’s core. She again suggested that she is open to suggestions to better the process.

CM Martin stated that the 10th District has the worst roads in the county, and suggested that to go back to the old distribution process would put the county in a place where it could not catch up. Martin asked if a tack coat is applied before repaving begins. Brian Billings from ATS responded that there is functionally no need to apply a tack coat. CM Martin asked Billings what measurement of asphalt is applied during repaving. Billings responded that currently most roads are paved to 1¼ inches. CM Martin referred to the specifications and contracts, which state that paving should be applied at 1½ inches. He pointed to Lyon Drive as an example where the depth is not up to specifications. He also stated that there are curbs next to which the roads have been milled down by ½ inch and the pavement has begun to flake. He asked for clarification as to this application.

Billings responded that there are situations where the curb has been overlaid with asphalt and ATS has removed that asphalt to the curb line. It is then up to the discretion of the inspectors to determine that the exposed area is unsafe and needs to be covered back up. In such situations, milling down to ½ inch is not beneficial. Billings went on to speak to thin asphalt paving. He stated that ATS is paid by what they “put down” and it isn’t in their best interest to provide thin paving.

CM Martin asked if the administration has discussed paving warranties. Billings said ATS has met with Cheryl Taylor, Sam Williams and Kevin Wentz. He has also met with the Asphalt Institute. He said that in a perfect world, paving warranties are a good idea. However, using Sir Barton Way as an example, Billings explained that warranties are unrealistic. He stated that when roads are designed in newly developed areas like Hamburg, the design does not take into

account the continual influx of heavyweight construction vehicles travelling the roads during the period of time it takes to establish the new development. These vehicles place tremendous strain on the roads, and diminish their lifespan. By the time construction is complete, the new roads have endured “100 times” what they were designed to endure during the first few years of their existence. He also made the point that often utility companies come in after the roads are constructed and dig trenches to lay their lines. The replacement work that follows is often substandard. Therefore, warranties cannot be adequately estimated due to disclaimers that must be assumed.

CM Ford again brought up the inequity of paving allocations and his concerns regarding the rating schedule. He stated that the attempt by the administration lacks a comprehension of strategy, “meaning the need will always outweigh the resource, and so just to allocate funds based upon a rating at face value may demonstrate an attempt to address the areas in greatest need, but it does not necessarily do so.” CM Ford suggested that in FY13, there should be an equitable split of funding across the 12 districts.

CM Farmer stated that a rating of 65 has been the standard with which LFUCG has dealt for the past 15 years or more. He suggested that several factors will be considered as future paving allocations are decided upon.

Vice Mayor Gorton stated that there is room for discussion for ways to determine how funds are allocated. She referred to a study that was completed before the allocation equation was changed. She said that based on the study, it was determined that many roads that were in need of repaving were not being paved, creating a greater inequity than one related just to funding. She stated that she would not be in favor of across-the-board funding per district.

CM Stinnett revisited the idea of “shaving funds off the top” of each district’s funding in order to apply said funds to the paving of major arterials. He mentioned that no matter the allocation per district, there is never enough to cover what needs to be repaired and repaved. Each district must work to repave the areas that are in the most need, and each district finds doing so challenging.

CM Blues asked Wentz how often roads are evaluated for repair. Wentz responded that in the past, based on a four-year time period, one third of the county was evaluated per year until the fourth year, at which point the entire county had been assessed. Currently, the full county is evaluated every other year so that the rating numbers stay current based on impact of winter damage and the like.

CM Blues referred to the matter of equity as unfair due to the fact that some districts have more roads than others. He also stated that some areas with ratings higher than 65 must be repaved in order to connect those that are lower.

CM Beard made the statement that Lexington long ago passed the tipping point of keeping roads up-to-date. Funding is now more directed toward maintenance.

Vice Mayor Gorton reminded the committee that district lines will soon be redrawn and certain roads will be the responsibility of new representation. She inquired as to whether a new assessment would be in order based on the new district boundaries. Wentz said the new boundaries will be considered in the new evaluation. There will also be opportunity for an updated level of assessment of degradation through a GIS component that will allow for graphic representation of areas that need repair.

Motion by CM Martin to allow additional time for questions from the committee: Seconded by CM Beard. Motion passed without dissent.

CM Lawless asked that the ratings for the 3rd District be readdressed, as they don't accurately represent the level of degradation in several areas.

