

Lexington Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, March 13, 2012

3:00 PM

PACKET

Council Chamber

Urban County Council Work Session

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL
W O R K S E S S I O N A G E N D A
March 13, 2012

- I. Public Comment - Issues on Agenda**

- II. Requested Rezoning/ Docket Approval-None**

- III. Approval of Summary-None**

- IV. Budget Amendments-None**

- V. New Business-Yes, pp.5-21**

- VI. Continuing Business/Presentations-Yes**
 - A. NDF List, p.22 (motion needed)**

 - B. 2.28 Environmental Quality Committee Update-CM Blues, pp.23-29**

 - C. Fraternal Order of Police Staffing & Manpower-Chief Bastin, pp.30-54**

- VII. Council Report**

- VIII. Public Comments-Issues Not on Agenda**

- IX. Mayor's Report**

- X. Adjournment**

ADMINISTRATIVE SYNOPSIS

March 13, 2012

New Business Items

- A. Authorization to amend Section 21-5 of the Code of Ordinances abolishing 1 position of Enterprise Systems Developer Sr. and creating 1 position of HCM Manager Enterprise Solutions in the Division of Enterprise Solutions. (L200-12) (Jarvis/Moloney)
This is a request to amend Section 21-5 of the Code of Ordinances abolishing one (1) position of Enterprise Systems Developer Sr. (Grade 118E) and creating one (1) position of HCM Manager Enterprise Solutions (Grade 119E) in the Division of Enterprise Solutions to better satisfy the business needs and requirements of LFUCG. There is no budgetary impact.**pp.5-7**

- B. Authorization to enter into a Catering Contract with Hyatt Regency Lexington for the Senior Intern Alumni Luncheon. (L241-12) (Mills)
This is a request to enter into a Catering Contract with Hyatt Regency Lexington for the Senior Intern Alumni Luncheon on Friday, June 22, 2012 at a cost not to exceed \$5,500.00. Sponsorships will offset this cost up to \$5,500.00.**p.8**

- C. Authorization to execute a Professional Service Agreement with Victoria Nash, Sexual Assault Nurse Examiner, to serve on an "on-call" basis for the performance of forensic examinations. (L243-12) (Gooding/Mason)
This is a request to execute a Professional Service Agreement with Victoria Nash, Sexual Assault Nurse Examiner, to serve on an "on-call" basis for the performance of forensic examinations for the operation of a Sexual Assault Nurse Examiner program. Funds are budgeted - FY 2012.**p.9**

- D. Authorization to execute Change Order No. 4 with Woodall Construction Company for the Clays Mill Road Improvements Project. (L244-12) (Gooding/Moloney)
This is a request to execute Change Order No. 4 with Woodall Construction Company that will increase the sum of the contract by \$18,487.72 for the Clays Mill Road Improvements Project. This change order gives the revised total contract amount of \$3,674,372.29. Funds are budgeted.**pp.10-12**

- E. Authorization to execute a Memorandum of Understanding with the Knoxville Police Department to allow officers from the Knoxville Police Department and the Lexington Division of Police to participate in interagency ride-alongs, observe, learn from and exchange ideas with each other. (L252-12) (Bastin/Mason)
This is a request to execute a MOU with the Knoxville Police Department to allow officers from the Knoxville Police Department and the Lexington Division of Police to participate in interagency ride-alongs, observe, learn from and exchange ideas with each other. There is no budgetary impact.**pp.13-15**

- F. Authorization to approve a donation from the Lexington Convention & Visitors Bureau for the Sweet 16 Basketball Tournament. (L255-12) (Emmons)

This is a request to approve a donation in the amount of \$2,500.00 from the Lexington Convention & Visitors Bureau for the Sweet 16 Basketball Tournament held in Lexington, March 14-17, 2012.**p.16**

- G. Authorization to approve a donation from the Kentucky High School Athletic Association (KHSAA) for the Sweet 16 Basketball Tournament. (L256-12) (Emmons)

This is a request to approve a donation in the amount of \$2,000.00 from the KHSAA for the Sweet 16 Basketball Tournament held in Lexington, March 14-17, 2012.**p.17**

- H. Authorization to approve an agreement with A Great American Brand dba A&W Restaurants, Inc. approving a 10-year local 1% wage assessment to participate in Kentucky Economic Development's Kentucky Business Investment Program. (L257-12) (Atkins)

This is a request to approve an agreement with A&W Restaurants, Inc. approving a 10-year local 1% wage assessment to participate in Kentucky Economic Development's Kentucky Business Investment Program. There is no budgetary impact on LFUCG.**pp.18-20**

- I. Authorization to amend Section 13-4 of the Zoning Ordinance to substitute the Bluegrass Conservancy for the Board of the Land and Nature Trust of the Bluegrass. (L258-12) (Emmons)

This is a request to amend Section 13-4 of the Zoning Ordinance to substitute the Bluegrass Conservancy for the Board of the Land and Nature Trust of the Bluegrass, an entity that no longer exists. There is no budgetary impact.**p.21**

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

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

| NEW BUSINESS ITEM | BUDGET JOURNAL | DIVISION | DESCRIPTION OF REQUEST |
|----------------------|-------------------|----------------------|---|
| 200-12 | CB083 | Enterprise Solutions | To provide funds for one position of HCM Manager Enterprise Solutions by abolishing funds for one position of Systems Developer Sr and by reducing funds for Professional Services. |
| A | | | 1101 2,280.00 |
| | | | 1101 2,280.00CR |
| | | | .00* |

EFFECT ON FUND BALANCES

| | | | |
|-----------|------|---------------|-------------------------------|
| FUND 1101 | .00* | NO IMPACT TO: | GENERAL SERVICE DISTRICT FUND |
|-----------|------|---------------|-------------------------------|



200-12

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: February 16, 2012

RE: Abolish/Create Positions – Division of Enterprise Solutions

The attached action amends Section 21-5 of the Code of Ordinances abolishing one (1) position of Enterprise Systems Developer Sr. (Grade 118E) and creating one (1) position of HCM Manager Enterprise Solutions (Grade 119E) in the Division of Enterprise Solutions, effective upon passage of Council.

The division requests this action to better satisfy the business needs and requirements of the LFUCG. Over the past two years in the area of Human Capital Management the division of Enterprise Solutions and IT has had to adapt in order to strengthen the approach to solving both business and technical problems. As we continue to shift away from more of a “technically-loaded” implementation staff to that of an “operations-focused” support structure, the addition of this position is necessary to respond appropriately to the business.

The fiscal impact for FY2012 will be \$2,281.04 (6 pay periods) includes benefits, and will be funded from the divisions Professional Services account.

| Name | Position Title | Annual Salary Before | Annual Salary After | Annual Increase/(Decrease) |
|--|--|----------------------|---------------------|----------------------------|
| Vacant | Enterprise Systems Developer Sr. (budgeted amount) | \$53,040.00 | \$0 | \$(53,040.00) |
| Vacant | HCM Manager Enterprise Solutions | \$0 | \$60,837.14 | \$60,837.14 |
| Total Anticipated Annual Impact/ Salary and Benefits \$9,884.51 | | | | |

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

Attachment

cc: Chad Cottle, Director – Division of Enterprise Solutions
12-0031

200-12

Lexington-Fayette Urban County Government Changes in Authorized Positions Date: 2/16/12

AMEND SECTION 21-5 OF THE CODE OF ORDINANCES

Changes From:

| Div. Line # | No. Pos. | Class Code | Pay Grade | Position Title | Prog. # | Employee Name | Hourly or Bi-weekly Salary | Changes To: |
|--|----------|------------|-----------|----------------|---------|---------------|----------------------------|----------------------------|
| Division of Enterprise Solutions (085) | | | | | | | | Div. Line # |
| | | | | | | | | No. Pos. |
| | | | | | | | | Class Code |
| | | | | | | | | Pay Grade |
| | | | | | | | | Position Title |
| | | | | | | | | Prog. # |
| | | | | | | | | Employee Name |
| | | | | | | | | Hourly or Bi-weekly Salary |

| | | | | | | | | | | | | | | | |
|---------|---|-----|------|----------------------------------|--------|-------|-------|---------|---|-----|------|---------------------------|--------|-------|-------|
| 085.033 | 1 | 356 | 118E | Enterprise Systems Developer Sr. | 086(1) | ***** | ***** | 085.021 | 2 | 354 | 119E | HCM Manager Ent Solutions | 086(2) | ***** | ***** |
| 085.021 | 1 | 354 | 119E | HCM Manager Ent Solutions | 086(1) | ***** | ***** | | | | | | | | |

200-12

FY2012

| Position Title | Prior Bi-Weekly | New Bi-Weekly | Diff. | Prior Annually | New Annually | Diff. | Bi-Weekly Benefits | w/benefits |
|--|-----------------|---------------|---------------|----------------|--------------|----------------|--------------------|---------------|
| Enterprise Systems Developer Sr. (T. D'Andrea) | \$ 2,040.00 | \$ - | \$ (2,040.00) | \$ 53,040.00 | \$ - | \$ (53,040.00) | \$ (792.45) | \$ (2,832.45) |
| HCM Manager Ent Solo (119E) | \$ - | \$ 2,339.89 | \$ 2,339.89 | \$ - | \$ 60,837.14 | \$ 60,837.14 | \$ 872.74 | \$ 3,212.63 |
| *assumes .33 into range | | | | | | | Sum | \$ 380.17 |
| | | | | | | | Pay Periods | 6 |
| | | | | | | | <u>Total</u> | \$ 2,281.04 |

| Benefit Costs: | FY 2012 | Ent. Sys Dev Sr | HCM Manager |
|--------------------------------------|---------|-----------------|-------------|
| CERS & FICA | 26.61% | \$ (542.84) | \$ 622.64 |
| Unemployment | 0.00161 | \$ (3.28) | \$ 3.77 |
| CERS - Other Fringe (26 pay periods) | \$6,404 | \$ (246.33) | \$ 246.33 |
| Total | | \$ (792.45) | \$ 872.74 |

Accounting 1101 210201 001 71299



Lexington-Fayette Urban County Government
DEPARTMENT OF SOCIAL SERVICES

Jim Gray
Mayor

Beth Mills
Commissioner

MEMORANDUM

TO: RICHARD MALONEY, CAO
MAYOR JIM GRAY
URBAN COUNTY COUNCIL

FROM: *Beth K. Mills*
BETH MILLS, COMMISSIONER
SOCIAL SERVICES

DATE: February 27, 2012

SUBJECT: CATERING CONTRACT AT THE HYATT FOR THE SENIOR INTERN
ALUMNI LUNCHEON

Requesting council approval to enter into a Catering Contract with the Hyatt Regency Lexington for the Intern Luncheon on Friday, June 22, 2012.

