

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
JANUARY 9-JANUARY 16, 2012**

Monday, January 9

Design Excellence Task Force Meeting.....3:00 pm
Conference Room-7th Floor Government Center

Fayette County Rural Land Management Board Meeting.....3:00 pm
Conference Room-12th Floor Government Center

Tuesday, January 10

Special Public Safety Committee Meeting.....9:00 am
Council Chambers-2nd floor

General Government Committee Meeting.....11:00 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

Mayor's Youth Council Meeting.....5:30 pm
Conference Room-5th Floor Government Center

Wednesday, January 11

MPO-Transportation Technical Coordinating Committee Meeting.....9:00 am
Conference Room-7th Floor Phoenix Building

Tree Board Meeting.....10:30 am
Conference Room-5th Floor Government Center

Special Meeting of Courthouse Area Design Review Board Meeting.....2:00 pm
Council Chambers-2nd Floor Government Center

Commission on Youth Development & Public Safety Meeting.....5:30 pm
Day Treatment Center, 1177 Red Mile Place

Thursday, January 12

Affordable Housing Trust Fund Task Force Meeting.....1:00 pm
Conference Room-5th Floor Government Center

Council Comprehensive Plan Goals & Objectives Work Group.....3:00 pm
Conference Room-5th Floor Government Center

Council Meeting-2nd Floor Government Center.....6:00 pm
Council Chambers-2nd Floor Government Center

Friday, January 13

No Meetings

Monday, January 16

No Meetings

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

January 10, 2012

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary – None**
- IV. Budget Amendments –Yes, p.7-10**
- V. New Business – Yes, pp.11-38**
- VI. Continuing Business / Presentations – Yes**
 - A. Social Services & Community Development Committee Update-
CM Myers, pp.39-45**
 - B. Better Bites Presentation**
 - C. Living Arts & Science Center Capital Project-CANCELLED**
- VII. Council Reports**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**
- X. Adjournment**

ADMINISTRATIVE SYNOPSIS
New Business Items – January 10, 2012

- A. Authorization to transfer a portion of the right-of-way at Evans Street to property owners located at 306 Hickory Street and 311 - 317 Newtown Pike. (L508-11) (Bush)
This is a request to transfer a portion of the right-of-way at Evans Street to property owners located at 306 Hickory Street and 311 - 317 Newtown Pike. Division Directors consent to this request and the property owners will accept full responsibility of the right-of-way. **pp.11-12**
- B. Authorization to execute agreement with Corizon, Inc. to provide medical services to the inmate population at the Division of Community Corrections. (L510-11) (Sabbatine/Mason)
This is a request to execute a 3-year agreement with Corizon, Inc. to provide medical services to the inmate population at the Division of Community Corrections with option for two, 2-year renewals at a cost of \$2,883,924.00. Funds are budgeted. **p.13**
- C. Authorization to accept award from Kentucky American Water Company under the Kentucky American Water Firefighting Support Grant. (L517-11) (Gooding/Mason)
This is a request to accept award in the amount of \$500 from Kentucky American Water Company under the Kentucky American Water Firefighting Support Grant. Funds will be used to purchase 25 Personal Protective Equipment hoods. **p.14**
- D. Authorization to execute agreement with the Lexington-Fayette Urban County Airport Board for upgrade of the existing Blue Grass Field Sanitary Pumping Station - CONSENT DECREE. (L525-11) (Martin/Bush)
This is a request to execute agreement with the Lexington-Fayette Urban County Airport Board for the upgrade of the existing Blue Grass Field Sanitary Pumping Station with a 50% cost sharing of all project costs with LFUCG's maximum financial obligation capped at \$600,000.00. Funds are budgeted. - **CONSENT DECREE; pp.15-20**
- E. Authorization to execute agreement with Kentucky Office of Homeland Security for extension of the performance period for the Metropolitan Medical Response System Project. (L532-11) (Gooding/Mason)
This is a request to execute agreement with Kentucky Office of Homeland Security for extension of the performance period for the Metropolitan Medical Response System Project to May 31, 2012. **p.21**

- F. Authorization to amend Section 1 of Ordinance No. 163-2011 for the correction of one typographical error. (L535-11) (Jarvis/Graham)
This is a request to amend Section 1 of Ordinance No. 163-2011 for the correction of one typographical error.**p.22**
- G. Authorization to execute agreement with CDP Engineers, Inc. for design of Southland Drive Bike Lane Project. (L537-11) (Gooding/Bush)
This is a request to execute an agreement with CDP Engineers, Inc. for the design of Southland Drive Bike Lane Project from Nicholasville Road to Rosemont Gardens at a cost of \$49,886.00. Funds are budgeted.**p.23**
- H. Authorization to amend Section 21-5 of the Code of Ordinances, abolishing 2 positions of Public Service Worker and creating 1 position of Microcomputer Support Specialist in the Division of Waste Management. (L005-12) (Jarvis/Bush)
This is a request to amend Section 21-5 of the Code of Ordinances, abolishing two (2) positions of Public Service Worker (Grade 106N) and creating one (1) position of Microcomputer Support Specialist (Grade 113N) in the Division of Waste Management. The fiscal impact for FY2012 is a savings in the amount of \$14,408.51.**p.24**
- I. Authorization to amend Chapter 7, Section 7-17 of the Code of Ordinances to reflect the Chief Administrative Officer (CAO) as the government official with authority to set fee schedules for GIS data. (L006-12) (Cottle/Moloney)
This is a request to amend Chapter 7, Section 7-17 of the Code of Ordinances to reflect the CAO as the government official with authority to set fee schedules for GIS data, which includes zero-dollar fees for data to be offered under the Open Data initiative.**p.25**
- J. Authorization to amend the 2008 Consolidated Plan, establishing restoration/rehabilitation of the Charles Young Community Center as a new Community Development Block Grant-Recovery (CDBG-R) project and to use all remaining allocated CDBG-R funds for all housing rehabilitation activities. - REQUIRES PUBLIC HEARING ON JANUARY 12, 2012 (L012-12) (Gooding/Moloney)
This is a request to amend the 2008 Consolidated Plan, establishing restoration/rehabilitation of the Charles Young Community Center in the amount of \$173,000.00 as a new CDBG-R project and to use all remaining allocated CDBG-R funds for all housing rehabilitation activities. - **REQUIRES PUBLIC HEARING ON JANUARY 12;pp.26-27**
- K. Authorization to approve renewal of agreement with OmniSource Integrated Supply, LLC, for provision of temporary employees to perform inventory specialist activities for the Division of Emergency

Management/911 under the Emergency Management Agency grant. (L009-12) (Gooding/Mason)

This is a request to approve renewal of agreement with OmniSource Integrated Supply, LLC, for provision of temporary employees to perform inventory specialist activities for the Division of Emergency Management/911 under the Emergency Management Agency grant in the amount of \$15,000.00.**p.28**

- L. Authorization to amend Section 22-5 of the Code of Ordinances, creating 1 temporary 3-year position of Staff Assistant Sr. and 1 3-year position of Project Engineering Coordinator, all within the Division of Water Quality. (L011-12) (Jarvis/Bush)

This is a request to amend Section 22-5 of the Code of Ordinances, creating one (1) temporary position of Staff Assistant Sr. (Grade 108N); the three (3) year term begins April 1, 2012 and ends April 1, 2015 and one (1) temporary position of Project Engineering Coordinator (Grade 119E); the three (3) year term begins February 25, 2012 and ends February 25, 2015, all within the Division of Water Quality to meet requirements outlined in the Consent Decree. The fiscal impact for FY2012 is budgeted at a cost in the amount of \$47,542.37.**p.29**

- M. Authorization to approve a Mental Health Services Agreement with Bluegrass Regional Mental Health-Mental Retardation Board, Inc. to provide court ordered mental health services. (L017-12) (Mills)

This is a request to approve an annual Mental Health Services Agreement with Bluegrass Regional Mental Health-Mental Retardation Board, Inc. to provide court ordered mental health services during the contract period from July 1, 2011 through June 30, 2012. Funds are budget in the amount of \$2,000.00.**p.30**

- N. Authorization to renew the Routeware Support Plan for the software upgrades and technical support for the Routing Project in the Division of Waste Management. (L016-12) (Feese/Bush)

This is a request to renew the Routeware Support Plan for the software upgrades and technical support for the Routing Project in the Division of Waste Management. Funds are budgeted in the amount of \$55,500.00 for the 2012 calendar year.**p.31**

- O. Authorization to execute Change Order No. 1 with Red River Ranch, LLC for the improvements at the Haley Pike Landfill compost pad. (L441-11) (Feese/Bush)

This is a request to execute Change Order No. 1 (final) with Red River Ranch, LLC that will increase the sum of the contract by \$2,985.00 for the improvements at the Haley Pike Landfill compost pad. This change order gives the revised total contract amount of \$106,346.00. Funds are budgeted.**pp.32-33**

- P. Authorization to approve Utility Planning Network (UPN) as the Project Manager to represent and support LFUCG during the selection and implementation of a new vendor to bill and collect user fees. (L028-12) (O'Mara/Driskell)

