

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, September 11, 2012

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
September 10 – September 17, 2012**

Monday, September 10

ZOTA Work Group.....1:30 pm
Conference Room – 5th Floor Government Center

Tuesday, September 11

General Government Committee.....11:00 am
Council Chambers – 2nd Floor Government Center

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

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

Wednesday, September 12

Police & Firefighters Retirement Board.....9:00 am
Council Chambers – 2nd Floor Government Center

Transportation Technical Coordinating Committee (TTCC).....9:00 am
Conference Room – 7th Floor Phoenix Building

Infill & Redevelopment Steering Committee.....10:00 am
Conference Room – 3rd Floor Phoenix Building

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

Congestion Management Committee.....1:30 pm
Conference Room – 7th Floor Phoenix Building

Thursday, September 13

Franchise Workshop.....4:00 pm
Conference Room – 5th Floor Government Center

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

Friday, September 14

No Meetings

Monday, September 17

Design Excellence Task Force.....3:00 pm
Conference Room A – Central Library

URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

TABLE OF MOTIONS

August 28, 2012

Mayor Jim Gray called the meeting to order at 3:00pm. CM Crosbie and CM Martin were absent.

I. Public Comment – None

II. Requested Rezoning/Docket Approval

Motion by Henson to place an ordinance changing the zone from a Wholesale and Warehouse Business (B-4) zone to a Mixed-Use Community (MU-3) zone, for 2.12 net (3.39 gross) acres, for property located at 1200 Red Mile Rd. (a portion of); and 439, 441, 445, 451, 455, 459, 461, 463 and 471 Nelms Ave on the docket for the August 30, 2012 Council meeting without a public hearing. Seconded by Blues. Motion passed without dissent.

Motion by Lawless to hold a public hearing for an Ordinance changing the zone from a Single Family Residential (R-1D) zone to a Townhouse Residential (R-1T) zone for 1.009 net (1.458 gross acres), for property located at 99-119 Burley Ave on October 9, 2012 at 6:00pm. Seconded by Gorton. Motion passed 8-4. Lane, Myers, McChord, and Stinnett voted nay.

Motion by Farmer to approve the docket. Seconded by Kay. Motion passed without dissent.

Motion by Stinnett to place amending Article 1 and Article 8 of the Zoning Ordinance to define adult day care centers and to regulate such facilities as a conditional use in the P-1, B-1, B-2, B-2A and P-2 zones into the Planning and Public Works Committee. Seconded by Henson. Motion passed 12-1. Ford voted nay.

Motion by Farmer to set the date for a special meeting to hold a public hearing for the Anderson Campus Rentals property on October 9, 2012 at 6:00pm. Seconded by Gorton. Motion passed without dissent.

III. Approval of Summary

Motion by Beard to approve the summary. Seconded by Farmer. Motion passed without dissent.

IV. Budget Amendments

Motion by Farmer to approve the budget amendments. Seconded by Myers. Motion passed without dissent.

V. New Business

Motion by Ellinger to approve new business items. Seconded by Beard. Motion passed without dissent.

VI. Continuing Business/Presentations

Motion by Gorton to approve the NDF list. Seconded by Ellinger. Motion passed without dissent.

Motion by Myers to add the Social Services Committee summary to the continuing business/presentations agenda. Seconded by Farmer. Motion passed without dissent.

Motion by Lawless to add the Fireworks Ordinance to the docket for the August 30, 2012 Council meeting. Seconded by Blues. Motion passed without dissent.

Motion by Myers to bluesheet the approval of the proposed Partner Agency Funding Process for FY2014 schedule, the application and scoring revisions as well as not placing a funding cap on any partner agency. Seconded by Kay. Motion passed without dissent.

VII. Council Reports

Motion by Farmer to compel the Department of Finance to provide the Completed Annual Comprehensive Financial Review (CAFR) at the November 27, 2012 Budget and Finance Committee meeting. While this may not meet the Charter's directive, it will provide this Council the opportunity to act, rather than a newly seated one in January of 2013. Seconded by Stinnett. Motion passed 9-1. Kay voted nay.