The cost of the catering will be no less than \$3000.00 depending on the number of participants will not exceed \$5500.00.

This is a fully funded expense in the Department of Social Services. However, we have a sponsor who will offset this cost fully.



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: FEBRUARY 29, 2012

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE PROFESSIONAL
SERVICE AGREEMENT WITH VICTORIA NASH, SEXUAL ASSAULT NURSE
EXAMINER, TO SERVE ON AN "ON-CALL" BASIS FOR THE PERFORMANCE
OF FORENSIC EXAMINATIONS— FY 2012

The Lexington-Fayette Urban County Government has received continuation funding (Violence Against Women Act) from the Kentucky Justice Cabinet for the operation of a Sexual Assault Nurse Examiner program. The purpose of this program is to improve the collection of forensic evidence in sexual assault cases and to provide the victims of sexual assault more humane treatment during the investigation. Ultimately, higher rates of reporting will occur along with higher rates of prosecution and conviction. The Kentucky Crime Victims' Compensation Fund also provides financial support for forensic examinations.

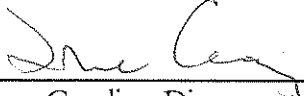
An approved element of the grant-funded project is contracting with certified Sexual Assault Nurse Examiners (S.A.N.E.s) to serve on call twenty-four hours a day to respond to calls for examinations at the University of Kentucky Emergency Room.

The attached Professional Services Agreement with Victoria Nash for the period of February 1, 2012, through December 31, 2012, outline the responsibilities and compensation. Funds for these services are budgeted as follows:

| FUND | DEP ID | SECTION | PROJECT | ACTIVITY | BUD REF | ACCOUNT | AMOUNT |
|------|--------|---------|------------|-----------|---------|---------|----------|
| 3140 | 505506 | 5561 | SANE 2012 | MS GRANT | 2012 | 71299 | \$38,930 |
| 3140 | 505506 | 5561 | SANE3 2012 | STA GRANT | 2012 | 71217 | \$24,150 |

The funds budgeted in SANE 2012 are for the purpose of paying contractual nurses for on-call duty and for reimbursement for liability insurance. The funds budgeted in SANE3 2012 are for payment of nurses for forensic examinations. These funds come from the state's Crime Victims Compensation Board.

Council authorization to execute the Professional Services Agreement with Victoria Nash is hereby requested.


Irene Gooding, Director

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

HORSE CAPITAL OF THE WORLD



10

244-12

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: FEBRUARY 29, 2012

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 4 TO CONTRACT WITH WOODALL CONSTRUCTION COMPANY FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT

On January 13, 2011 (Resolution No. 10-2011), Council approved award of Bid # 179-2010 to Woodall Construction Company, Inc., in the amount of \$3,569,321.10 for construction of Clays Mill Road Improvement Project Section 2A.

On July 12, 2011 (Resolution No. 309-2011), Council approved Change Order # 1 in the amount of \$41,964.42.

On November 17, 2011 (Resolution No. 530-2011), Council approved Change Order # 2 in the amount of \$23,405.43.

Division of Engineering has negotiated Change Order No. 3 in the amount of \$21,193.62. This change order has received first reading by Council.

Division of Engineering has negotiated Change Order No. 4 in the amount of \$18,487.72 for reinforced concrete pipe, reinforced elliptical pipe, curb box inlet modifications, junction box, and black vinyl fence to replace chain link fence. New total cost is \$3,674,372.29. ✓

Construction of this project is fully funded with SLX (Surface Transportation Lexington) federal dollars. Match for this project is provided by Kentucky Transportation Cabinet toll credits. Funds are budgeted as follows:

| FUND | DEPT ID | SECT | ACCT | PROJECT | ACTIVITY | BUD REF |
|------|---------|------|-------|----------------|-----------|---------|
| 3160 | 303202 | 3251 | 91715 | CLY ML RD 2005 | FED GRANT | 2005 |

Council authorization to execute Change Order No. 4 with Woodall Construction Company, Inc., is hereby requested.


Irene Gooding, Director

Xc: Richard Moloney, Chief Administrative Officer

HORSE CAPITAL OF THE WORLD

| |
|---|
| Date: February 5, 2012 |
| Project: Clays Mill Road Improvement Section 2A |

1332 Cahill Drive
Lexington, KY 40504-1164

Change Order No: (4)

You are hereby requested to comply with the following changes from the contract plans and specification;

| Item No. | ADD / DEL | Description of changes | Units | Quantity | Unit Price | Decrease in contract price | Increase in contract price |
|----------|-----------|-------------------------------|-------|----------|-------------|----------------------------|----------------------------|
| 39 | add | 18" RCP | LF | 128.00 | \$ 40.99 | \$ - | \$ 5,246.72 |
| 102 | add | RCP Elliptical 18" Equivalent | LF | 45 | \$ 75.00 | \$ - | \$ 3,375.00 |
| 103 | add | Rework Inverts @ Sta. 64+25 | LS | 1 | \$ 2,940.00 | \$ - | \$ 2,940.00 |
| 104 | add | Junction Box with Manhole Lid | LS | 1 | \$ 2,750.00 | \$ - | \$ 2,750.00 |
| 105 | add | Install Black Vinyl Fencing | LF | 100 | \$ 33.00 | \$ - | \$ 3,300.00 |
| 106 | add | Remove Chain Link Fence | LF | 73 | \$ 12.00 | \$ - | \$ 876.00 |
| | | | | | | \$ - | \$ - |

| | | |
|--|--------------------------------------|-----------|
| Total decrease | \$ | - |
| Total increase | \$ | 18,487.72 |
| Net (increase) in contract price | \$ | 18,487.72 |
| Current Contract Amount = \$3,655,884.57 | New Contract Amount = \$3,674,372.29 | |

| | | | | | |
|----------------|--------------------|-------------------|-------------------|------|-----------------|
| Recommended by | <u>Neil Roper</u> | <u>RA 2/28/12</u> | (Proj. Engr.) | Date | <u>2/8/12</u> |
| Accepted by | <u>[Signature]</u> | | (Contractor) | Date | <u>2-7-2012</u> |
| Approved by | <u>[Signature]</u> | | (Urban Co. Engr.) | Date | <u>2/28/12</u> |
| Approved by | <u>[Signature]</u> | | (Commissioner) | Date | <u>2-29-12</u> |
| Approved by | <u>[Signature]</u> | | (Mayor or CAO) | Date | <u>2-29-12</u> |

CONTRACT HISTORY FORM

CO #4

Project Name Clays Mill Road Project Section 2A

Contractor: Woodall Construction Company Inc.

Contract Number and Date: 3-2011 January 13, 2011

Responsible LFUCG Division: Engineering

CONTRACT AND CHANGE ORDER DETAILS

A. Original Contract Amount: \$ 3,569,321.10
Next Lowest Bid Amount: \$3,692,976.85

B. Amount of Selected Alternate or Phase: \$ _____

C. Cumulative Amount of All Previous Alternates or Phases: \$ 3,569,321.10

D. Amended Contract Amount: \$ 3,569,321.10

E. Cumulative Amount of All Previous Change Orders: \$ 86,563.47 2.4%
(Line E / Line D)

F. Amount of This Change Order: \$ 18,487.72 0.5%
(Line F / Line D)

G. Total Contract Amount: \$ 3,674,372.29

SIGNATURES

Project Manager: Keith Lora

Reviewed by: Robert Bayat

Division Director: Mike King

Date: 2/15/12Date: 2/28/12Date: 2/28/12



LEXINGTON DIVISION OF POLICE

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

13
252-12

TO: Mayor Jim Gray
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: March 1, 2012

RE: Memorandum of Understanding – Knoxville Police Department

Please find attached Memorandum of Understanding (MOU) with the Knoxville Police Department.

The attached MOU allows officers from the Knoxville Police Department and the Lexington Division of Police to participate in interagency ride-alongs, observe, learn from and exchange ideas with each other. There will be no budgetary impact.

We are requesting council approval to authorize Mayor Gray to sign the attached MOU. Upon approval and signing, please forward the MOU to the Chief's Office to acquire additional signatures.

A handwritten signature in cursive script, appearing to read "R. Bastin".

Ronnie Bastin
Chief of Police

RB/rmh

Attachment

cc: Clay Mason, Commissioner of Public Safety

252-12

MEMORANDUM OF UNDERSTANDING
BETWEEN THE KNOXVILLE POLICE DEPARTMENT AND
LEXINGTON (KENTUCKY) DIVISION OF POLICE

This Memorandum of Understanding, by and between the KNOXVILLE POLICE DEPARTMENT (hereinafter called "KPD") and the LEXINGTON (KENTUCKY) DIVISION OF POLICE (hereinafter called "LDP").

WITNESSETH:

WHEREAS, KPD and LDP recognize the benefits of allow their members to observe, learn from, and exchange ideas from each other through ride-alongs with the other agency; and

WHEREAS, the agencies wish to formalize a program allowing for such interagency ride-alongs.