This is a request to approve UPN as the Project Manager to represent and support LFUCG during the selection and implementation of a new vendor to bill and collect user fees with an estimated cost in the amount of \$350,000.00 to \$525,000.00.**p.34**

- Q. Authorization to accept award from the Kentucky State Police-Commercial Vehicle Enforcement Division for operation of a Motor Carrier Safety Assistance Program - FY 2012. (L031-12) (Gooding/Mason)

This is a request to accept award in the amount of \$75,000.00 from the Kentucky State Police-Commercial Vehicle Enforcement Division for operation of a Motor Carrier Safety Assistance Program. A 20% match in the amount of \$18,750.00 is required. Funds are budgeted.**p.35**

- R. Authorization to amend agreement with the Kentucky Department of Military Affairs, Division of Emergency Management under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2009, extending the performance period through March 31, 2012. (L034-12) (Gooding/Mason)

This is a request to amend agreement with the Kentucky Department of Military Affairs, Division of Emergency Management for federal funds under the CSEPP for FY 2009, extending the performance period through March 31, 2012.**p.36**

- S. Authorization to amend agreement with the Kentucky Department of Military Affairs, Division of Emergency Management under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2010, extending the performance period through September 30, 2012. (L035-12) (Gooding/Mason)

This is a request to amend agreement with the Kentucky Department of Military Affairs, Division of Emergency Management for federal funds under the CSEPP for FY 2010, extending the performance period through September 30, 2012.**p.37**

- T. Authorization to execute agreement with Omnisource Integrated Supply, LLC, for WebEOC coordinator services using funds awarded under the Chemical Stockpile Emergency Preparedness Program (CSEPP). (L008-12) (Gooding/Mason)

This is a request to execute agreement with Omnisource Integrated Supply, LLC, for WEBEOC coordinator services using funds awarded under the CSEPP in the amount of \$57,041.22. Funds are budgeted.**p.38**

BUDGET AMENDMENT REQUEST LIST**7**

JOURNAL	57045-46	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	9,080.00
					9,080.00CR
					.00

To recognize reimbursement of overtime expenses of Park Maintenance incurred during rental events at various Parks facilities.

JOURNAL	57047-48	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	1,352.00
					1,352.00CR
					.00

To recognize funds reimbursed from Downtown Lexington Corporation for overtime expenses in connection with Thursday Night Live.

JOURNAL	57053-54	DIVISION	Streets and Roads	Fund Name	General Fund
				Fund Impact	1,383.45
					1,383.45CR
					.00

To provide funds for overtime by recognizing reimbursement for overtime worked during special event - The Bourbon Chase.

JOURNAL	57057-58	DIVISION	Fire	Fund Name	General Fund
				Fund Impact	10,000.00
					10,000.00CR
					.00

To provide funds for educational materials, smoke detectors, etc. for use in Public Education by recognizing award from Liberty Mutual for winning the 2011 Pledge Program.

JOURNAL	57061-62	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	6,750.00
					6,750.00CR
					.00

To recognize sponsorship from Don Jacobs for expenses incurred for Special Events.

JOURNAL	57306	DIVISION	Fire	Fund Name	General Fund
				Fund Impact	38,910.00
					38,910.00CR
					.00

To correct accounting for overtime for instructors for a paramedic training class.

JOURNAL	57309-10	DIVISION	E911/ Emergency Management	Fund Name Fund Impact	General Fund 243.00 243.00CR .00
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To provide funds for software by recognizing a reimbursement received for an prior purchase.

JOURNAL	57312-13	DIVISION	Social Services	Fund Name Fund Impact	General Fund 4,649.58 4,649.58CR .00
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To provide funds for Bluegrass Domestic Violence Prevention Board Director salary by recognizing funds received from the United Way for this purpose.

JOURNAL	CB077	DIVISION	Parks and Recreation	Fund Name Fund Impact	General Fund 1,340,483.00 1,340,483.00CR .00
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To provide funds for transfer of personnel from certain sections within Parks Enterprise Programs to assigned Golf Course sections to better account for golf course expenditures.

JOURNAL	CB078	DIVISION	Family Services	Fund Name Fund Impact	General Fund 17,020.00 17,020.00CR .00
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To provide funds for (1) Family Services Center Manager P/T in the Parent Resource Center by reducing funds for part-time salaries in Family Services Administration.

JOURNAL	57426-27	DIVISION	Streets and Roads	Fund Name Fund Impact	General Fund 895.77 895.77CR .00
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To provide funds for overtime by recognizing reimbursement for overtime worked during Light the Night Walk.

JOURNAL	57428-29	DIVISION	Streets and Roads	Fund Name Fund Impact	General Fund 1,883.30 1,883.30CR .00
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To provide funds for overtime by recognizing reimbursement for overtime worked during the Race for the Cure special event .

JOURNAL	56879-80	DIVISION	Family Services	Fund Name	Donation Fund
				Fund Impact	138.50
					138.50CR
					.00

To provide funds for Parent Education Student Incentives by recognizing revenue received from Cans for Cash.

JOURNAL	57065-66	DIVISION	Family Services	Fund Name	Donation Fund
				Fund Impact	364.40
					364.40CR
					.00

To provide funds to offset the expenses of the Parent Education student field trip to Newport Aquarium by recognizing revenues received.

JOURNAL	57432-33	DIVISION	Family Services	Fund Name	Donation Fund
				Fund Impact	15.00
					15.00CR
					.00

To provide funds to offset expenses of the Parent Education student field trip to Newport Aquarium by recognizing a contribution.

JOURNAL	57051-52	DIVISION	Environmental Policy	Fund Name	Urban Fund
				Fund Impact	3,131.90
					3,131.90CR
					.00

To provide funds for Parks South Base Underground Storage Monitoring Report by recognizing revenue for this purpose.

JOURNAL	RW017	DIVISION	Waste Management	Fund Name	Urban Fund
				Fund Impact	2,365.00
					16,773.00CR
					14,408.00CR

To adjust personnel budgets in accordance with Blue Sheet 005-12 to abolish two positions of Public Service Supervisor and create one position of Microcomputer Support Specialist all within the Division of Waste Management.

JOURNAL	57430	DIVISION	Traffic Engineering	Fund Name	Misc Special Revenue
				Fund Impact	73,981.00
					73,981.00CR
					.00

To provide funds for Traffic Signal maintenance equipment in the correct account.

JOURNAL	57055	DIVISION	Facilities and Fleet Management	Fund Name	2010 Bond Fund
				Fund Impact	226,920.00CR
					226,920.00CR

To remove budget for projects that were not approved for bonding as part of the 2010A GO bond issue.

JOURNAL	56881-82	DIVISION	Grants and Special Programs	Fund Name	US Dept Agriculture
				Fund Impact	346.00
					346.00CR
					.00

To budget cash in lieu of commodities for the Child Care Food Program - 2012.

JOURNAL	57059-60	DIVISION	Grants and Special Programs	Fund Name	Grants - Other
				Fund Impact	500.00
					500.00CR
					.00

To establish grant budget for Kentucky American Water Firefighting Support Grant.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District Fund	.00
Fund	1103	Donation Fund	.00
Fund	1115	Urban Services District Fund	14,408.00CR
Fund	1141	Miscellaneous Special Revenue Fund	.00
Fund	2600	2010 Bond Projects Fund	226,920.00CR
Fund	3100	US Department of Agriculture	.00
Fund	3300	Grants - Other	.00