CM Martin requested that a study be conducted to evaluate the degradation of roads and base failures to better address contracts and specifications listed therein. He stressed that preservation is critical to extending the life of roads throughout the county.

Motion by CM Ford to request that the administration present options that would help ensure the equitable distribution of repaving funds. Motion failed for lack of a Second.

Cheryl Taylor suggested the use of an independent source of expertise to evaluate the repaving evaluation process. She will present findings as soon as they are available.

3. Sustaining Salting Services: Working with Fayette County Public Schools

Kevin Wentz recently met with members of the Fayette County School Board and the University of Kentucky. Discussed were reimbursements of materials requested by Fayette County Public Schools. Also discussed was the option of FCPS hiring outside contractors to provide additional support for other services. Wentz will meet again with these entities and present to the committee a report on progress made.

Vice Mayor Gorton asked that Wentz provide a list of streets and roads that are serviced by LFUCG at the request of FCPS—specifically those that fall outside the LFUCG snow plan. Wentz also will provide historical information detailing where FCPS has requested service.

CM Farmer stated that this item will remain in committee.

CM Kay asked why the leaf collection schedule had not been changed based on the snow issues experienced during the 2011 season. Cheryl Taylor explained that she had met with Parks and Recreation and the decision was made to wait until late November to make the collection effort in order to maximize the collection effort. She stated that if the collection is scheduled too early in the season, there aren't enough leaves on the ground yet and residents typically have not addressed raking issues.

CM Farmer asked when Council could expect a presentation on the matter and stated that the public will need information regarding the 2012 schedule. Taylor responded that Parks and Recreation will likely present that information. She also stated that the public will be urged to use Lennys and leaf collection bags in order to manage costs associated with the program. Currently in Lexington, over 60,000 residents use Lennys. LFUCG spends \$300,000 on leaf collection bags and offers them to the public free of charge.

CM Blues asked that the environmental impact of moving to one leaf collection per year be discussed when Council is presented with the changes to the program.

4. Sidewalk Specifications & Regulations

David Barberie stated that if the committee is comfortable with the changes made to the draft ordinance 17-148(a), his suggestion would be for Council to adopt the ordinance with the proposed changes. He stated that the changes in the ordinance would move from strictly corrections in sidewalks to tying those corrections to public safety. CM Farmer asked if the changes would make the ordinance less stringent. Barberie stated that citations currently address issues that could be considered less than a safety hazard. The driving force in the ordinance change was to clarify that sidewalk corrections will be based on whether they are public safety hazards. The proposed recommendations also decrease the maximum penalty from \$1,000 to \$500 per panel and clarify what regulations should be used to determine sidewalk safety.

David Jarvis stated that these changes are reasonable and will encourage repairs moving forward.

CM Lawless asked if pitted sidewalks are still considered for citations. Barberie stated that those sidewalks are no longer addressed under the draft ordinance.

Vice Mayor Gorton expressed her appreciation for the lowering of civil penalties. She also asked if the standards in the ordinance are the same as inspectors currently use. Jarvis stated that there are only slight changes to those standards, again referring to the move toward public safety as the primary reason for citations.

CM Kay asked how “a reasonable period of time” is determined. Jarvis responded that cited property owners have 30 days to correct their sidewalks; after 60 days, the property owner receives a letter. This gives the property owner essentially 90 days to perform sidewalk repairs. Property owners are given a specific date by which repairs need to be made. Jarvis said that inspectors are given a certain amount of leeway when making citations to allow for increment weather and other obstacles that could delay repair work. CM Kay asked how Code Enforcement defined “leeway” and when it is deemed appropriate. Jarvis referred again to obstacles such as weather that could delay repair work.

CM Kay asked how inspectors determine how and when civil penalties are assessed. Barberie stated that it is left to the discretion of the inspector and that if a property owner needs more than 90 days to make repairs, the comfort level of the inspector making the decision determines whether an extension should be granted. The ordinance allows for such discretion.

CM Beard asked if there is any money left in the budget to split the cost of the repairs with the property owner. Jarvis responded that regrettably there is not. Vice Mayor Gorton asked where such funds were housed in years past. Jarvis replied that the funds were housed in Code Enforcement and distributed by Social services. There were no funds allocated specifically for low-income property owners. Vice Mayor suggested creating a pool for these residents, and Jarvis stated that approximately \$25,000 would be sufficient to do so.