NOW, THEREFORE, in order to carry out the intent of the parties, KPD and LDP enter into this Memorandum of Understanding and agree that:

1. Each agency will bear the cost of the program for its respective officers, including but not limited to transportation to and from other jurisdiction, accommodations, and per diem.
2. Members of each agency participating in the program will be under the direct supervision of the appropriate command staff of the agency member they are assigned to ride along with. If issues with regard to inappropriate behavior (defined as behavior detrimental to the operation of the program or the agency, behavior which inhibits enforcement of laws or administration of justice or behavior which otherwise reflects poorly on either agency) arise, the participating member will be sent back to his or her home agency and the member's agency will address any discipline issue according to their policies and procedures.
3. KPD and LDP members will be subject to their agency's respective general orders and directives while participating in the program and will abide by the host agency's directives during the ride-along assignments.

4. KPD and LDP members will testify in court if needed as a result of activity that occurred during the member's ride-along. Every effort will be made by each agency not to involve the ride-along in prosecution of a case. Each agency will bear the expense for their members who must testify in court resulting from their ride-along.
5. Subject to any statutory limits, KPD and LDP agree to assume liability for the death, injury or disability of their respective members with the exception of injury or death proximately resulting from any negligence or intentional misconduct on the part of the host agency. No party hereto shall settle any claim for liability where another party hereto has the obligation to indemnify without the consent of the indemnifying party.
6. KPD general order 1.35, section III. and LDP special order _____ are incorporated as part of this Memorandum of Understanding.

LEXINGTON FAYETTE URBAN
COUNTY:

MAYOR


CHIEF OF POLICE

CITY OF KNOXVILLE:

Madeline Rogero, MAYOR

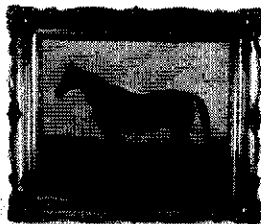
DATE: _____

APPROVED AS TO FORM:

Charles Swanson
LAW DIRECTOR

KNOXVILLE POLICE DEPT.

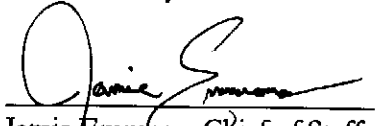
David B. Rausch
CHIEF OF POLICE



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Jim Gray, Mayor
Urban County Council Members

From: 
Jamie Emmons, Chief of Staff

Re: Donation of funds for the Sweet 16

Date: March 3, 2012

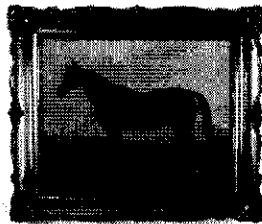
This is a request for Council approval of a donation in the amount of \$2,500.00 from the Lexington Convention & Visitors Bureau for the Sweet 16 Basketball Tournament being held in Lexington March 14-17, 2012.

Please contact Lori Houlihan at X-3123 if there are any questions.

FOLLOW MAYOR GRAY:

www.facebook.com/MayorJimGray

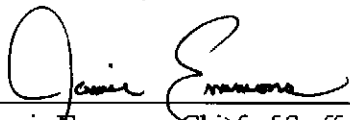
www.twitter.com/JimGrayLexKY



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Jim Gray, Mayor
Urban County Council Members

From: 
Jamie Emmons, Chief of Staff

Re: Donation of funds for the Sweet 16

Date: March 3, 2012

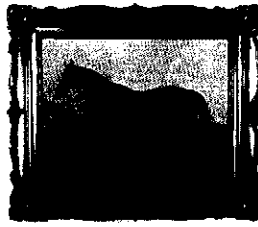
This is a request for Council approval of a donation in the amount of \$2,000.00 from the Kentucky High School Athletic Association for the Sweet 16 Basketball Tournament being held in Lexington March 14-17, 2012.

Please contact Lori Houlihan at X-3123 if there are any questions.

FOLLOW MAYOR GRAY:

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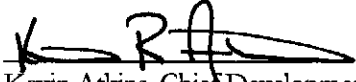
www.twitter.com/JimGrayLexKY



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Urban County Council

From: 
Kevin Atkins, Chief Development Officer

Date: March 2, 2012

Re: Approve agreement with A&W Restaurants, Inc. to participate in the Kentucky Business Investment Program

The Kentucky Economic Development Finance Authority has given A Great American Brand, LLC; dba A&W Restaurants, Inc. preliminary approval to participate in the Kentucky Business Investment (KBI) Program. The KBI Program requests that the state and local government enter into a 10-year agreement with the approved company under which the business can recover up to 100% of its start-up costs and 50% of the annual rent costs through Kentucky corporate income tax credits and a wage assessment fee of up to 4%.

A&W Restaurants, Inc. decision to remain and grow in our community and expand its operations in Lexington will create wealth and provide additional job opportunities for citizens. The company plans to create 30 new jobs with an average wage of approximately \$72,800.00 per year plus benefits. A&W Restaurants, Inc. plans to invest nearly \$2,000,000.00 in equipment, building improvements, start-up costs and lease costs for a 10-year period.

It is recommended by Gina Greathouse, with Commerce Lexington for LFUCG to approve the 10-year local 1% wage assessment through KBI. There is no budgetary impact on LFUCG.

FOLLOW MAYOR GRAY:

www.facebook.com/MayorJimGray

www.twitter.com/JimGrayLexKY

Economic Impact Statement for the Bluegrass Alliance Region

Created at

Research sponsored by



December 2, 2011

contact: Paul Coomes (502.852.4841) or Barry Kornstein (502.852.4866), University of Louisville

paul.coomes@louisville.edu bjkorn01@louisville.edu

Project Name: **A & W Restaurants, Inc.**Major product or service: **Restaurant Headquarters**Proposed Site: **Fayette County, KY****Fayette County****Direct Impact****Estimated Annual Net New Impact**

| | |
|--|-------------|
| Jobs (full-time equivalents) | 30 |
| Average annual earnings per job (assumed) | \$72,800 |
| Total payroll, excluding benefits | \$2,184,000 |
| Average value of merchants inventory | \$0 |
| Average value of goods in storage, public warehouses | \$0 |
| New taxable real estate (buildings, improvements, enhanced land value) | \$0 |
| New manufacturing machinery | \$0 |
| New taxable tangible property (non-mfg equipment) | \$300,000 |
| New motor vehicles | \$0 |
| City/County occupational tax revenues | \$49,140 |
| City/County property tax revenues | \$190 |
| County Public School System occupational tax revenues | \$6,552 |
| County Public School System property tax revenues | \$542 |
| Kentucky State property tax revenues | \$450 |

Local Economic Multipliers for this Project**Indirect Effects (intra-industry spending)****Induced Effects (household spending)**

| | | | |
|--------------|------|--------------|------|
| Employment | 1.45 | Employment | 1.35 |
| Compensation | 1.17 | Compensation | 1.15 |

Total Effects (Indirect + Induced)

| | |
|--------------|------|
| Employment | 1.97 |
| Compensation | 1.34 |

Indirect (Intra-Industry) Employment and Payroll Impacts

| Jobs in 8 County Bluegrass Alliance Region | | 14 | |
|--|-----------|----------------------|----------|
| Bourbon County, KY | 0 | Jessamine County, KY | 1 |
| Clark County, KY | 1 | Madison County, KY | 1 |
| Fayette County, KY | 9 | Scott County, KY | 1 |
| Franklin County, KY | 1 | Woodford County, KY | 0 |
| Payroll in 8 County Bluegrass Alliance Region | | \$370,734 | |
| Bourbon County, KY | \$6,661 | Jessamine County, KY | \$13,393 |
| Clark County, KY | \$14,239 | Madison County, KY | \$15,966 |
| Fayette County, KY | \$253,649 | Scott County, KY | \$43,570 |
| Franklin County, KY | \$12,539 | Woodford County, KY | \$10,717 |

Induced (Household) Employment and Payroll Impacts

| Jobs in 8 County Bluegrass Alliance Region | | 15 | |
|--|-----------|----------------------|----------|
| Bourbon County, KY | 0 | Jessamine County, KY | 1 |
| Clark County, KY | 1 | Madison County, KY | 1 |
| Fayette County, KY | 11 | Scott County, KY | 1 |
| Franklin County, KY | 0 | Woodford County, KY | 1 |
| Payroll in 8 County Bluegrass Alliance Region | | \$378,096 | |
| Bourbon County, KY | \$8,354 | Jessamine County, KY | \$23,706 |
| Clark County, KY | \$13,911 | Madison County, KY | \$19,322 |
| Fayette County, KY | \$280,393 | Scott County, KY | \$13,821 |
| Franklin County, KY | \$6,070 | Woodford County, KY | \$12,520 |

| Total (Direct + Indirect + Induced) Employment and Payroll Impacts | | | |
|---|-------------|----------------------|----------|
| Jobs in 8 County Bluegrass Alliance Region | | 59 | |
| Bourbon County, KY | 1 | Jessamine County, KY | 2 |
| Clark County, KY | 1 | Madison County, KY | 2 |
| Fayette County, KY | 50 | Scott County, KY | 2 |
| Franklin County, KY | 1 | Woodford County, KY | 1 |
| Payroll in 8 County Bluegrass Alliance Region | | \$2,932,830 | |
| Bourbon County, KY | \$15,015 | Jessamine County, KY | \$37,099 |
| Clark County, KY | \$28,150 | Madison County, KY | \$35,288 |
| Fayette County, KY | \$2,718,042 | Scott County, KY | \$57,391 |
| Franklin County, KY | \$18,609 | Woodford County, KY | \$23,237 |

City/County Occupational Tax Revenues

| | | | |
|---------------------|----------|----------------------|-------|
| Bourbon County, KY | \$289 | Jessamine County, KY | \$793 |
| Clark County, KY | \$789 | Madison County, KY | \$975 |
| Fayette County, KY | \$61,156 | Scott County, KY | \$969 |
| Franklin County, KY | \$390 | Woodford County, KY | \$546 |

County Public School System Occupational Tax Revenues

| | | | |
|--------------------|---------|------------------|-------|
| Fayette County, KY | \$8,154 | Scott County, KY | \$287 |
|--------------------|---------|------------------|-------|

Kentucky State Tax Revenues

| | |
|---|-----------|
| Kentucky State Individual Income Tax Revenues | \$114,322 |
| Kentucky State Sales Tax Revenues | \$113,163 |

Summary of Tax Revenues

| | |
|------------------------------|-----------|
| City/County Governments | \$66,098 |
| County Public School Systems | \$8,983 |
| Kentucky State Government | \$227,935 |

Additional tax revenues and other collections are likely, but are not as easy to measure. These include the County-wide net profits tax, the County-wide insurance premium tax, Kentucky corporate income and license taxes, Kentucky motor vehicle usage and gasoline taxes.