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

Jim Gray
Mayor

Susan Bush
Commissioner

MEMORANDUM

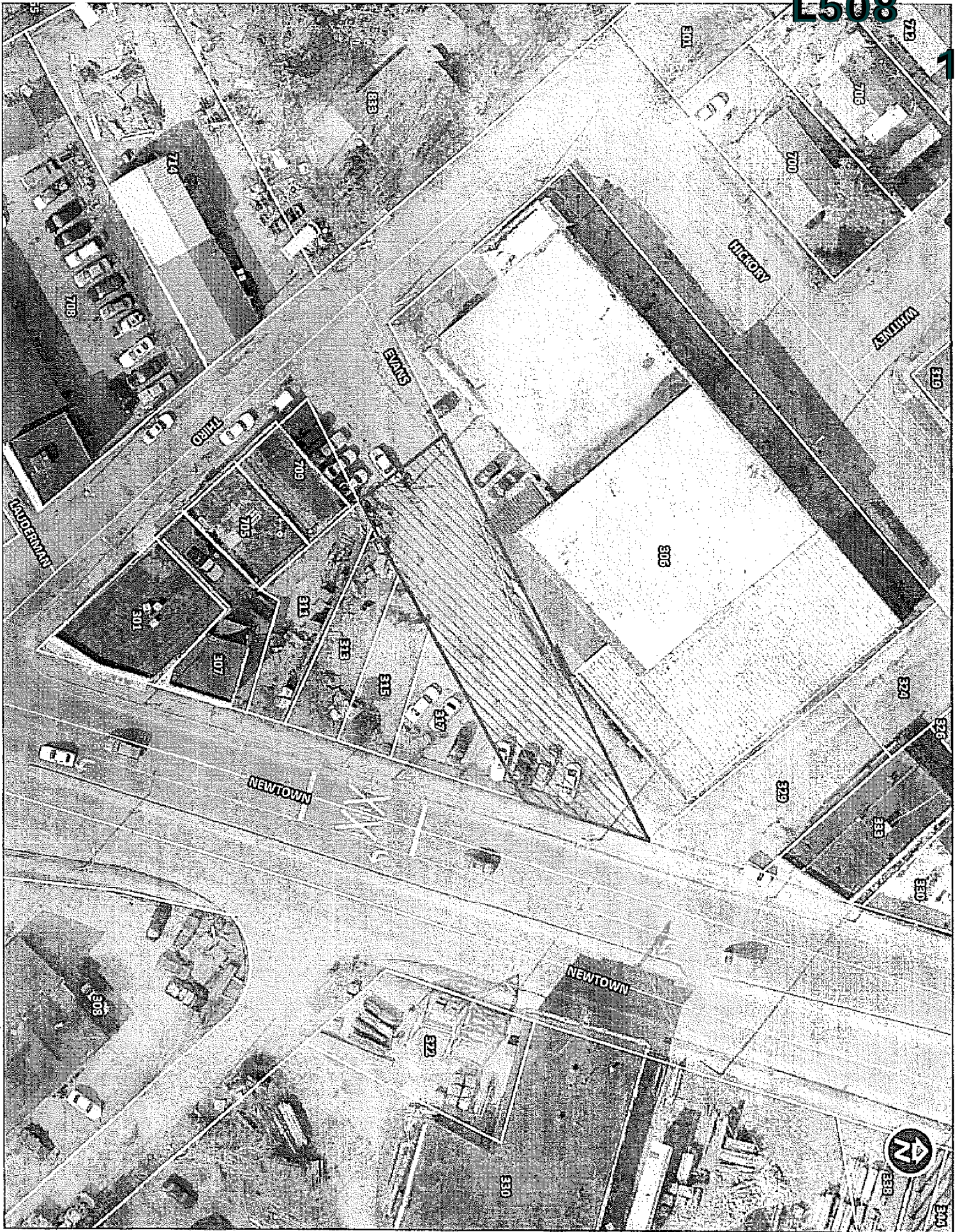
To: Mayor Jim Gray
Urban County Council
Richard Maloney, CAO
Susan Bush, Commissioner

From: Kevin Wente, Administrative Officer

Date: November 29, 2011 *KJW*

RE: Request for transfer of right-of-way via Quit Claim Deed – Evans Street

This memorandum is to request Urban County Council approval to transfer a portion of LFUCG right-of-way (Evans St) to the adjacent property owners located at 306 Hickory Street and 311 – 317 Newtown Pike. LFUCG Division Directors and utility company representatives have 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.





Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

To: Richard Moloney, CAO
Mayor Jim Gray
Councilmembers

From: Raymond J. Sabbatine, Interim Director
Division of Community Corrections

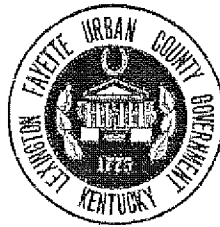
Date: January 3, 2012

Subject: Approval of Offender Health Care Agreement with Corizon, Inc.

Requesting approval of an agreement between the Division of Community Corrections and Corizon, Inc. for offender health care services at the Division of Community Corrections. This agreement is for 3 years, with two (2) year renewals. Annual impact is \$2,883,924. FY12 impact is \$1,201,635.

The fiscal impact for FY2012 will be \$1,201,635. Funds are budgeted in 1101-505402-5421-71203.

cc: Clay Mason, Commissioner
Department of Public Safety



Mayor Jim Gray

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

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

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

DATE: NOVEMBER 30, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD
OF \$500 FROM KENTUCKY AMERICAN WATER COMPANY
UNDER THE KENTUCKY AMERICAN WATER FIREFIGHTING
SUPPORT GRANT

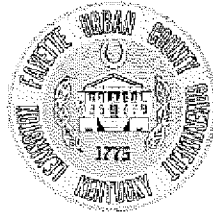
On October 13, 2011 (Resolution # 459-2011), Council approved the submission of a grant application prepared by the Division of Fire and Emergency Services to Kentucky American Water Company requesting funds in the amount of \$500 under the Kentucky American Water Firefighting Support Grant. These funds have now been approved. Funds will be used to purchase 25 Personal Protective Equipment (PPE) hoods.

Council authorization to accept the award is hereby requested.

Irene Gooding, Director

XC: Clay Mason, Commissioner of Public Safety

HORSE CAPITAL OF THE WORLD

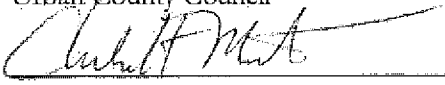


Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC WORKS & ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Susan Bush
Acting Commissioner

To: Mayor Jim Gray
Urban County Council

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

Date: December 2, 2011

Re: Agreement with the Lexington-Fayette Urban County Airport Board for Upgrade of the Existing
Blue Grass Field Sanitary Pumping Station – **CONSENT DECREE**

The purpose of this memorandum is to request approval of an agreement between LFUCG and the Lexington-Fayette Urban County Airport Board for the upgrade of the existing sanitary pump station serving the airport. LFUCG desires the upgrade of the facility due to recurring sanitary sewer overflows (SSOs) as identified in Appendix A of the Consent Decree. The Airport Board desires upgrade of the facility to improve the reliability and performance of existing runway deicing operations.

This agreement contains specific requirements for:

- Project engineering and construction;
- Project description and design parameters;
- Facility capacity criteria;
- Dedication of completed facilities to LFUCG; and
- Fifty percent cost sharing of all project costs with LFUCG's maximum financial obligation capped at \$600,000.

Funding is budgeted in 4003 303408 3468 92811 AIRPORTPS_2010 CONSENT_DE

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

RECEIVED NOV 30 2011

AGREEMENT

BETWEEN

Lexington-Fayette Urban County Government

AND

Lexington-Fayette Urban County Airport Board

THIS AGREEMENT is made and entered into at Lexington, Kentucky this ____ day of _____, 20~~10~~¹¹, between the **LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT**, an urban county government pursuant to authority of Kentucky Revised Statutes Chapter 67A (hereinafter referred to as "LFUCG") and the **LEXINGTON-FAYETTE URBAN COUNTY AIRPORT BOARD** (hereinafter referred to as "AIRPORT BOARD").

WHEREAS, the Urban County Government, the United States Environmental Protection Agency, and the Commonwealth of Kentucky have entered into a Consent Decree in a case styled *United States, et al. v. Lexington-Fayette Urban County Government*, United States District Court for the Eastern District of Kentucky, Case No. 5:06-CV-00386, that requires the elimination of overflows in the LFUCG sanitary sewer system ; and

WHEREAS, AIRPORT BOARD and LFUCG wish to upgrade the existing sanitary sewer facilities, including capacity expansion of the existing Blue Grass Field Pump Station and elimination of overflows in LFUCG's sanitary sewer system; and

WHEREAS, AIRPORT BOARD and LFUCG have agreed to enter into a cost-sharing arrangement for providing sanitary sewer services the airport property and also to eliminate sanitary sewer overflows.

NOW, THEREFORE, in consideration of the foregoing premises and in consideration of the mutual undertakings and obligations hereinafter set forth, the parties agree to the following covenants and conditions:

1. Engineering and Construction of System. AIRPORT BOARD shall bid, contract for, and cause to be prosecuted to completion, the design and construction of sanitary sewer improvements located at the Blue Grass Field Pump Station, hereafter referred to as the "Project".

2. Description of Sanitary Sewer Facilities to be Constructed and Dedicated by Airport Board. Attached hereto as Exhibit ___ is a description of all of the facilities which will be designed, constructed, and inspected by AIRPORT BOARD ("the Project"), together with the anticipated estimated actual cost, as agreed by the parties. AIRPORT BOARD agrees that the Project shall be designed, constructed, inspected, and surety shall be provided in accordance with the requirements of the appropriate LFUCG Division of Engineering manuals for a new development project. This project consists of approximately 130 linear feet of 8-inch PVC gravity sanitary sewers, lift station improvements including 2 new 425 GPM pumps and electrical upgrades, approximately 9,000 linear feet of 6-inch PVC force main pipe, and approximately 7,000 linear feet of removing, resetting and painting board fence along Man O' War Boulevard. The facilities shall be dedicated to the public use as part of the sanitary system of LFUCG and shall be located in Permanent Sanitary Sewer Easements showing the specific legal description of the location of such facilities. The dedication shall be done in a form acceptable to LFUCG, by Plat or Deed of Easement, as appropriate. AIRPORT BOARD agrees that LFUCG shall have the right to enter airport property to insure that sanitary sewer facilities that are replaced by the facilities constructed pursuant to this Agreement are properly abandoned.