VIII. Mayor's Report

Motion by Gorton to approve the Mayor's Report. Seconded by Beard. Motion passed without dissent.

Motion by Farmer to adjourn. Seconded by Ellinger. Motion passed without dissent.

**Lexington-Fayette Urban County Government
Work Session Agenda
September 11, 2012**

- I. Public Comment - Issues on Agenda**
- II. Requested Rezoning/ Docket Approval - Yes**
- III. Approval of Summary – Yes p. 1 - 3**
- IV. Budget Amendments – Yes p. 8 - 11**
- V. New Business – Yes p. 12 - 34**
- VI. Continuing Business/ Presentations**
 - a** Neighborhood Development Funds - September 11, 2012 p. 35
 - b** General Government Committee August 21 2012 Summary p. 36 - 39
 - c** Budget & Finance Committee Summary, August 28, 2012 p. 40 - 42
 - d** Annual Sanitary Sewer Capacity, Management, Operations and Maintenance (CMOM) Implementation Services;
Presented by: Charlie Martin, Director of Water & Air Quality p. 43 - 47
 - e** LFUCG 2013 Health Plan Renewal;
Presented by: Benji Marrs, Benefit Insurance Marketing p. 48 - 53
- VII. Council Reports**
- VIII. Mayor's Report - Yes**
- IX. Public Comment - Issues Not on Agenda**
- X. Adjournment**

Administrative Synopsis - New Business Items

- a** **0876-12** Authorization to execute Change Order No. 1 with Judy Construction Company for additional work to the West Hickman WWTP Improvement Clarifier #8 Modifications/Repairs Project. (L876-12) (Martin/Moloney)
 This is a request to execute Change Order No. 1 with Judy Construction Company for an amount of \$9,431 for additional work to the West Hickman WWTP Improvement Clarifier #8 Modifications/Repairs Project. This increase brings the total new cost to \$240,931. Funds are budgeted. p. 12 - 16
- b** **0877-12** Authorization to execute Change Order No. 1 with LAGCO for the Anniston/Wickland Capital Storm Sewer Project Phase 2. (L877-12) (Martin/Moloney)
 This is a request to execute Change Order No. 1 with LAGCO for an amount of \$4,751.50 to make adjustments from estimated quantities to actual quantities for the Anniston/Wickland Capital Storm Sewer Project Phase 2. This increase brings the total new cost to \$658,578. Funds are budgeted. p. 17 - 20
- c** **0880-12** Authorization to execute a Mutual Aid Agreement with Rural/Metro Ambulance. (L880-12) (Jackson/Mason)
 This is a request to execute a Mutual Aid Agreement with Rural/Metro Ambulance which defines the rolls and responsibilities of each agency should the need arise to call on them for assistance or render assistance to them. There is no budgetary impact. p. 21
- d** **0889-12** Authorization to amend Resolution No. 91-2012 to increase the maximum amount of funding for the acquisition of fee simple right of way and temporary construction easements from owners of record needed for Meadows/Northland/Arlington Public Improvements Section 5A. (L889-12) (Gooding/Paulsen)
 This is a request to amend Resolution No. 91-2012 to increase the maximum amount of funding for the acquisition of fee simple right of way and temporary construction easements from owners of record needed for Meadows/Northland/Arlington Public Improvements Section 5A from \$175,000 to \$180,000. Funds are budgeted. p. 22
- e** **0890-12** Authorization to execute an amendment to the Agreement with Kentucky Transportation Cabinet for the Share the Road Media Campaign Project. (L890-12) (Gooding/Paulsen)

This is a request to execute an amendment to the Agreement with Kentucky Transportation Cabinet for extension of performance period through June 30, 2013, for the Share the Road Media Campaign Project. There is no budgetary impact. p. 23