No attempt is made to estimate any public costs associated with the the proposed economic development.

Calculations assume property listed is "new". The average annual taxable value of tangible personal property is assumed to be 1/3 of the purchase price.

Estimated impacts do not take account of, and are not reduced by, any tax incentives for the direct or indirect jobs added.



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Urban County Council

From: *Shauntae M. Hall*
Shauntae M. Hall, Program Specialist

Date: March 5, 2012

Re: Historic Preservation Commission

I respectfully request the Council approve an amendment to Section 13-4 of the Zoning Ordinance to substitute the Bluegrass Conservancy for the Board of the Land and Nature Trust of the Bluegrass, an entity which no longer exists.

There is not a budgetary impact with this request.

FOLLOW MAYOR GRAY:

www.facebook.com/MayorJimGray

www.twitter.com/JimGrayLexKY

Neighborhood Development Funds
March 13, 2012
Work Session

| Amount | Recipient | Purpose |
|------------------|--|-------------------------------|
| \$ 650.00 | YMCA of Central Kentucky 239 E. High Street Lexington, KY 40507 Elissa Roycraft | Funding for mentoring program |
| \$ 300.00 | Glendover Neighborhood Association 304 Albany Road Lexington, KY 40503 Tony Hicks | Funding for membership drive |

ENVIRONMENTAL QUALITY COMMITTEE

February 28, 2012

Summary

Chair Blues called the meeting to order at 1:0 PM. All members were present except Myers. Kay was also present.

1. Empower Lexington

Susan Bush presented the Empower Lexington project. She explained that Empower Lexington is a plan to make Lexington more energy efficient.

Bush stated that in 2009 Council authorized LFUCG to participate in the voluntary Cities for Climate Protection Program. Under the Program communities agreed to develop local plan to lower energy use and emissions.

Bush stated that this is a voluntary plan and it contains no mandates or restrictions. It sets a target to reduce community energy consumption use by 1% annually.

Bush stated that the Plan identifies opportunities for reducing energy use, it is designed to be flexible and developed through a consensus process.

The Plan contains 27 recommendations (see attached).

Bush stated that the planning effort started in 2009 and received substantial public input.

Bush stated that they would like come back later this spring to Council with a resolution supporting the plan.

Once adopted progress will be reviewed every 2 years and LFUCG will quantify community wide energy use and emissions every 5 years.

Councilmember asked about the next step. In response Bush stated that they will identify parties that will be responsible for implementing components of the plan.

Councilmember Henson stated that education was the key.

Councilmember Lane asked about Kentucky electricity usage and suggested that usage was high because of the low cost.

Councilmember Kay asked about the 5 year energy consumption and emissions output every 5 years. He suggested that that may need to be done on a shorter time period. In response Tom Webb stated that it was very labor intensive and it was a matter of available resources.

Councilmember Blues asked about mandatory recycling.

Vice Mayor Gorton asked about the resolution. In response Bush stated that they would like to come back later this spring for formal adoption.

2. Public Comment

Edward Kuske spoke about the water quality fee structure.

3. Public Comment

The meeting was adjourned at 12:15 PM.

PAS 2.29.12

Empower Lexington Recommendations

RESIDENTIAL SECTOR RECOMMENDATIONS

Goal– To provide residents with the resources and knowledge needed so they can live more sustainably, save energy and save money.

- 1: Increase public awareness of and demand for energy efficiency services and improvements
- 2: Develop and promote systematic and professional “whole house” retrofit awareness and infrastructure.
- 3: Develop and promote diverse retrofit finance approaches –applicable to the full range of housing types and ownership structures across Lexington.

INDUSTRIAL/COMMERCIAL/INSTITUTIONAL SECTOR RECOMMENDATIONS

Goal– To promote energy efficiency and provide businesses and organizations with the knowledge and tools needed to save energy and money.

- 1: Develop Aggressive Marketing Effort
- 2: Develop Educational Energy Conservation Programs
- 3: Distribute Tools to Benchmark Energy Usage
- 4: Promote Energy Efficient & Sustainable Building Designs
- 5: Incentivize Energy Improvement for Local Business
- 6: Expedited Local Approval Processes
- 7: Review Zoning Requirements

LAND USE, FOOD, AND AGRICULTURE SECTOR RECOMMENDATIONS

Goal– To preserve and enhance land and Bluegrass soils.

- 1: Preserve land with vegetative cover, in rural and urban areas, and promote the preservation and expansion of greenspace within Fayette County.
- 2: Continue to expand farmland protection programs and explore innovative land preservation and conservation concepts with focus on protection of the unique and precious bluegrass soils.
- 3: Promote best management practices for agricultural, residential, and commercial areas that maintain vegetation that sequesters carbon dioxide, preserves soil, and reduces surface water runoff.
- 4: Support activities that continue the economic viability of agricultural uses of land in the Bluegrass region.
- 5: Promote programs in the schools and in the community to raise awareness of the importance of food choices and how the production of foods can have far-reaching impacts on human health, the environment, and the communities where the foods are produced

TRANSPORTATION SECTOR RECOMMENDATIONS

Goal– To provide an efficient, interconnected transportation system that improves quality of life saves Fayette County citizens time and money, and moves people and goods with less energy.

- 1: Develop Bike/Pedestrian Programs and Infrastructure Based on the Bicycle and Pedestrian Master Plan
- 2: Increase Transit Service and Coverage
- 3: Promote Ridesharing- Regional Carpool/Vanpool/School Pool and commute Trip Reduction Marketing.
- 4: Develop an Eco-driving Program
- 5: Pursue Energy Efficient Highway Infrastructure and Congestion Relief Strategies
- 6: Encourage Low Carbon/Alternative Fuels and Infrastructure
- 7: Promote Energy Efficient Vehicles by Replacing, Retrofitting, Repowering, and/or Right-sizing
- 8: Pursue Smart Streetlights; Remove Streetlights; Reduce Hours of Operation

WASTE SECTOR RECOMMENDATIONS

Goal- “Lexington should pursue a zero waste vision.”

- 1 Develop a comprehensive program to promote beneficial use of organic waste material.
- 2 Increase diversion of materials from landfills
- 3 Energy from Waste- Use waste materials to generate energy
- 4 Periodically investigate (and pursue if warranted) landfill mining.

Fraternal Order of Police Bluegrass Lodge #4

State of the Division of Police

Det. Mike Sweeney, President of Bluegrass Lodge #4

Det. Robert Sarraonio, Vice- President of Bluegrass Lodge #4

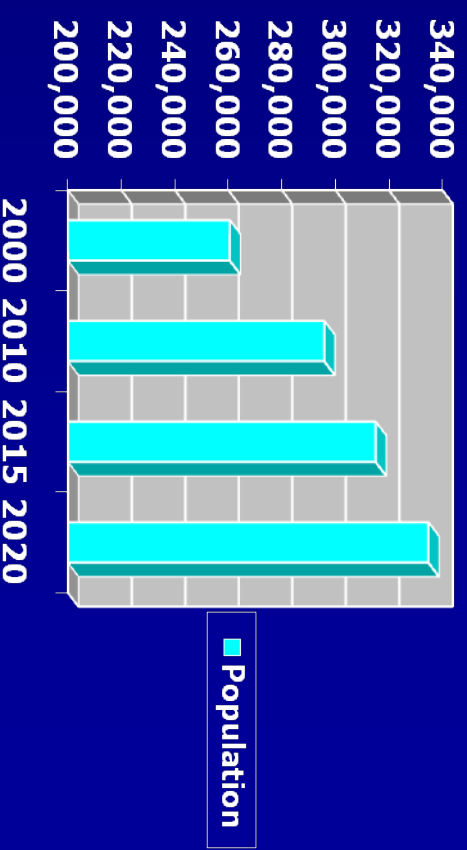


What's Your Priority?