3. Capacity Requirements. Design of the Project shall address the capacity requirements necessary to provide service to the Blue Grass Airport, its tenants and/or airport-related developments. Based on the ultimate (20 Years) flow projections provided by the airport, LFUCG agrees to accept and treat an average of 0.11 million gallons per day (MGD), calculated on a 12 month moving average of sanitary sewage generated from the Blue Grass Airport facilities. LFUCG agrees to accept into its sewer system and treat up to 100 gallons per minute, based on Ultimate (20 Years) flow projections of deicing basin flow from the Blue Grass Airport facilities, provided that pollutants discharged from the deicing basin meet applicable pretreatment standards, as described in LFUCG Code of Ordinances Chapter 16.

AIRPORT BOARD shall provide LFUCG completed plans, drawings and specifications for the Project. LFUCG shall notify AIRPORT BOARD in writing of any additional requirements for the Project within sixty (60) days of LFUCG's receipt of said plans, drawings and specifications.

4. Cost Estimates, Cost Allocation, and Reimbursement. AIRPORT BOARD and LFUCG shall share cost on the design and construction of the Project. AIRPORT BOARD shall provide LFUCG with detailed itemization estimate of all costs associated with the design and construction of the Project as set forth in Exhibit ____.

A. AIRPORT BOARD Costs. AIRPORT BOARD shall be solely responsible for initial payment of all costs incurred which are associated with the Project.

B. LFUCG Costs. LFUCG shall be responsible for fifty percent (50%) of all costs associated with the Project up to a maximum amount of Six Hundred Thousand Dollars (\$600,000). Subject to the maximum amount just before stated, LFUCG agrees to reimburse

AIRPORT BOARD in cash, certified check, or other collected funds 50% of all costs incurred by AIRPORT BOARD associated with the Project. The estimated reimbursement amount is set forth in Exhibit ____ to this Agreement. The final reimbursement amount shall be based on the actual final costs of design and construction of the Project. Reimbursement shall be due in full upon acceptance of the Project facilities by LFUCG, such acceptance not to be unreasonably withheld, and payment made no later than forty-five (45) days after such acceptance date.

6. Discharge into Facilities. Upon completion of the Project, and approval of LFUCG, AIRPORT BOARD shall have the right to discharge sewage into the Project facilities at all times (24 hours per day, 7 days per week).

7. Change Orders. AIRPORT BOARD shall notify LFUCG in writing, and obtain the approval of LFUCG, prior to any change orders to the construction plans for the Site or the Service Area that will affect the LFUCG shared Project Costs.

8. Erosion Prevention and Sedimentation Control. The BLUE GRASS AIRPORT BOARD shall insure that all contractors utilized in the construction of the Project, follow all applicable erosion prevention and sediment control guidelines. Plans have been submitted to LFUCG for review and approval.

9. Insurance. AIRPORT BOARD shall require its contractors to procure and maintain during the life of this Agreement insurance coverage and limits at levels no lower than those set forth in the Bid Documents and Specifications Manual.

10. Binding Effect. This Agreement shall be binding upon, and shall inure to the benefit of the executors, heirs, successors and assigns of the parties hereto, however neither party

shall assign, sublet or transfer its interests in this contract without the written consent of the other. Nothing herein shall be construed as creating any personal liability on the part of any officer, director, employee or agent or any public body which may be a party hereto.

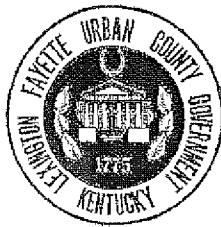
11. Entire Agreement. This Agreement embodies the whole agreement of the parties. There are no promises, terms, conditions or obligations other than those contained herein; and this Agreement shall supersede all previous communications, representations or agreements, either verbal or written, among the parties and no part of this agreement may be altered, modified, or changed in any way except in writing signed by the parties hereto or signed by the duly authorized representatives of said parties.

12. Severance. If any section, clause or provision of this Agreement shall be held invalid, such holding of invalidity shall not affect the validity of any remaining section, clause, paragraph, portion or provision of this Agreement.

13. Third Party Beneficiaries. Nothing in this Agreement, expressed or implied, is intended or shall be construed to confer upon or give to any person other than the parties any right, remedy or claim under or by reason of any such agreement or any covenant, condition or stipulation herein or therein contained.

14. Amendments. This Agreement may only be amended by written agreement of all the parties hereto.

15. Governing Law. This laws of the Commonwealth of Kentucky shall govern the validity, construction, and performance of this Agreement.



L532-11

21

Mayor Jim Gray

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

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

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

DATE: DECEMBER 6, 2011

SUBJECT: AUTHORIZATION TO EXECUTE AGREEMENT WITH KENTUCKY
OFFICE OF HOMELAND SECURITY FOR EXTENSION OF
PERFORMANCE PERIOD FOR THE METROPOLITAN MEDICAL
RESPONSE SYSTEM PROJECT

On November 18, 2010 (Ordinance No. 206-2010), Council authorized Mayor to accept award of federal funds from Kentucky Office of Homeland Security in the amount of \$307,896.50 for continuation of the Metropolitan Medical Response System (MMRS). This program provides funding and support to jurisdictions to develop plans, conduct training and exercises, and to acquire pharmaceuticals and equipment to achieve the capability necessary to respond to a mass casualty event. One of the MMRS program's priorities is to assist with the integration of first responder, medical treatment, public health and emergency management components of a community. These are federal funds that originate from the Federal Emergency Management Agency in the U.S. Department of Homeland Security. The period of performance expires December 31, 2011.

Kentucky Office of Homeland Security has offered LFUCG a modification to the agreement extending the period of performance through May 31, 2012. No other changes are proposed.

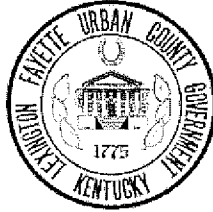
Council authorization to execute agreement with Kentucky Office of Homeland Security for extension of performance period of the Metropolitan Medical Response System project is hereby requested.



Irene Gooding, Director

Xc: Clay Mason, Commissioner of the Department of Public Safety

HORSE CAPITAL OF THE WORLD



L535-11
22

Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

TO: Jim Gray, Mayor
Richard Moloney, Chief Administrative Officer
Council Members

FROM: _____
Leslie Jarvis, Acting Director
Division of Human Resources

DATE: December 7, 2011

SUBJECT: **Error Correction—Amend Ordinance No. 163-2011**

The attached action amends Section 1 of Ordinance No. 163-2011, correcting one typographical error.

Section 1 currently reads: *That the following subsection line numbers of Section 21-5(2) of the Code of Ordinances be and hereby are amended to read as follows:*

340.060 28 773 113N Maintenance Mechanic

Section 1 should be amended to read: *That the following subsection line numbers of Section 21-5(2) of the Code of Ordinances be and hereby are amended to read as follows:*

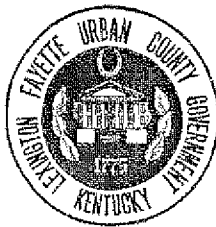
340.090 28 773 113N Maintenance Mechanic

There is no fiscal impact associated with this action.

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

Attachment

Log # 12-0025



L537-11
23

Mayor Jim Gray

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

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

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

DATE: DECEMBER 8, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AGREEMENT WITH CDP ENGINEERS, INC. FOR DESIGN OF
SOUTHLAND DRIVE BIKE LANE PROJECT— RFP NO. 3-2011

On October 21, 2010, (Ordinance No. 185-2010), Council approved the acceptance of federal funds from the Kentucky Transportation Cabinet for construction of the Southland Drive Pedestrian Improvements Project. .

RFP # 3-2011 was issued by Division of Purchasing soliciting statements of qualifications from engineering firms interesting in providing design services. Eight firms responded. A selection committee was convened in accordance with government policy and CDP Engineers, Inc., was selected because they were the most qualified and had the ability to complete the work in a timely manner. This project includes the design of bike lanes from Nicholasville Road and Rosemont Gardens along Southland Drive, acquiring necessary rights-of-way, coordination of utility relocation, providing all environmental and legal analyses, and developing construction contracts for this project. Total design costs are \$49,886.00. Funds are budgeted as follows:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF
3160	303202	3225	90313	SOUTHLAND_2011	MS_GRANT	2011

Council authorization to execute agreement with CDP Engineers, Inc. for design of Southland Drive Bike Lane Project is hereby requested.


Irene Gooding, Director

XC: Susan Bush, Acting Commissioner of Environmental Quality and Public Works

HORSE CAPITAL OF THE WORLD



**L005-11
24**

Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

TO: Jim Gray, Mayor
Richard Moloney, Chief Administrative Officer
Council Members

FROM: _____
Leslie Jarvis, Acting Director
Division of Human Resources

DATE: December 14, 2011

SUBJECT: Abolish/Create position – Division of Waste Management

The attached action amends Section 21-5 of the Code of Ordinances, abolishing two (2) positions of Public Service Worker (Grade 106N) and creating one (1) position of Microcomputer Support Specialist (Grade 113N) in the Division of Waste Management, effective upon passage by Council.

The Division of Waste Management is requesting this position to have an IT person on sight whose duties will include installation, configuration and maintenance of the routeware hardware and software in the trucks for Waste Management.