- f 0891-12** Authorization to execute an amendment to the Agreement with Kentucky Transportation Cabinet for the Gainesway Trail Project. (L891-12) (Gooding/Paulsen)
This is a request to execute an amendment to the Agreement with Kentucky Transportation Cabinet for extension of performance period through June 30, 2013 for the Gainesway Trail Project. There is no budgetary impact. p. 24
- g 0892-12** Authorization to execute an amendment to the Agreement with Kentucky Transportation Cabinet for the Fiber Optic Cable 2009 Project. (L892-12) (Gooding/Moloney)
This is a request to execute an amendment to the Agreement with Kentucky Transportation Cabinet for extension of performance period through June 30, 2013, for the Fiber Optic Cable 2009 Project. There is no budgetary impact. p. 25
- h 0902-12** Authorization to execute an amendment to the Agreement with Kentucky Theater Management Group, Inc. for operation and management of the Kentucky and State Theaters. (L902-12) (Hamilton)
This is a request to execute an amendment to the Agreement with Kentucky Theater Management Group, Inc. for extension of the term through October 31, 2013, for operation and management of the Kentucky and State Theaters. p. 26
- i 0903-12** Authorization to amend Section 22-5 of the Code of Ordinances, creating one (1) position of Program Supervisor P/T (Grade 106N) in the Department of Social Services for a term to expire September 1, 2014. (L903-12) (Maxwell/Mills)
This is a request to amend Section 22-5 of the Code of Ordinances, creating one (1) position of Program Supervisor P/T (Grade 106N) in the Department of Social Services for a term to expire September 1, 2014. Funds are included in the FY 2013 adopted budget. p. 27
- j 0909-12** Authorization to execute an Agreement with the Institute of Police Technology and Management (IPTM) for a Burglary Investigations course. (L909-12) (Bastin/Mason)
This is a request to execute an Agreement with the IPTM for a Burglary Investigations course to be provided January 14-16, 2013, for a cost of \$11,500 for a 40 person class. Funds are budgeted. p. 28

- k 0910-12 Authorization to execute a Memorandum of Understanding (MOU) with the Kentucky State Police, Kentucky Internet Crimes Against Children Task Force. (L910-12) (Bastin/Mason)**
This is a request to execute a MOU with the Kentucky State Police, Kentucky Internet Crimes Against Children Task Force to allow for the continuation of the Kentucky Internet Crimes Against Children Task Force through June 30, 2014. There is no budgetary impact. p. 29
- l 0911-12 Authorization to execute a Memorandum of Understanding (MOU) with the Internal Revenue Service, Criminal Investigation (IRS-CI). (L911-12) (Bastin/Mason)**
This is a request to execute a MOU with the IRS-CI to allow for the continuation of the Financial Crimes Task Force to investigate money laundering operations for a period of two (2) years. There is no budgetary impact. p. 30
- m 0915-12 Authorization to execute a Partial Release of Easement releasing a portion of a sanitary sewer easement on property located at 249 Towne Square Park. (L915-12) (Graham)**
This is a request to execute a Partial Release of Easement releasing a portion of a sanitary sewer easement on property located at 249 Towne Square Park. There is no budgetary impact. p. 31
- n 0924-12 Authorization to accept additional federal funding from the Kentucky Energy and Environment Cabinet for the Wolf Run Creek Watershed Based Plan. (L924-12) (Gooding/Moloney)**
This is a request to accept additional federal funding in the amount of \$300,000 from the Kentucky Energy and Environment Cabinet for the Wolf Run Creek Watershed Based Plan. A 40% local match of \$200,000 is required. Funds are budgeted. p. 32
- o 0927-12 Authorization to execute amendment to Agreement with Disponette Service Co. Inc., for improvements to Charles Young Center. (L927-12) (Gooding/Hamilton)**
This is a request to execute Amendment to Agreement with Disponette Service Co. Inc., for improvements to Charles Young Center. No additional funds are needed for this contract. p. 33
- p 0928-12 Authorization to execute an Agreement with the Fayette County Sheriff for collection of 2012 ad valorem urban services property taxes. (L928-12) (Driskell)**
This is a request to execute an Agreement with the Fayette County Sheriff for collection of 2012 ad valorem urban services property taxes for an amount not to exceed \$350,000. Funds are budgeted. p. 34