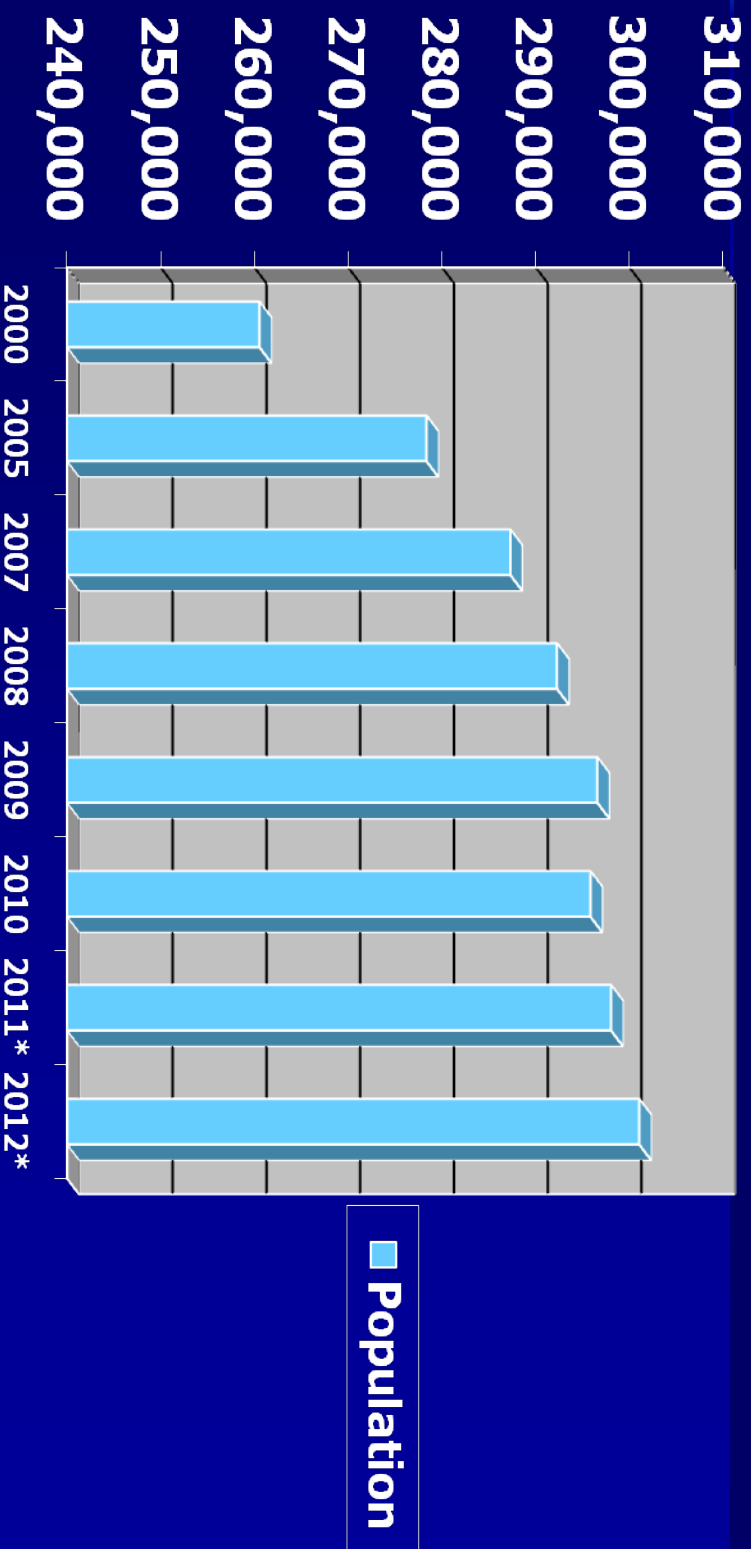
- Population of Lexington continues to rise
- Number of sworn officers has declined
- LFUCG has failed to even keep up with attrition
- Crime rate (reported crime) has risen dramatically and will continue to do so

Steady Population Growth

- From 2000 to 2010 the population of Lexington grew from 260,512 to 295,803.
- This represents an increase of 13.5%
- The population of Lexington is expected to grow to over 315,000 by 2015
- The population of Lexington is expected to grow to over 334,000 by 2020
- If current projections hold, Lexington's population will have grown by over 28% in two decades



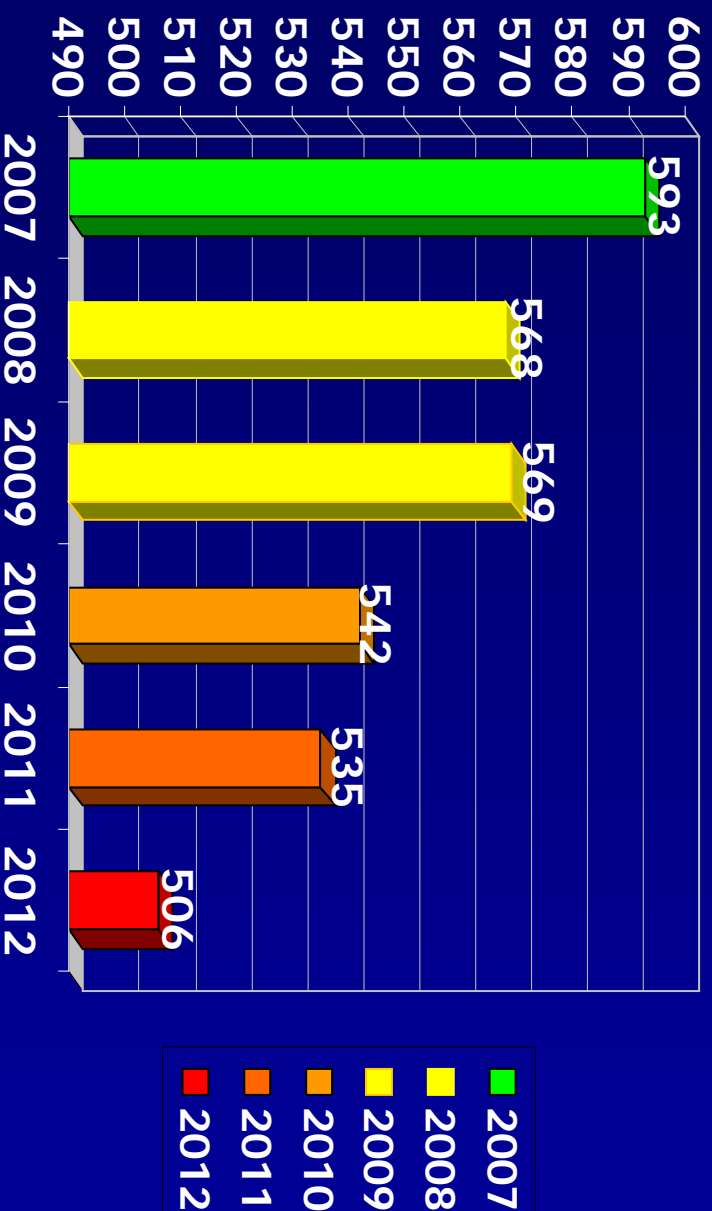
Population growth: A Closer Look



| 2000 | 2005 | 2007 | 2008 | 2009 | 2010 | 2011* | 2012* |
|---------|---------|---------|---------|---------|---------|---------|---------|
| 260,512 | 278,313 | 287,263 | 292,240 | 296,545 | 295,803 | 298,000 | 301,000 |

* Estimated Growth

A Force in Decline: 2007- 2012



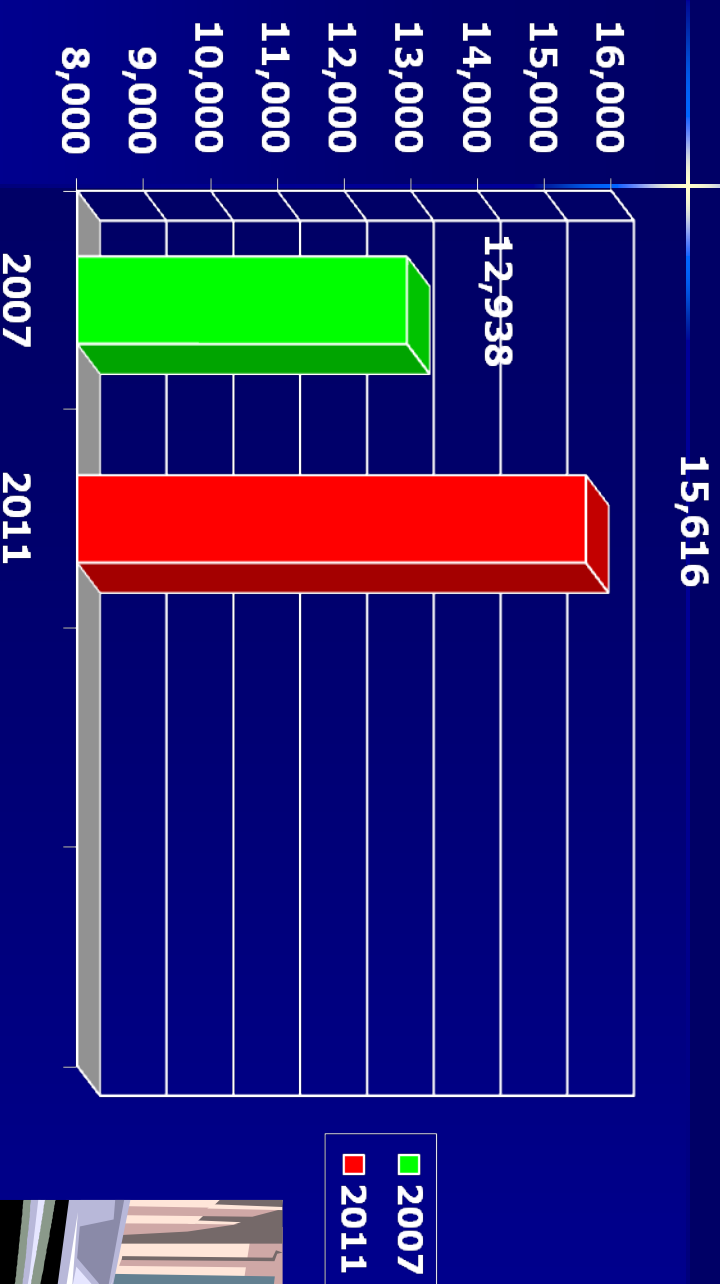
Number of Sworn Officers 2007- 2012

Crime rate is on the rise

- In 2007 the numbers of reported crimes fell to the lowest level ever reported in the history of the merged government.
- There were 12,938 Part 1 crimes reported to the Division of Police that year.
- Crime has steadily risen every year since.