Motion by CM Lawless to approve to adopt the draft ordinance to Council for approval: Seconded by Vice Mayor Gorton. Motion passed without dissent.

5. Todds Road Widening Phase 2 Update

Bob Bayert stated that there is currently a pending agreement with the state for additional funds so that additional design changes can be made to the project. Once approval is obtained the project will move to the right-of-way phase. The pending agreement also includes funds for the right-of-way acquisitions for sections 2A and 2B.

6. Oliver Lewis Way Project Update

Andrew Grunwald referred to the Newtown Pike Extension update in the packet and asked if there were any questions. There were none. Several CMs did express their gratitude and applaud the success of the project. Grunwald stated that the project won an award from the American Association of State Highway and Transportation Officials (AASHTO) for Best Project in the Southeast Region. The project is also up for a national award, and the public is welcome to vote for this honor.

The links necessary to do so are <http://www.americastransportationaward.org/> and <http://www.americastransportationaward.org/Default.aspx?ContentID=203>.

CM Kay asked why the noise wall is still in negotiation. Grunwald responded that it will be built on the railroad right-of-way. Norfolk Southern Railroad has not yet been agreeable to the actual location of the wall. Plans should be approved within the next few months.

CM Ford asked if there are still people living in temporary housing, having been dislocated during the project's construction. Grunwald stated that there are people living in 18 manufactured homes and they anticipate that they will stay there for approximately three more years.

Items Referred to Committee

Changes to Chapter 4 of the Code of Ordinances: Animals and Fowl (sections 4-11 and 4-12 specifically).

Motion by Vice Mayor Gorton to adjourn: Seconded by CM Blues. Motion passed without dissent.

The meeting was adjourned at 3:16 p.m.

Resurfacing Specifications Summary

One Year Guarantee (Pg. 19)

ONE YEAR CORRECTION PERIOD:

If within one (1) year after the date of completion or such longer period of time as may be prescribed by laws or regulations or by the terms of any applicable special guarantee required by the Contract Documents or by any specific provision of the Contract Documents, any work is found to be defective, Contractor shall promptly, without cost to Owner and in accordance with Owner's written instructions, either correct such defective work, or, if it has been rejected by Owner, remove it from the site and replace it with non-defective work. If Contractor does not promptly comply with the terms of such instructions, or in an emergency where delay would cause serious risk of loss or damage, Owner may have the defective work corrected or the rejected work removed and replaced, and all direct, indirect, and consequential costs of such removal and replacement (including but not limited to fees and charges of engineers, architects, attorneys, and other professionals) will be paid by Contractor. In special circumstances where a particular item of equipment is placed in continuous service before completion of all work, the correction period for that item may start to run from an earlier date if so provided in the Specifications or by Change Order.

Base Preparation (Pg. 28)

Where there are depressions in the surface of the existing pavement, but the existing base is satisfactory, the surface material shall be cut out, squared up and refilled with bituminous base to the height of the surrounding surface; where it is determined that there is a failure of the base, this portion shall be cut out, squared up and base concrete of a compressive strength of three thousand five hundred (3,500#) pounds per square inch is to be placed to the height of the surrounding base.

Tack Coat (Pg. 29)

TACK COAT:

Apply the tack coat with a spray bar that can be raised to a sufficient height so as to uniformly and completely coat the entire surface.

The STREETS, ROADS and FORESTRY' Representative will only accept complete and uniform coverage. Unless otherwise specified in the requirements for the asphalt mixture being placed, apply tack at a rate to achieve an undiluted residue of 0.40 pounds (0.05 gallons) per square yard.

Base Course (Pg. 29)

BASE COURSE:

Where existing asphalt surface is removed and elsewhere when used as a leveling course, bituminous concrete, base course shall be used as directed by the Engineer. It may be hand raked or machine spread and rolled ahead of the surface course. The preparation of the materials for this course and the laying are to be in accordance with Division 400 of the KENTUCKY TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS, FRANKFORT, STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION, EDITION OF 2004.

Surface Coat (Pg. 30)

SURFACE COURSE:

This shall be C.L.2 bituminous concrete Surface 0.38D PG64-22, one and one half (1 ½") inches thick, weighing approximately one hundred and sixty five (165) pounds per square yard or as directed by the Engineer. The preparation of the material for this course and the laying of this course shall be in accordance with the KENTUCKY TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS, FRANKFORT, STANDARD SPECIFICATIONS AND FOR ROAD AND BRIDGE CONSTRUCTION, EDITION OF 2004, Section 403 and Section 404.