The fiscal impact for FY2012 (10 pay periods) will be a savings of \$14,408.51 to the Urban Services Fund. All costs include benefits.

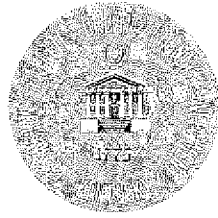
Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Vacant	Public Service Worker (two positions)	\$61,443.20	\$0	\$(61,443.20)
Vacant	Microcomputer Support Specialist	\$0	\$36,944.18	\$36,944.18
Total Annual Impact/ Salary and Benefits \$(37,462.12)				

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

Attachment

cc: Susan Bush, Acting Commissioner, Department of Environmental Quality and Public Works

Log #12-0021



L006-11
25

Lexington-Fayette Urban County Government
DIVISION OF ENTERPRISE SOLUTIONS

Jim Gray
Mayor

Chad Cottle
Director

To: Jim Gray, Mayor
Richard Moloney, CAO
Urban County Council

From:

A handwritten signature of Chad Cottle in blue ink.

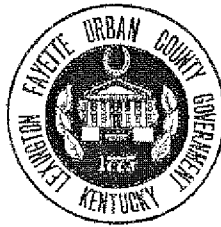
Chad Cottle, Open Data Chair

Date: December 14, 2011

RE: Legislative Action to Change Map Custodian Designation

On July 7, 2011, the Urban County Council passed resolution 292-2011 which was the first step toward digital transparency through the commonly accepted practice of "open data." At the request of Council and the Administration, a committee was formed to work out the process wherein data could be disseminated *free of charge* to: promote transparency, enhance visibility, enliven public discourse and perhaps engage the community to develop Lexington-centric data applications. Geographic Information data are the most requested for LFUCG however, in order to appropriately offer data for free download, the GIS fee schedule requires changes. Therefore, legislative action is hereby requested to change Chapter 7, Section 17 (7-17) of the Code of Ordinances to reflect the Chief Administrative Officer (CAO) as the government official who can "legally" set the fee schedules for GIS data. This would include zero-dollar fees for data to be offered under the Open Data initiative.

The committee looks forward to offering data to the public soon after Council passage.



**L0012-11
26**

Mayor Jim Gray

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

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

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

DATE: DECEMBER 16, 2011

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO AMEND THE 2008
CONSOLIDATED PLAN, ESTABLISHING
RESTORATION/REHABILITATION OF THE CHARLES YOUNG
COMMUNITY CENTER AS A NEW COMMUNITY
DEVELOPMENT BLOCK GRANT PROJECT --REQUIRES
PUBLIC HEARING ON JANUARY 12, 2012**

It is proposed that a new Community Development Block Grant project be established in the amount of \$173,000 for the restoration/rehabilitation of the Charles Young Community Center at 540 East Third Street. This project includes installation of new HVAC systems, improvements to address ADA deficiencies, new roofing, plumbing upgrades, security upgrades, and other improvements necessary to make the building within code.

Funds to support this project will come from funds budgeted for energy efficient rehabilitation in the Single-Family Housing Rehabilitation Program. These funds were authorized by the American Recovery and Reinvestment Act of 2009. The Lexington-Fayette Urban County Government has determined that it cannot complete energy efficient housing rehab as approved under this funding source within the project performance period. It is further proposed that all remaining funds may be used for housing rehabilitation activities other than energy efficiency.

This requirement for a public hearing to review plan amendments is required by both federal regulations and the approved Citizen Participation Plan.

Council authorization to amend the 2008 Consolidated Plan to establish restoration/rehabilitation of Charles Young Community Center as a new Community Development Block Grant-Recovery (CDBG-R) project and to use all remaining allocated CDBG-R funds for all housing rehabilitation activities is hereby requested.

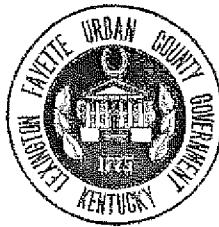

Irene Gooding, Director

Xc: Richard Moloney, Chief Administrative Officer

HORSE CAPITAL OF THE WORLD

Item	Condition (1-5)	Estimated Remaining Useful Life	Estimated Repair Cost for Current Deficiencies	Comments
Structural	4	20-30 Yrs.	0	Generally in good condition with no visible signs of any major deterioration.
Roof:				
Shingle/Gutter	2	4-5 Years	\$12,000	Replace shingle roof and gutters.
Flat (Gym.)	3	3-5 Years	\$6,000	Recommend thermal scan and spot repairs as needed.
MEP:				
HVAC Main Building	3	5-7 years	\$5,000	Inspect/pressure test and recertify boiler. Implement water treatment system.
HVAC Gym.	1	0	\$35,000	The entire unit is out and must be replaced.
Electric/Lighting	3	5-10 Yrs.	TBD	Depending on future use, the electrical service might need to be upgraded/increased.
Water/Plumbing	2	2-3yrs.	\$7,000	Fixture replacement/upgrade, water heater replacement, basement bathrooms upgrade.
Alarms/Monitoring	1	0	\$15,000	Cost associated with security/access, fire/safety alarm (audio/visual upgrade), monitoring and inspection.
Other				
Re-Key/Access	1	0	\$1,000	Re-core and re-key the entire facility.
CODE			\$0	None was noted by the FD rep. or building codes during the initial inspections.
Environmental			\$0	Asbestos (\$41,549 recent cost)
ADA	1	0	\$50,000	Ramp construction at the main entrance to the facility. Chair lift re-certification/replacement. Door clearance for the entire first floor area (expand the current door openings to 36" to meet ADA).
Painting	2	1	\$2,500	Repaint the entire main floor area.
Flooring	3	4	\$2,000	Repair damaged flooring due to leak in front of the main floor's bathrooms. Wax/seal VCT floors. Spot repair
Exterior/Landscaping	1	0	\$2,500	Remove overgrown shrubs against the front of the facility. Side walk repair.
Other Operational/Budgetary and Misc. Items:				
Parking	N/A	N/A	\$35,000	Installation of 4 parking spaces adjacent to the building (3 Handicapped, 1 service).
Operational Expenses & Life Cycle Cost Analysis	N/A	N/A	Provided	Operational expenses such as utilities, preventive and regular maintenance, janitorial, parking & walkways snow/ice removal, landscaping/mowing.

TOTAL \$173,000

**L009-11****28**

Mayor Jim Gray

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

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

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

DATE: DECEMBER 15, 2011


SUBJECT: Request Council authorization to approve renewal of agreement with OmniSource Integrated Supply, LLC, for provision of temporary employees to perform inventory specialist activities for the Division of Emergency Management/911 under the Emergency Management Agency grant in the amount of \$15,000.

In response to RFP 14-2010, OmniSource Integrated Supply, LLC was selected to provide temporary employees to perform inventory specialist activities for the Division of Emergency Management/911. The posted RFP provided for a one-year contract with four one-year renewals. Initial contract was approved by Council on July 6, 2010 (Resolution No. 410-2010).

The Division of Emergency Management/911 has requested a one-year renewal in the amount of \$15,000 for these services. Funds are budgeted as follows:

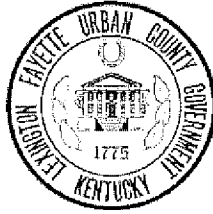
FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF
3200	505204	5291	71299	EMRG_MGMT_2012	FED-GRANT	2012

Council authorization to approve renewal of agreement with OmniSource Integrated Supply, LLC, in the amount of \$15,000 is hereby requested.


Irene Gooding, Director

Xc: Clay Mason, Commissioner of Public Safety

HORSE CAPITAL OF THE WORLD200 East Main Street 6th Fl Lexington, KY 40507 PH (859)258-3070 FAX (859)258-3081 www.lexingtonky.gov

**L011-11****29**

Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

TO: Jim Gray, Mayor
Richard Moloney, Chief Administrative Officer
Council Members

FROM: _____
Leslie Jarvis, Director
Division of Human Resources

DATE: December 16, 2011

RE: **Create Positions—Division of Water Quality**

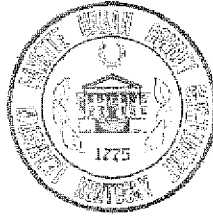
The attached action amends Section 22-5 of the Code of Ordinances, creating one (1) temporary position of Staff Assistant Sr. (Grade 108N); the term of the position will be for three (3) years beginning April 1, 2012 and ending April 1, 2015 and one (1) position of Project Engineering Coordinator (Grade 119E); the term of the position will be for three (3) years beginning February 25, 2012 and ending February 25, 2015 all within the Division of Water Quality, effective upon passage by Council.

The Division of Water Quality is requesting an extension of the terms for three more years of two seasonal/temporary positions to meet project management, reporting and other administrative and engineering requirements as outlined in the Consent Decree.