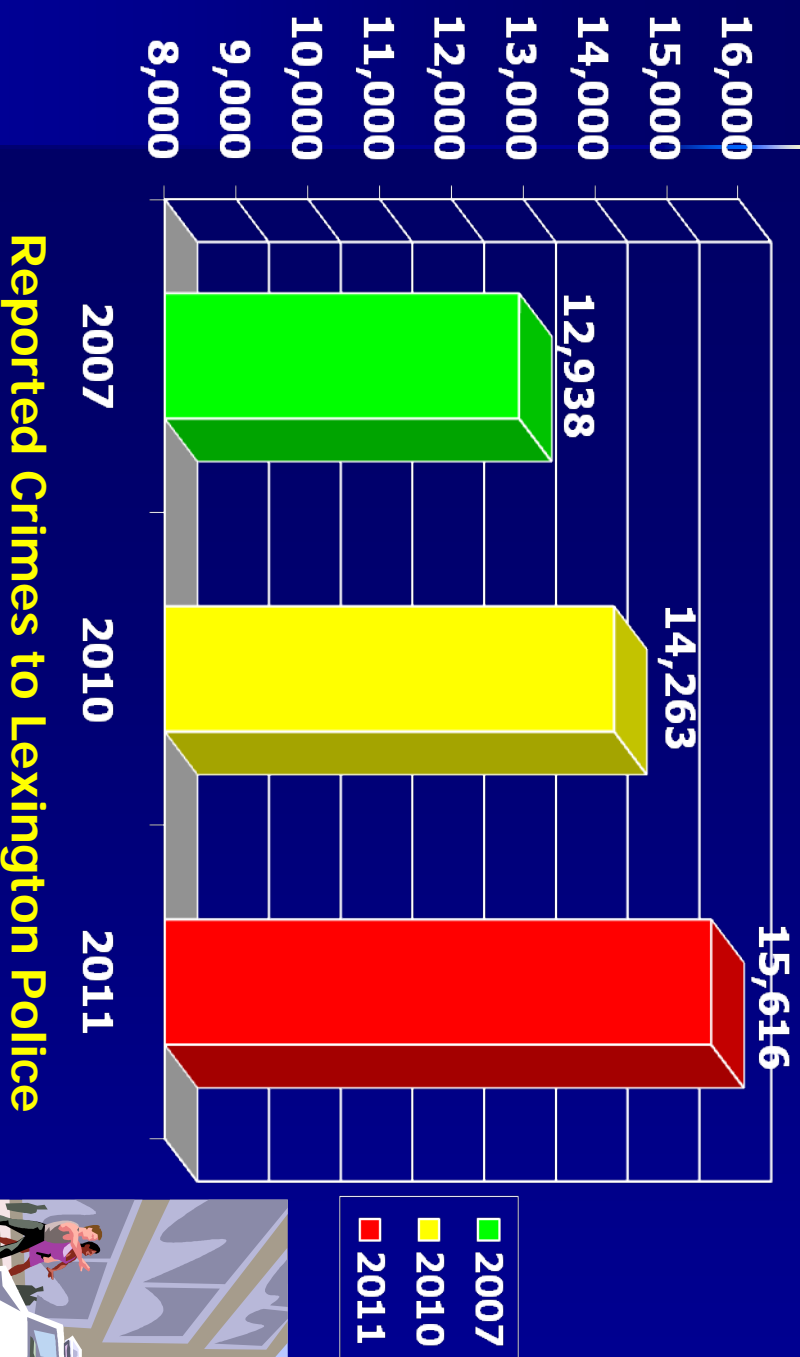
20.7% Increase in Reported Crime 2007 - 2011



Reported Crimes to Lexington Police
2007 - 2011



9.5% Increase in Crime in a Single Year 2010- 2011



Reported Crimes to Lexington Police



2012: More of the same?

Jan. 2011: 1,115 Reported offenses

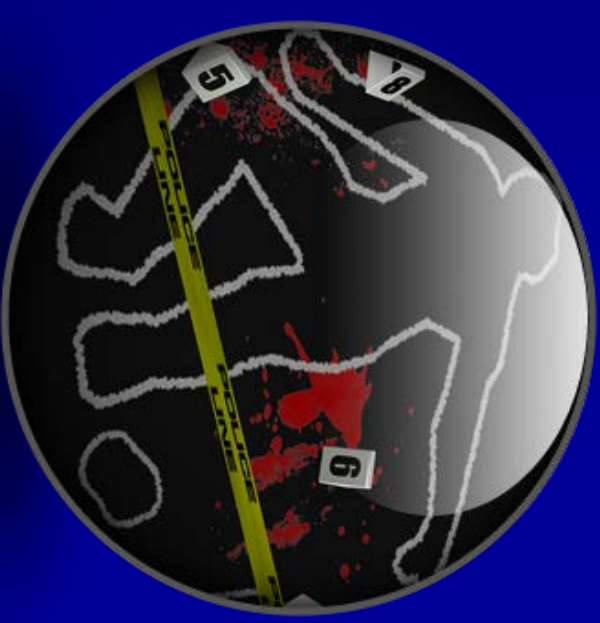
Jan. 2012: 1,256 Reported offenses

12.65% increase

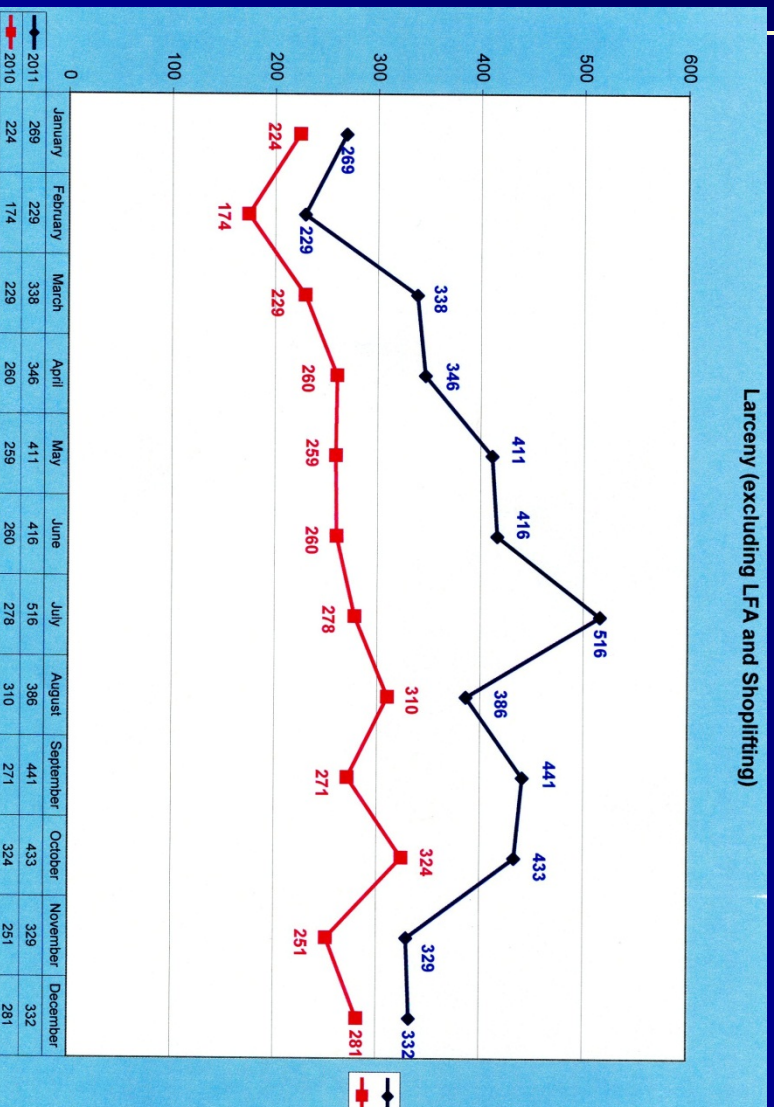
Feb. 2011: 976 Reported offenses

Feb. 2012: 1,055 Reported offenses

8.09% increase



Troubling developments



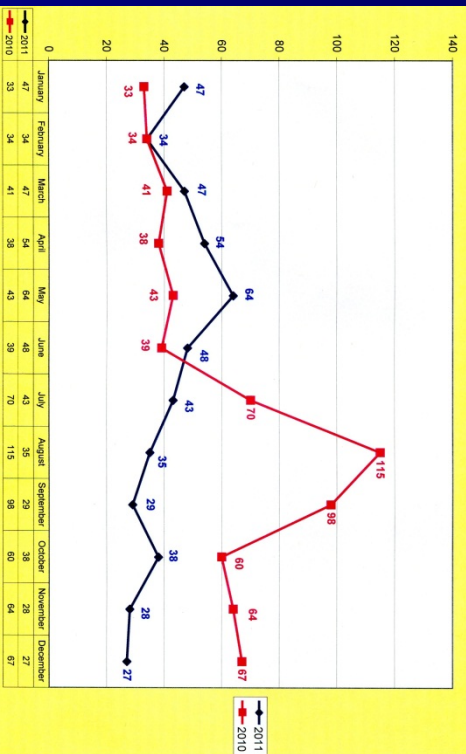
Overall Increase in Reported Larcenies
2010- 2011



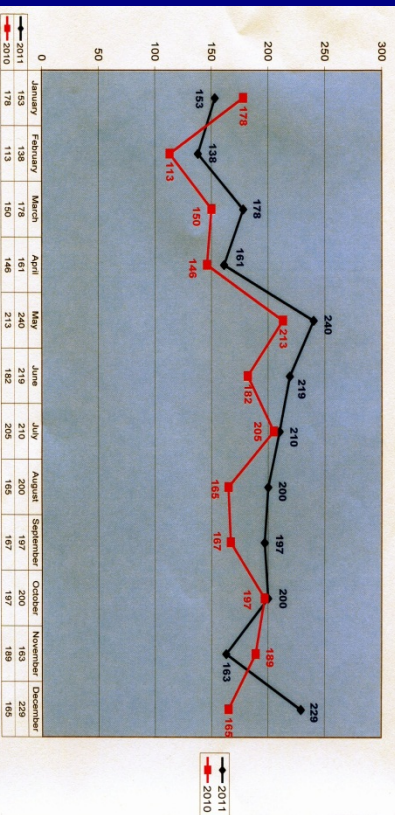
BURGLARIES

Lower in one area, higher in another more serious area...