Milling (Pg. 35-36)

Milling and Texturing

- (1) General – After milling and texturing, the finished surface shall provide a smooth riding surface free from gouges, ridges, oil film, and other imperfections of workmanship, having a uniform texture, and true to the required grade and cross section. The elevation of the longitudinal edges of adjacent cuts shall not be more than 1/8 inch/4 mm. When practical, vertical longitudinal faces shall not be left during non-working hours in areas exposed to public traffic. When it is necessary to expose public traffic to vertical longitudinal faces, the faces shall be no more than 1 ¼ inches/30 mm in height and shall be tapered in a manner approved by the STREETS, ROADS and FORESTRY' representative to avoid creating a hazard for traffic.

Where sound pavement has been gouged, torn, or otherwise damaged during the milling operations, or damage is done to any other property of any kind including utility frames, grates, covers, curbs, driveways or sidewalks, repairs shall be made by the CONTRACTOR at no cost to the Lexington-Fayette Urban County Government.

- (2) Cut more than 1-inch/25 mm – Where a cut deeper than 1-inch/25 mm is required. The depth of the cut shall be determined by the Streets, Roads and Forestry Representative. The cut shall be measured at the edge of the cutting drum. Each cut shall be completed over the entire length and width of the area; the next cut shall not be started until the area has been examined by the STREETS, ROADS and FORESTRY' representative and the representative determines that additional cutting is necessary or desirable.

The depth of cut indicated in the Contract is approximate only. The STREETS, ROADS and FORESTRY representative on the project will determine the actual depth of cut.

- (3) Texture – The texture shall be uniform throughout the project and shall provide, in the judgment of the STREETS, ROADS and FORESTRY' representative, a satisfactory riding surface.
- (4) Surface Tolerance – The finished surface after the final cut shall not show a deviation greater than 1/8 inch/4 mm from a 10-foot/3 meter straightedge, and the cross slope shall not deviate more than 3/8 inch/10 mm in 10 feet/3 meters. All irregularities exceeding these limits shall be corrected.
- (5) Approaches and Tapers – Approaches and tapers shall be acceptably textured when required by the STREETS, ROADS and FORESTRY' representative. The STREETS, ROADS and FORESTRY' representative will determine length, width, and depth of cut on approaches and tapers. The approaches and tapers shall match the finished cut on the main line and shall be transitioned to the existing surface to with +/- 1/8 inch/4 mm.

**Urban County Council
Committee of the Whole Economic Development Committee Meeting Summary
October 11, 2011**

All Councilmember's except Lawless and Crosbie were present for the meeting.

Councilmember Beard called the meeting to order at 1:05 PM.

I. Affordable Housing Trust Fund

Councilmember Henson started the discussion as she is the chair of the Affordable Housing Trust Fund Task Force.

Councilmember Beard said the question was if the timing is right for a new tax of 1% on Insurance Premiums to fund the Trust Fund. Councilmember Ford said he feels that this makes Economic sense for the community.

Councilmember Gorton stated that the need for this was not debatable, but how to fund it was debatable.

Councilmember Myers asked why we are looking at making housing affordable rather than creating jobs for people that would make it possible for them to secure affordable housing. Councilmember Beard recognized Kevin Atkins- The City's Economic Development Director who stated creating jobs was an on going continuous effort of his and many others. David Christiansen (Co-Chair of AFHTR Commission) said that was not the charge of the Affordable Housing Trust Fund Commission or Task Force.

Councilmember McChord asked if this was the number one issue facing the city right now. He said that if he heard a large public outcry to fund this with a tax increase he would be in favor of a referendum.

Councilmember Henson said this was a very complex issue and that the task force came up with the 1% tax on Insurance premiums so they could raise nearly \$4 million a year and \$3.3 million a year if Health Insurance premiums were excluded. This would come to an average of \$30 per year per household in Lexington.

Councilmember Martin had questions about who would manage the Trust Fund. Councilmember Ford said that most of these now in the country call for a administrative agency to run it.

Councilmember Martin then wanted to know what other issues the administration may bring to the council in the next couple of years that will have a financial impact on the budget.