The Staff Assistant Senior position will continue to be responsible for reception, record keeping, filing, report generation and other clerical duties. These duties include providing front line customer service for the Administration, the Urban County Council and the public in person, by phone and through LexCall. In addition, the position is responsible for weekly monitoring of required Erosion and Sediment Control inspections along with compilation of the monthly report required by the EPA Consent Decree and the MS4 Storm Water Permit. Frequent monitoring of completed inspections performed by staff inside and outside the Division of Water Quality is necessary to prevent underperformance of the Consent Decree Performance Standard. Failure to meet the monthly quota exposes LFUCG to stipulated penalties ranging from \$2,000 to \$6,000 per month.

The second position of Project Engineering Coordinator and is held by a engineer responsible for assisting the Division in designing and modifying Consent Decree driven engineering projects or administering existing infrastructure rehabilitation projects including reviewing and approving designs, plans and specifications submitted by consulting engineers for projects related to wastewater treatment and/or collection; primary contact for designing and supervising the design of stormwater capital construction and rehabilitation projects.

These positions are fully funded for FY 2012. Future funds will be requested in the FY 13 budget and thereafter for the extension period of the positions.



Lexington-Fayette Urban County Government
DEPARTMENT OF SOCIAL SERVICES

Jim Gray
Mayor

Beth Mills
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Members of the Council

FROM: *Stephanie Hong* 12-19-2011
Stephanie Hong, Director of Youth Services

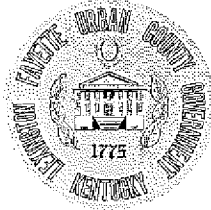
THROUGH: *Beth K. Mills* 12/19/11
Beth Mills, Commissioner

DATE: December 19, 2011

SUBJECT: Agreement for Mental Health Services - Bluegrass Regional Mental Health-Mental Retardation Board, Inc.

Request approval of an agreement between the Division of Youth Services and the Bluegrass Regional Mental Health-Mental Retardation Board, Inc. ("Bluegrass") for the provision of mental health services to youth who are under the jurisdiction or supervision of the Division of Youth Services. This is an annual agreement between Bluegrass and LFUCG to provide court ordered psychological evaluations, mental health evaluations, and competency to stand trial evaluations. LFUCG has entered into this agreement for the past four (4) years with satisfactory results.

The budgetary impact is not to exceed \$2,000, and funds are fully budgeted.



Lexington-Hayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Susan Bush
Acting Commissioner

MEMORANDUM

TO: Mayor Jim Gray and Urban County Council

FROM : Susan Bush, Acting Commissioner
Department of Environmental Quality

DATE: December 20, 2011

RE: Routeware 2012 Support Plan for the Routing Project

The Division of Waste Management is requesting renewal of the Routeware Support Plan for the Routing Project for the calendar year, January – December 2012 in the amount of \$55,500.

The requested support plan will enable the new DWM routing system (Routeware) to have the upgrades and technical support which will be necessary to maintain the most efficient and improved reliability.

This request is fully budgeted and will be funded through the Urban Service Area Fund.



**L441-11
32**

Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl Taylor
Commissioner

MEMORANDUM

TO: Mayor Jim Gray and Urban County Council

FROM : Cheryl Taylor, Commissioner
Department of Environmental Quality

DATE: November 10, 2011

RE: Change Order No. 1, to Red River Ranch, LLC (FINAL)

The Division of Waste Management is requesting approval of Change Order No. 1 (Final) for the contract with Red River Ranch, LLC, for improvements at the Haley Pike Landfill compost pad. This change order requests the approval to increase the total costs by \$2,985.

With Resolution #249-2011, Council approved a projected total cost of \$103,361. This final change order reflects an increased cost of \$2,985 to cover the cost of additional concrete work and additional grading and seeding required to protect the area from stormwater runoff.

Change order #1 (Final) reflects an increase of 2.9% over the original project cost. Funds are available in fund #4121-303102-3061-90316 (Capital Account, Landfill Maintenance) to cover this increased cost. This project is funded by the Urban Services District fund.

cc; Director of Waste Management
MPF

CONTRACT HISTORY FORM

Contractor: RED RIVER FARM, LLC
 Project Name: COMPOST POWER EXCHANGE IMPROVEMENTS
 Contract Number and Date: BID 57-2011, Resolution # 249-2011
 Responsible LFUCG Division: WASTE MANAGEMENT, AREA # PUEF
LAWSVILLE

CHANGE ORDER DETAILS

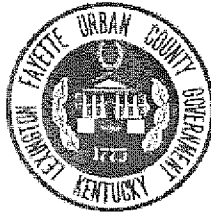
<u>Summary of Previous Change Orders To Date</u>	<u>Percent Change to Dollar Amount</u>	<u>Original Contract</u>
A. Original Contract Amount:	\$ <u>103,361.⁰⁰</u>	
B. Cumulative Amount of Previous Change Orders:	\$ <u>0.⁰⁰</u>	<u>0.</u> % (Line B / Line A)
C. Total Contract Amount Prior to this Change Order:	\$ <u>103,361.⁰⁰</u>	
<u>Current Change Order</u>		
D. Amount of This Change Order:	\$ <u>2,985.⁰⁰</u>	<u>2.9</u> % (Line D / Line A)
E. New Contract Amount Including this Change Order :	\$ <u>106,346.⁰⁰</u>	<u>102.9</u> % (Line E / Line A)

SIGNATURE LINES

Project Manager: _____ Date: _____

Reviewed by: _____ Date: _____

Division Director: _____ Date: _____



Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Gray
Mayor

Jane Driskell
Commissioner

TO: Mayor Jim Gray
Richard Moloney, CAO
Urban County Council Members

FROM: Bill O'Mara, Director Division of Revenue

DATE: December 30, 2011

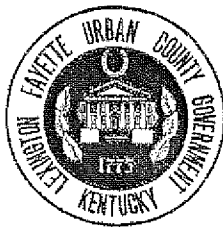
SUBJECT: Project Manager for User Fee Billing & Collection System Implementation

Due to the significance and anticipated time constraints associated with the implementation of a new user fee billing and collection vendor, the services of a professional, dedicated project manager was solicited. The project manager will represent the needs and interest of LFUCG throughout the project. Utility Planning Network (UPN) is the selected project manager to support the selection and implementation of a new vendor to bill and collect user fees. UPN has extensive experience in billing and collection system implementation and has worked with many vendors in the industry.

Because of the unique nature of this project, the length of the project manager engagement may range from 6 to 9 months with an estimated cost of \$350,000 to \$525,000.

Approval of the contract is requested. If you have questions or need additional information, please contact me.

Cc: Jane Driskell, Commissioner of Finance



**L031-11
35**

Mayor Jim Gray

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

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

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

DATE: JANUARY 3, 2012

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD OF
FEDERAL FUNDS IN THE AMOUNT OF \$75,000 FROM THE
KENTUCKY STATE POLICE—COMMERCIAL VEHICLE
ENFORCEMENT DIVISION FOR OPERATION OF A MOTOR
CARRIER SAFETY ASSISTANCE PROGRAM – FY 2012**

The Lexington-Fayette Urban County Government has been offered federal funds in the amount of \$75,000 from the Kentucky State Police--Commercial Vehicle Enforcement Division, to continue operation of the Motor Carrier Safety Assistance Program (MCSAP) in the Division of Police for FY 2012. The source of federal funds is the Federal Highway Administration.

The program was begun in FY95 to reduce the number of commercial vehicle collisions and the deaths and injuries associated with these collisions. The program will continue to conduct motor carrier inspections on interstate and non-interstate highways; expand database as it relates to inspections, collisions, fatalities and vehicles taken out of service; training of new officers for the MCSAP; and the entry of inspection results into computerized system for submission to the Kentucky State Police.

Federal funding in the amount of \$75,000 will be used for officer overtime, professional development, and minor equipment and operating supplies. A 20% match is required. The match of \$18,750 will come from existing budgeted staff salaries in the Division of Police. Total cost of the project is \$93,750.

Council authorization to accept the award is hereby requested.



Irene Gooding, Director

Xc: Clay Mason, Commissioner of Public Safety

HORSE CAPITAL OF THE WORLD



L034-11
36

Mayor Jim Gray

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

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

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

DATE: JANUARY 3, 2012

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
MODIFICATION TO AGREEMENT WITH THE KENTUCKY
DEPARTMENT OF MILITARY AFFAIRS, DIVISION OF
EMERGENCY MANAGEMENT FOR FEDERAL FUNDS UNDER
THE CHEMICAL STOCKPILE EMERGENCY PREPAREDNESS
PROGRAM (CSEPP) FOR FY 2009, EXTENDING THE
PERFORMANCE PERIOD THROUGH March 31, 2012

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. On September 9, 2010 (Resolution No. 474-2010), Council approved execution of modification to agreement extending the performance period through September 30, 2010. On November 18, 2010 (Resolution No. 617-2010), Council approved execution of modification to agreement extending the performance period through September 30, 2011.

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 a modification to this agreement extending the performance period through March 31, 2012.

Council authorization to execute modification to agreement is hereby requested.