BUDGET AMENDMENT REQUEST LIST

JOURNAL	62691-92	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	1,550.00
					1,550.00CR
					.00

To reimburse the vehicle Repairs and maintenance account by recognizing funds from the Recycling of golf cart battery cores.

JOURNAL	62786-87	DIVISION	Purchase of Development Rights	Fund Name	General Fund
				Fund Impact	2,000.00
					2,000.00CR
					.00

To provide funds for mileage reimbursement by recognizing PDR application fees.

JOURNAL	62791-92	DIVISION	Adult Services	Fund Name	General Fund
				Fund Impact	40.00
					40.00CR
					.00

To provide funds for assistance by recognizing revenues received from employees for replacement security badges.

JOURNAL	62799	DIVISION	Budgeting	Fund Name	General Fund
				Fund Impact	746.67
					746.67CR
					.00

To provide funds to replace computer by decreasing funds for operating expenses.

JOURNAL	CB00000088	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	7,150.00
					7,150.00CR
					.00

To transfer funds from overtime to proper accounts for Division of Police Park Patrol services.

JOURNAL	CB00000089	DIVISION	Youth Services	Fund Name	General Fund
				Fund Impact	183,823.00
					183,823.00CR
					.00

To transfer one position of Program Administrator from Youth Services to Commissioner of Social Services and correct accounting for Director of Youth Services.

JOURNAL	62676-77	DIVISION	Family Services	Fund Name	Donation Fund
				Fund Impact	155.60
					155.60CR
					.00

To provide funds for student planners by recognizing contributions for Parent Education.

JOURNAL	62790	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Urban Fund 10,109.00 10,109.00CR .00
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To budget grant match and personnel recovery for Wolf Run 2010.

JOURNAL	62628	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Police Confiscated Fed 40,000.00 40,000.00CR .00
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To transfer asset forfeiture funds (federal) to Street Sales 2013 to recognize as program income.

JOURNAL	62626	DIVISION	Police	Fund Name Fund Impact	Police Confiscated State 57,728.00 57,728.00CR .00
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To provide funds for Audio Visual Equipment by decreasing funds for desktops and laptops in Asset Forfeiture-State fund.

JOURNAL	62627	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Police Confiscated State 40,000.00 40,000.00CR .00
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To transfer asset forfeiture funds (state) to Street Sales 2013 as Program Income.

JOURNAL	62785	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of HUD 52,140.00 52,140.00CR .00
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To amend CDBG 2011 to provide funds for the relocation of residents from 416 Carlisle Avenue and 436 Locust Avenue. Both properties are being purchased so that Engineering can install a stormwater line.

JOURNAL	62678-79	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Justice 80,000.00 80,000.00CR .00
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To budget asset forfeiture funds in the Street Sales - FY 2012 as program income to the grant.

JOURNAL	62682	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Justice 15,000.00 15,000.00CR .00
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To reallocate funds in Street Sales - FY 2012 to provide for travel/training for Division of Police.

JOURNAL	62683	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Justice 6,408.95 6,408.95CR .00
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To rebudget State Criminal Alien Assistance Program (SCAAP) 2008 to eliminate negative balances.

JOURNAL	62684	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Justice 61,334.51 61,334.51CR .00
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To rebudget State Criminal Alien Assistance Program (SCAAP) 2009 to eliminate negative balances.

JOURNAL	62685	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Justice 135,810.40 135,810.40CR .00
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To rebudget State Criminal Alien Assistance Program (SCAAP) 2010 to eliminate negative balances.