Vice Mayor Gorton asked CAO Moloney what was the position of the Administration on this tax. CAO Moloney says the Administration is not in favor of any new tax, but is very interested in the issue of Affordable Housing.

Councilmember Stinnett asked how we know what the true need is. He felt we need to explore how we quantify and qualify the needs. He asked what other avenues are being explored and what other funds are out there. He asked about the possibility of fundraising to get the trust fund started. David Christiansen stated that dedicated revenue from the government was found to work the best. He said that a 11 person review group was recommended to look at proposals from public and private groups on how to use the funds. There would be a needs assessment done every three years to make sure that the fund was addressing the correct needs of the community. He also stated that the original commission three years ago came up with a total need of \$80 million and that is how the \$4 million a year came about as adequate to begin addressing the needs. He said the need would be more now.

Councilmember Blues wondered what the cost to the community was when we do not address inadequate housing, homelessness, and poverty. David Christiansen stated than many cities have done studies to answer this question and based on this it would not be hard to estimate Lexington's over \$150 million.

Councilmember Kay mentioned that for every dollar that the trust fund spends that it would be leveraged by \$8. So this fund would create \$32 million to the local economy. He feels this should to be done now, because if it is not done now it will only get worse and cost more to address in the future.

Councilmember Myer's asked what determined Affordable Housing. Mr. Christiansen said that the HUD definition was when people use less than 30% of their Gross Income on Housing.

Vice Mayor Gorton asked that the Law Department prepare information on how a referendum for a tax increases on Insurance Premiums for an Affordable Housing Trust Fund is done. She wanted to know if this could be done by a vote of the council or if it needed to be a by a petition of citizens. She requested that be in the packet for the next COW-Economic Development Committee Meeting scheduled for January 2012.

Councilmember Beard stated that referendums are great if you win, but if you lose the issue can be lost forever

Councilmember Martin brought up that the 2010 Census reported that 26.5% of children in Fayette County live in poverty compared to 14.5% in 2000.

II. Update on Rupp Arena, Arts and Entertainment District

Kevin Atkins introduced Stan Harvey to present the update. Mr. Harvey recognized Frederic of Space Group Architects (Oslo, Norway) and Michael Jacobs of Omni Architects (Lexington, KY) who are part of the Master Planning Team.

Mr. Harvey wanted to stress that the task force made up of 45 people and was raising all of its own funds privately, was looking at more than just Rupp Arena. He said that they were looking at the whole downtown area and to the west toward the Distillery District. This was about Economic Development. He briefly discussed the task force and the make up of the various committees. He showed a time schedule that they were trying to work by. The schedule shows that the Final Report is to be done by January 31, 2012.

Councilmember Stinnett asked about the fundraising of the cost of this task force and where the task force was on raising the \$350,000 that was the goal. Kevin Atkins stated that the goal was close to being reached by the group.

Councilmember Stinnett said he would hope that the list of contributors would be made public, since many of the contributors had an interest in this project.

Councilmember Stinnett then asked about the feasibility study and was told that the Rupp Arena feasibility was a part of the total picture and that this study was to be finished by the end of October 2011.

Councilmember Beard adjourned the meeting at 2:55 PM.

Staffing Level Update

Government Communications & Information Technology

Government Communications

- **Achieving equivalent results with fewer staff**
- **Increasing efficiencies with existing resources**
- **Creating new graphics capacity**

Information Technology

- **Prioritizing projects and requests**
- **Cross training staff to ensure coverage**
- **Continuing communication with staff and consultant on Supplemental Pay Study**

Staffing Level Update

Government Communications & Information Technology

Employee Communication Plan

- **Wednesday October 19th**
 - ✓ Employee Open Enrollment Announcement Memo
 - Time Lines
 - Educational Materials
 - Q & A Work Sessions
 - Enrollment Help Sessions
- **Thursday October 20th thru Friday October 21st**
 - ✓ Employee Educational Materials Released
 - Employee Benefit Overview (paper booklet)
 - Open Enrollment Video (email, web, CD, etc)
- **Monday October 24th thru Friday November 4th (two weeks)**
 - ✓ Employee Educational Meetings
 - By Division
 - Conducted by Carrier Representatives / Trainers / HR / BIM
 - Video Presentation
 - Q & A
- **Monday November 7th thru Sunday November 27th (three weeks)**
 - ✓ On-site enrollment assistance
 - Payroll Coordinators / HR