Irene Gooding, Director

Xc: Clay Mason, Commissioner of Public Safety

HORSE CAPITAL OF THE WORLD

**L035-11****37**

Mayor Jim Gray

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

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

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

DATE: JANUARY 3, 2012

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
MODIFICATION TO AGREEMENT WITH THE KENTUCKY
DEPARTMENT OF MILITARY AFFAIRS, DIVISION OF
EMERGENCY MANAGEMENT FOR FEDERAL FUNDS UNDER
THE CHEMICAL STOCKPILE EMERGENCY PREPAREDNESS
PROGRAM (CSEPP) FOR FY 2010, EXTENDING THE
PERFORMANCE PERIOD THROUGH SEPTEMBER 30, 2012

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. On September 9, 2010 (Resolution No. 474-2010), Council approved execution of modification to agreement extending the performance period through September 30, 2011.

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 a modification to this agreement extending the performance period through September 30, 2012.

Council authorization to execute modification to agreement is hereby requested.

Irene Gooding, Director

Xc: Clay Mason, Commissioner of Public Safety

HORSE CAPITAL OF THE WORLD



L008-11
38

Mayor Jim Gray

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

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

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

DATE: DECEMBER 13, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AGREEMENT WITH OMNISOURCE INTEGRATED SUPPLY, LLC,
FOR WEBEOC COORDINATOR SERVICES USING FUNDS AWARDED
UNDER THE CHEMICAL STOCKPILE EMERGENCY
PREPAREDNESS PROGRAM (CSEPP)— RFP 32-2011


On April 9, 2009 (Ordinance No. 47-2009), Council approved acceptance of federal funds from the Kentucky Department of Military Affairs, Division of Emergency Management for the continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) for Fiscal Year 2009. 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.

An approved activity is the WebEOC Coordinator services. RFP # 32-2011 was issued for these services. Only one company, OmniSource Integrated Supply, LLC, responded with a proposal. A selection committee was convened and determined that OmniSource met all criteria. Total funds in the amount of \$57,041.22 will be expended for this service.

Funds are budgeted as follows:

FUND	DEPT ID	SECT	ACCT	BUD REF	ACTIVITY	PROJECT	AMOUNT
3200	505201	0001	71299	2010	KY-FAY-471	CSEPP 2010	\$53,000
3200	505201	0001	71299	2009	KY-FAY-451	CSEPP 2009	\$4,041.22

Council authorization to execute the agreement is hereby requested.


Irene Gooding, Director

Xc: Clay Mason, Commissioner of Public Safety

HORSE CAPITAL OF THE WORLD

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Social Services and Community Development Committee

November 29, 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, Councilmember K.C. Crosbie, and Councilmember Ed Lane

Approval of Minutes and Motions

A motion by Kevin Stinnett to Approve Minutes from September 27, 2011, seconded by Ed Lane, the motion passed without dissent.

Discussion about University of Kentucky Student Involvement in Looking at the Landscape of Community Needs

Dr. Karen Badger, PhD provided an overview of a joint proposal submitted from the University of Kentucky's (UK) Martin School of Public Policy and the College of Social Work. The time frame for completing a needs assessment would span across three semesters beginning in fall 2012 and concluding in December 2013. The needs assessment would consist of three phases: the first would be reviewing and mining data from existing needs assessments and reports gathered from social service and economic partner agencies; the second phase would include identifying emerging themes and patterns; and the third phase would include analyzing data along with a verbal report of the findings. Data would be mined by the two colleges according to areas of expertise.

Dr. William Hoyt, Director of the Martin School described the one-year program that will begin in the summer of 2012. He stated that this project is exactly what their department is looking for to provide graduate students with field experience. They would work in conjunction with the College of Social Work to ensure this is one cohesive project between the two departments.

A faculty member would be assigned to oversee the project. The two colleges propose a joint budget of \$35,000 to operate effectively. The budget requirements outlined in the project proposal stated: "These funds would be allocated among the two UK entities to cover the Project's day to day operation (\$2,000) to include faculty (\$5,000), staff (\$12,000), and/or PhD (\$16,000) student support.

Commissioner of Social Services Beth Mills added that the proposed \$35,000 budget would cover four semesters over the span of two years.

A motion by Jay McChord to Approve the proposed \$35,000 budget with the University of Kentucky's College of Social Work and the Martin School of Public Policy, seconded by Chuck Ellinger, the motion passed without dissent.

Community Development Block Grant and the Consolidated Plan

Director Irene Gooding provided an overview of the Community Development Block Grant and the Consolidated Plan.

Lexington Fayette Urban County Government (LFUCG) receives annual funding for three programs from the U.S. Department of Housing and Urban Development's (HUD) Office of Community Planning and Development (CPD). These grant programs include: The Community Development Block Grant (CDBG) program; the Home Investments Partnerships (HOME) program; and the Emergency Shelters Grants program which will be renamed as the Emergency Solutions Grant (ESG) going forward.

CDBG does not require a community match grant, the HOME grant requires a community match and the ESG program requires a 50 percent community match.

Federal regulations require LFUCG to prepare an annual document stating how goals for all community development programs will be pursued to develop viable urban communities by providing decent housing, suitable living environments and expanding economic opportunities principally for low- and moderate-income persons. Federal regulations are provided in the packet.

The Consolidated Plan is a planning document built upon a participatory process and also serves as an application for federal funds. It is a strategy for carrying out HUD programs and a basis for assessing performance. Citizen participation is required during the planning process. A Housing and Homeless needs assessment is a required document and must include: housing needs; homeless needs; special-needs populations; lead-based paint needs; a housing market analysis; general characteristics of the housing market; public housing needs; assisted housing; homeless inventory; special needs' facilities and services; barriers to providing affordable housing in the community and a strategic plan for a five-year period (provided in packet). An annual plan is also required to state planned activities for each year.

CM Stinnett asked Ms. Gooding about the amount of money LFUCG received for each of the three programs in 2010. Ms. Gooding outlined that the CDBG received \$1,904,438; HOME received \$1,321,739; and ESG received \$92,314.

CM Stinnett asked about an increase in administrative costs. Ms. Gooding stated that the division has allocated more staff time to programs and increased its commitment to the Human Rights Commission by funding a housing investigator for the program. Ms. Gooding stated that previously the division has been more reliant on the General Fund dollars. As those dollars have become tight the Division has become more reliant on federal funds. Ms. Gooding stated that the allowable administrative cost is 20 percent and LFUCG has stayed well under that figure.

CM Stinnett stated that the Northern Arlington Meadows project has bothered him because it is being piece-milled together. He asked if there is a way to fix the area once and for all. Ms. Gooding stated that has been discussed and that there are some problems that slow down the process such as utility relocation. Ms. Gooding stated that the division has little effect on moving the utility company's time-tables.

CAO Moloney stated that this question came up years ago. CAO Moloney said he asked why LFUCG could not bond the project. Law looked into the issue but the concern was that CDBG money might go away if the whole project was bonded. CM Stinnett stated that in other parts of the city these types of projects are being bonded and finished. CAO Moloney said he will look into the possibility of bonding the project.

CM Stinnett asked about the HOME funds and asked if 50 percent of the HOME funds are going to outside agencies. Ms. Gooding stated that most of the HOME funds are used for home ownership and rental. The primary recipient of home ownership funds presently go to REACH which receives approximately a third of the funds; Community Ventures has also been used by LFUCG in the past. The Fayette County Community Housing Development Organizations (CHODOs) are special nonprofits that were created in response to the federal government's goal to create capacity in local organizations and they also receive a portion of the HOME funds. The Fayette County Local Development Corporation (the Urban League) uses funds for rental housing in low-income neighborhoods.

CM McChord asked for clarification about the five-year plan. Ms. Gooding stated that the five-year plan covers all three programs: CDBG, ESG and HOME. It is the needs assessment component. Each program also has an annual plan that addresses how annual awards will address some of the needs identified in the five-year plan

CM McChord stated that the Northern Arlington Meadows situation was up for discussion when CAO Moloney was on the Council. CM McChord cited Northern Arlington Meadows as an example of how good intentions such as spacing a project and its cost over an extended time-period increased the total cost from \$11 million to \$30 million. CM McChord said it is unfair to the neighborhoods and he has a similar project in his district on Clays Mill Rd. CM McChord said when you ask the utility companies to come to a meeting and organize a timeframe South Limestone is an excellent project that came in under the deadline and is now a showpiece. He would like to see the same thing done in other areas. CM McChord wants to see if there is anything that can be done to develop a strong framework for getting projects finished within five-years.

CM Henson said she requested CDBG funds for the Versailles Rd. sidewalks and asked if there is anything that CDBG funds can do to help with that area. Ms. Gooding stated that public improvement projects come from the Division of Engineering, usually the result of an engineering study. Ms. Gooding said that part of Versailles Rd. would be eligible but not all of it in addition to that there probably is not enough money available. CAO Moloney added that there are other neighborhoods on the list that qualify, have priority and have been on the waiting list. He said he could get the Committee the list if they would like.

CM Ford said there are a plethora of rules that you must adhere to when using federal funds and thus the speed of a South Limestone project may never be achieved in a federally funded low-income neighborhood

project. CM Ford encouraged the Council to expedite projects and said that a Section 108 program is an opportunity that should be considered. CM Ford described HUD's Section 108 program and said that it allows an advance on federal allocations to allow proceeding on projects.