COMMERCIAL BURGLARY



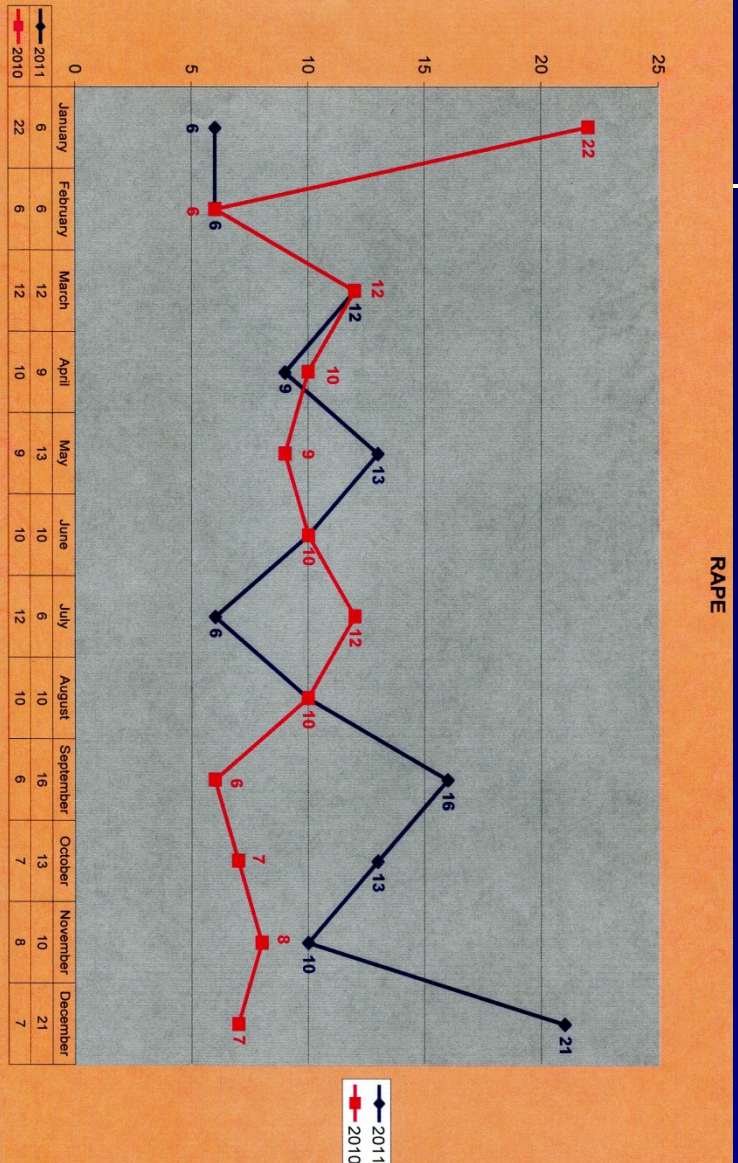
RESIDENTIAL BURGLARY



Commercial Burglaries are
down...

but Residential Burglaries
are up.

Not just property crimes...

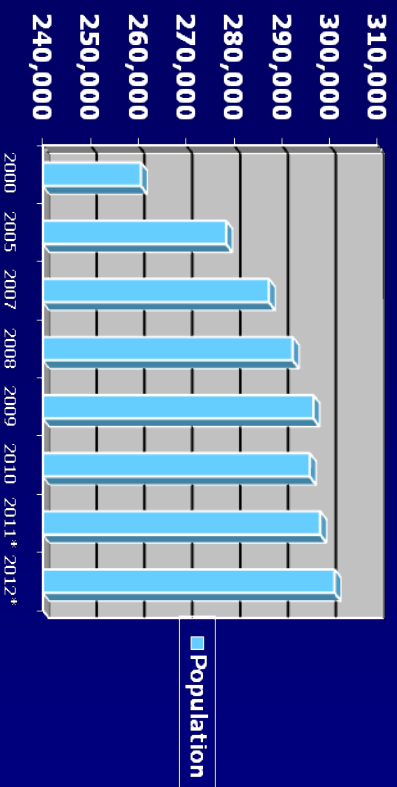


Increase in reported Rapes 2010- 2011.

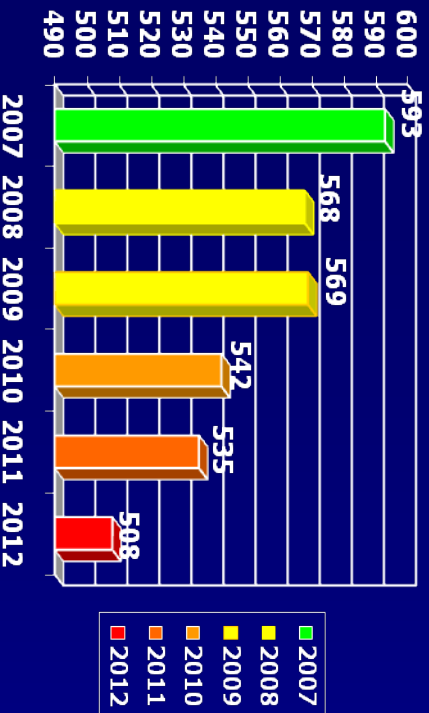


An easily foreseen series of events...

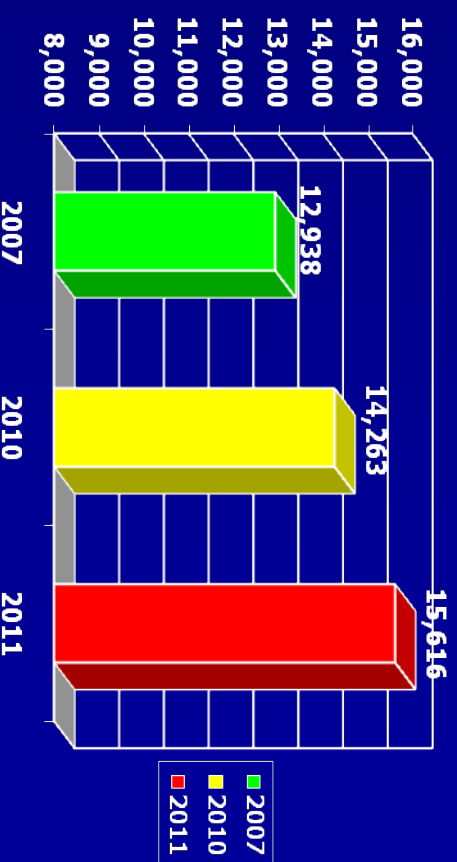
1. Population Grows...



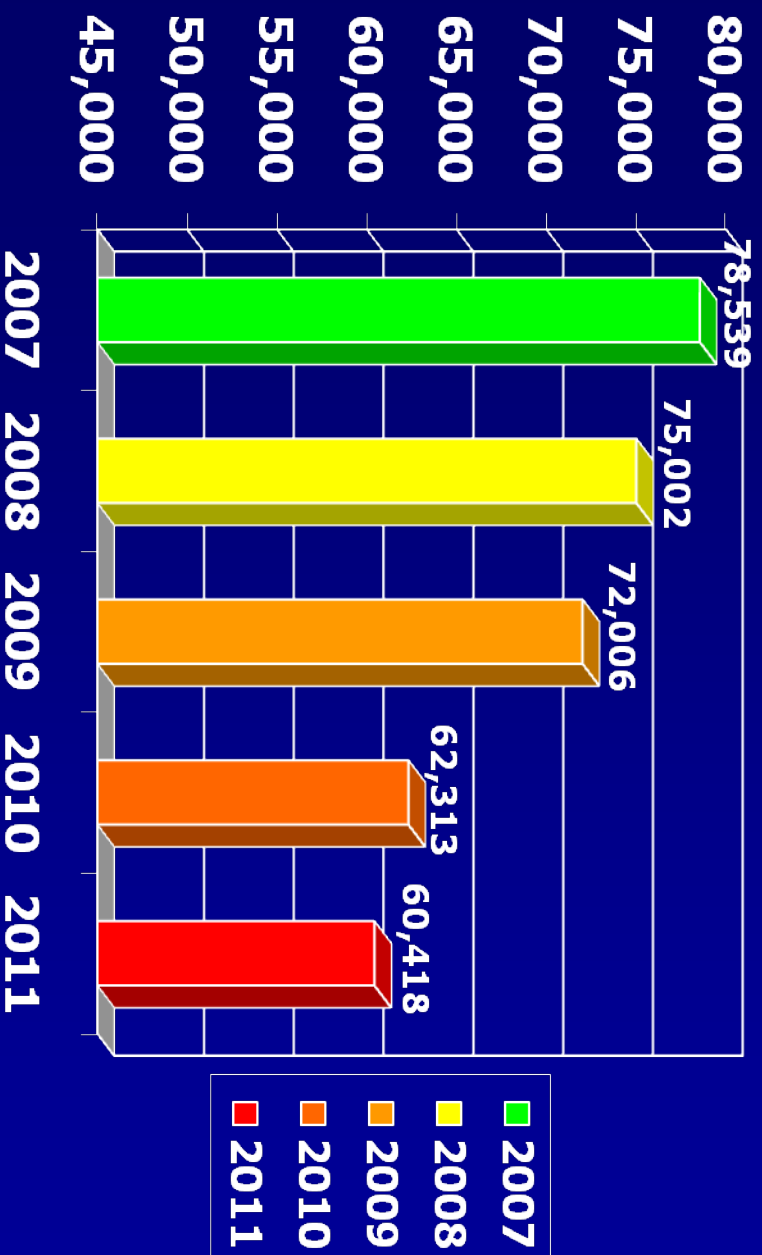
2. Number of Officers Declines...



3. Crime Rate Goes Up



Not just about crime



Number of traffic citations issued 2007 - 2011

Traffic Court cases down

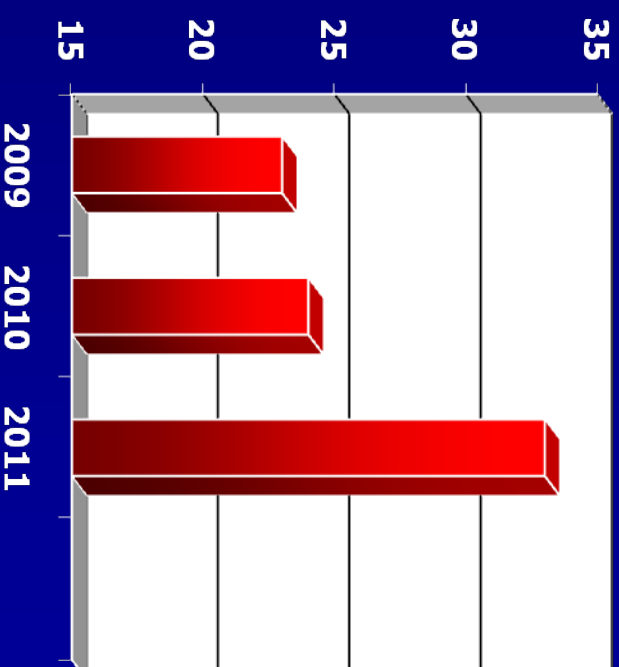
- Lexington Herald- Leader of 01/01/2012: "Lexington Police are Writing Fewer Tickets."
- 46,206 Traffic Cases in FY 2007
- 37,740 Traffic Cases in FY 2011
- \$241,883 lost in fines
- \$962,562 lost in court costs



FATAL COLLISIONS

- 2009: 23 Fatalities
- 2010: 24 Fatalities
- 2011: 33 Fatalities

- **37.5%** increase in traffic fatalities in a single year

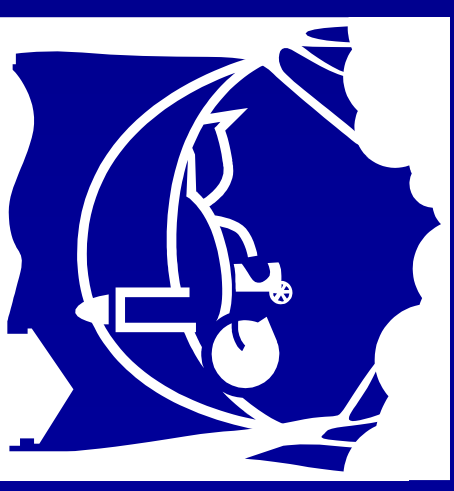


■ Fatalities

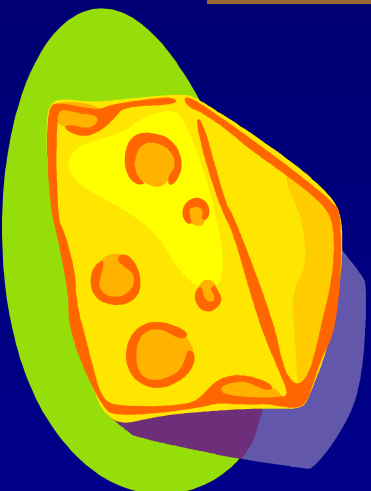
It can always get worse...

67 of Lexington's 506 sworn officers have at least 20 years of service with LFUCG and can retire at any time. 56 additional officers have at least 16 years of service with LFUCG and can purchase "ghost time" which will make them eligible to retire at any time.

Total: 123 officers eligible to leave TODAY.



A few words about Wisconsin...



Everybody loves Madison...

1997: Commerce Lexington Trip

2006: Lexington - Herald Leader series by Jamie Gumbrecht

2009: Commerce Lexington returned, Tom Eblen Editorial of 05/15/2009

2012: HL editorial of 02/21/2012 about new UK dorms

2012: Public Safety Commissioner Mason



The Same? Different.

Madison, WI

- Population: 233,209 +
- 443 officers (1.89 Officers per 1,000 residents)
- 4 violent offenses per 1,000 residents
- Area: 87.4 square miles (5.23 Officers/ mile)

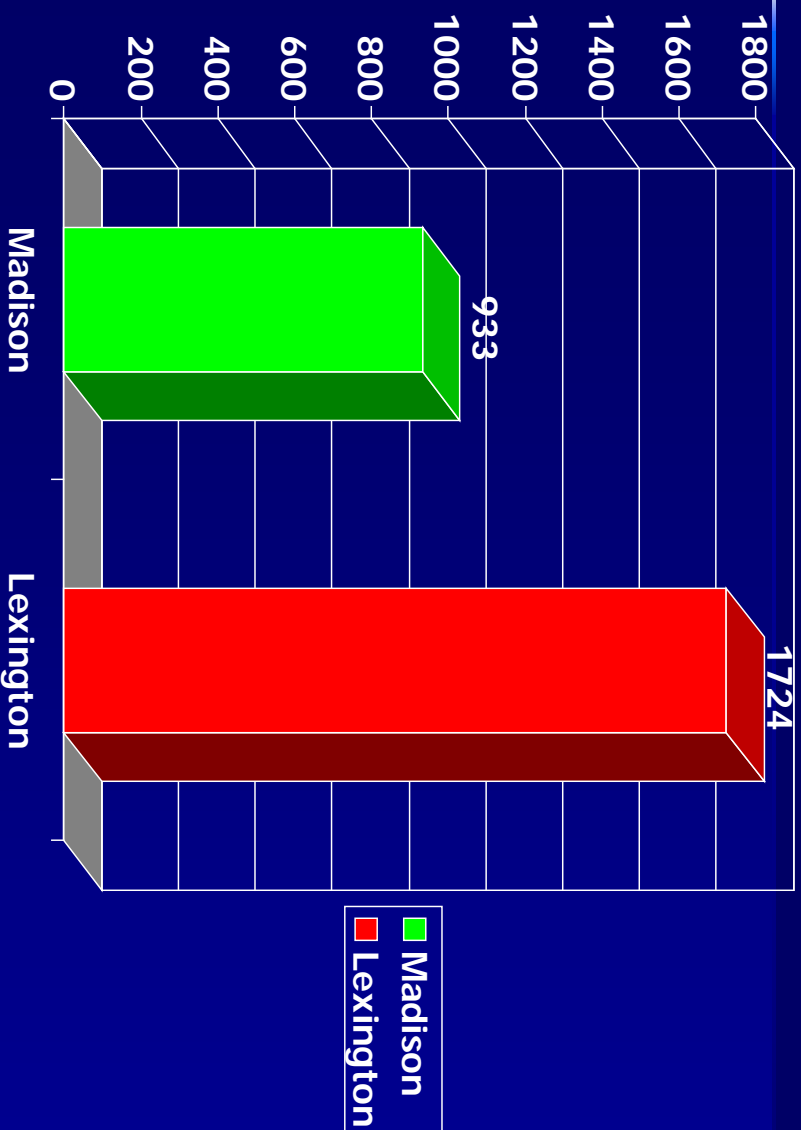


Lexington, KY

- Population: 295,803 +
- 506 officers (1.71 Officers per 1,000 residents)
- 5.8 violent offenses per 1,000 residents
- Area: 285.5 square miles (1.88 Officers/ mile)



Apples and Oranges



Incidents of
Violent Crime
reported to
UCR in 2010.



The difference is in the numbers...

Madison, WI

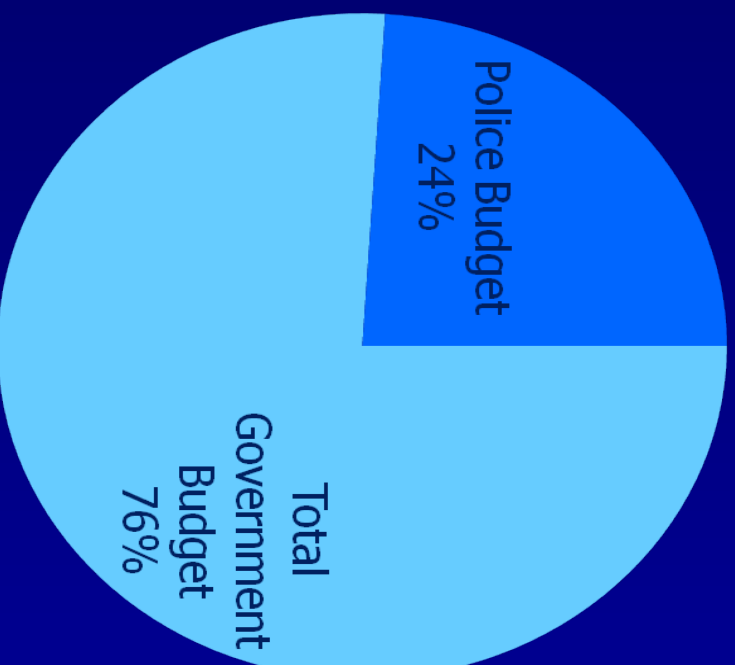
- 2011 Net Budget-\$60,545,621
- \$2,221,033 budgeted for overtime pay
- Starting Salary: \$43,714

Lexington, KY

- 2011 Net Budget-\$59,566,470
- \$1,599,170 budgeted for overtime pay
- Starting Salary: \$36,711

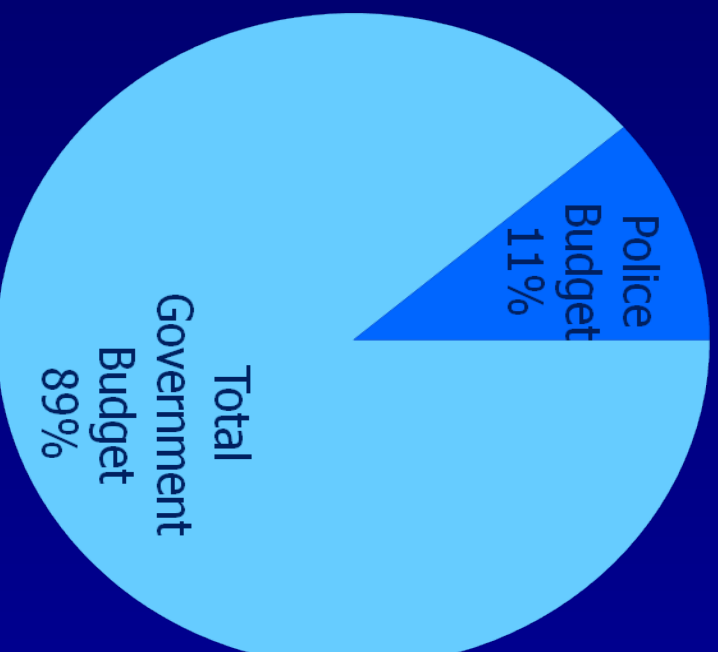
Madison Budgeting

Budgeting Breakdown



Lexington Budgeting

Budgeting Breakdown



What is your priority?

Thank You.