Ms. Gooding said the Section 108 program allows government to borrow against future HUD funds up to five times its annual commitment and provides a repayment period of 20 years. It can be paid back through future CDBG allocations. It is not the same as a local obligation bond. Ms. Gooding said borrowing the money for an economic development project is the program's intent: lend the money to someone who is going to create jobs and then they pay the money back. The purpose is to allow entitlement communities which are fairly small like Lexington to do a major project.

A motion by Chris Ford to the Committee recommend to consider the Section 108 loan program and have further follow-up at this Committee about that opportunity, seconded by Chuck Ellinger, the motion passed without dissent.

CM Crosbie asked if there can be a timeline tied to this. CM Ford responded that it should come up prior to the next meeting. CM Myers asked if the overall intention is to look at this as a policy.

CM Ford asked Ms. Gooding about the pre-planning required before a project is undertaken including the environmental process and the monitoring responsibilities. Ms. Gooding said one responsibility is compliance with the National Environmental Policy Act. HUD passes on the responsibility of compliance with the law to its jurisdiction. The Mayor becomes the certifying official for environmental assessments conducted by the Division of Community Development. Environmental assessments are required for all division projects. She said it is time consuming. Construction projects also require monitoring contractor compliance with regard to the David Bacon Prevailing Wage law. Ms. Gooding said that monitoring is especially onerous with the HOME project. Once a developer receives funds to build new apartments they have to monitor them for 20 years to ensure compliance with a number of requirements.

CM Myers asked about the monitoring costs during a twenty year project and if there is a way to push the cost of monitoring back to the project manager for the oversight. Ms. Gooding said she does not think that will work because it is not their responsibility, it is our responsibility. CM Myers asked if she could look further into this.

CM Myers asked who creates the strategic plan. Ms. Gooding stated that the strategic plan is created from her office based on consultation with vested parties, based on needs verbalized over the years and is also based on data.

CM Myers said that when he worked for CM Wigginton he believed local government has abdicated its responsibility in certain parts of cities by using CDBG funds that are otherwise the responsibility of the local government. He said that CM Stinnett focused on this fact when he said other projects are getting bonded and getting done. CM Myers said that hits on something that has always bothered him. CM Myers thinks that over the last couple of decades since the CDBG program began LFUCG has abdicated its responsibilities. Most of the people who are waiting on CDBG funds to complete neighborhood projects were in the city proper before the two governments merged. When the community needs improvement in

the city proper where residents have paid city taxes all of their lives the city looks to an outside source such as CDBG instead of LFUCG paying for it. CDBG is being cut every year. CM Myers said when you take a project that started out as \$11 million and now has cost \$30 million over 14 years and still is not finished, government has abdicated its responsibilities to do things in certain parts of the community and has used the CDBG fund to do that. CM Myers said that he thinks the CDBG projects should be done the same way any other LFUCG project would be done in particularly with regards to the storm sewer fees that have been enacted. One of the things that should be looked at with the Section 108 program is if the money can be borrowed up front, get the project done and then use the storm sewer fees to pay off that loan. CM Myers asked Ms. Gooding if she could provide information about that possibility at the next meeting.

Paul Schoninger presented a review of the Consolidated Plan process and some 'best practices.' The presentation was based on a review of the annual Consolidated Plan, in addition to HUD documents, other communities Consolidated Plans and interviews with three recipients of the Consolidated Plan funds (Habitat for Humanity, Community Action Council and the Urban League).

Mr. Schoninger noted that three of the communities researched did use Section 108 loans funds (Austin, TX, Tucson, AZ and Syracuse, NY and Charlotte, NC). Two communities used some of their annual payments as debt service for a couple of community projects.

Mr. Schoninger discussed the "Best Practices" model saying it is a misnomer because there is a federal process that you have to subscribe to or else you are in default and additionally each community's housing and homeless needs are so unique that if you follow another community's model you may not be reaching the local goals and objectives.

Mr. Schoninger stated that Asheville, NC and Saint Paul, MN tie their annual plans with a performance measurement indicator that ties back to their strategic plan goals and objectives and their annual recipients. Every program in the annual action plan was both appraised in their application as well as in the process. Mr. Schoninger said that Lexington should maybe look into tying the annual plan into a performance measurement matrix like these two cities. It can also be tied into the needs assessment and the annual partner agency review that the LFUCG Administration is undertaking this year.

CM McChord said that part of the report out to the full Council should include a request to the administration to come back with a proposal on how they can stream line and tie the Consolidated Plan to measurements for a better five-year plan that the Council can respond to. He asked for a motion during the report out that asks the administration to present a plan to accomplish this heading into the FY 2013 budget cycle. CM McChord asked whether the best way to accomplish this would be to place the responsibilities under the new Planning Commissioner or under Director Gooding.

CM Myers said that in Mr. Schoninger's presentation there were pieces of information that could be tied into three different motions: tying the performance to a performance measurement matrix; tying the needs assessment to a performance measurement matrix; and tying the administrative review of partner agencies to the performance measurement matrix.

CM Myers said there is an opportunity while the Committee is looking at Section 108 to also look at the Strategic Plan and determine from the Council's perspective whether it wants to set some type of policy with regards to using Section 108. CM Myers asked if the Affordable Housing Task Force looked at all the different reports that are available in the Consolidated Plan when they put together their report and if there is a way to fund some of the other CDBG projects thus allowing the CDBG money to go to the Affordable Housing Trust Fund and other projects that do not yet have a funding stream.

Discussion on creating a policy recommendation to full Council about how partner agencies are funded specifically with respect to those who want to give raises to their employees

Mr. Schoninger stated that there are three options when an outside partner agency includes employee raises in their budget. In the order that he would recommend Mr. Schoninger stated the options are 1) Do not change the current policy and consider partner agency funding requests that include raises as just another piece of information to be considered; 2) Reduce the agency's funding by the value of the total raises; and 3) Reject the funding request completely because it included raises.

Mr. Schoninger stated that he is opposed to the third-option for a couple of reasons. One reason is that the Council is frequently accused of micro-managing internal agencies. To micromanage outside agencies might cause the community some real concern adding that on occasions when employees do outstanding work, raises are justified.

CM McChord agreed that raises should be handled as extra information and can be handled on a case by case basis.

CM Kay said that when the Council asked for additional information about partner agency raises the Council received that information from the Social Service agencies and did not receive that from the other agencies. He said that would be useful to have.

CM Stinnett asked if there is a policy about how much money can go towards personnel cost. CM Stinnett said he prefers to look at it on a case by case policy.

CM Crosbie stated that she is not interested in micromanaging any partner agencies but is somewhat concerned that there is not some sort of policy. Some of the boards she serves on have partner agencies through grants. CM Crosbie said that they have strict policies about what funds can be used for because year after year funding is being cut and these policies are an effort to prevent all of the funding going towards salaries. She thinks a policy is something the Committee should consider.

CM Myers asked Com. Mills if the application that was created for FY 2013 partner agency funding is being used across the board for all types of partner agencies. Com. Mills said that at this point it is only being used for Social Services' partner agencies. Craig Bencz has been meeting with Ryan Barrows about expanding this to other agencies.

CM Crosbie stated that if there is not a policy then Council will end up in the eleventh hour putting agencies against agencies and that gets political between Council making the decision.

CM Stinnett said that most of partner agencies' budgets are personnel adding that the LFUCG is 70 percent personnel funded.

CM Kay stated that in the last budget process the decision was to cut all partner agencies and he thinks going forward each agency should be considered on a case by case budget.

CM Stinnett stated that it is impossible to approach each budget by going through agency by agency and will add a lot of work.

CM Myers asked if the different categories of partner agencies can be separated for example not cutting Social Service agencies where there are other agencies that may need to be cut. CM Stinnett stated this capability already exists.

CM Crosbie said that can be handled in the budget link process. CM Crosbie stated that it seems that this will fix itself if the appropriate action is taken during the budget link.

CM Henson said she sees this as duplicating the work being done by Com. Mills who is working on the accountability portion of the application process. CM Henson asked if that process will be complete before the budget meetings. Com. Mills stated that partner agencies will turn their applications in mid-January. Com. Mills stated that by March there will be a rank-order list of agencies that have applied for funds based on the review committee's scores. CM Henson stated that if that is already in place it seems like duplication.

The Committee discussed moving the March 13, 2012 Committee meeting to a later date in the month to allow for Com. Mills to report out to the Committee after the Scoring Committee has completed its review and recommendations for partner agency funding request.

CM Myers asked what the report out should be for the committee. He asked if the report out should say that information about raises will be highlighted and available for Council to review while accepting Mr. Schoninger's first recommendation. CM Kay said to add that the calendar will be coordinated with the Committee and the budget process.

CM Myers asked if there was anyone that wished to make public comment. There was no one wishing to make public comment.

A motion by Jay McChord to Adjourn, seconded by Kevin Stinnett, the motion passed without dissent.