JOURNAL	62686	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Justice 34,217.21 34,217.21CR .00
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To rebudget State Criminal Alien Assistance Program (SCAAP) 2011 to eliminate negative balances.

JOURNAL	62687	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Justice 18,404.00 18,404.00CR .00
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To reallocate funds in State Criminal Alien Assistance Program (SCAAP) 2012 to provide for purchase of minor equipment.

JOURNAL	62680-81	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 10,000.00 10,000.00CR .00
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To remove budget for Traffic Quality Control - FY 2013 . The project will not be implemented.

JOURNAL	62788-89	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US EPA 500,000.00 500,000.00CR .00
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To budget additional federal funds and grant match for the Wolf Run 2010 project.

JOURNAL	62798	DIVISION	Parks and Recreation	Fund Name	PFC Parks
				Fund Impact	133,587.26
					26,400.00CR
					107,187.26.00

To provide funds for golf course contingency by recognizing fees earned during prior years dedicated for this purpose and to allocate golf course dedicated funds for the purchase of a mower.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District Fund	.00
Fund	1103	Donation Fund	.00
Fund	1115	Urban Service District Fund	.00
Fund	1131	Police Confiscated Federal Fund	.00
Fund	1132	Police Confiscated State Fund	.00
Fund	3120	US Department of Housing and Urban Development	.00
Fund	3140	US Department of Justice	.00
Fund	3160	US Department of Transportation	.00
Fund	3170	US Environmental Protection Agency	.00
Fund	3210	US Department of Energy	.00
Fund	4024	PFC – Parks Fund	107,187.26



12

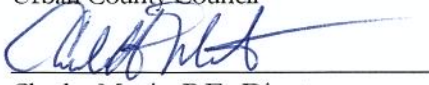
0876-12

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

Jim Gray
Mayor

Richard Moloney
Acting Commissioner

To: Mayor Jim Gray
Urban County Council

From: 
Charles Martin, P.E., Director

Date: August 16, 2012

Re: Request authorization to execute an agreement with Judy Construction Company for Change Order #1;
West Hickman WWTP Improvements Clarifier #8 Modifications/Repairs.

The Division of Water Quality requests approval of Change Order #1 for Judy Construction Company for additional work to the West Hickman WWTP Improvements Clarifier #8 Modifications/Repairs Project. Change Order #1 is for a total amount of \$9,431.00.

The amount of the change order includes funds for an engineer requested design change due to unforeseen conditions and repair work needed before the Clarifier could be fully restored.

The change order is fully budgeted and funds are located in the account shown below.

4002 303403 0001 91017 \$9,431.00

Should you have any questions, please call.

cc: Richard Moloney, Acting Commissioner, Department of Environmental Quality
Tiffany Rank, P.E., Division of Water Quality

CONTRACT HISTORY FORM

Contractor: Judy Construction Company

Project Name: West Hickman WWTP
Improvements Clarifier #8 Modifications/Repairs

Contract Number and Date: 78-2012 February 23, 2012

Responsible LFUCG Division: Water Quality

CHANGE ORDER DETAILS

Summary of Previous Change Orders to Date:

Dollar Amount

Percent Change to
Original Contract

A. Original Contract Amount:	\$231,500.00	<u>0%</u> Line B/Line A
B. Previous Change Order Total:	\$0.00	
C. Current Contract Amount:	\$231,500.00	
D. Amount of this Change Order:	\$9,431.00	<u>4%</u> Line D/Line A
E. New Contract Amount:	\$240,931.00	<u>104%</u> Line E/Line A

SIGNATURE LINES

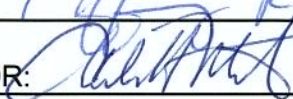
REVIEWED BY:



DATE:

8/16/12

DIVISION DIRECTOR:



DATE:

8/17/12

Change Order No. 1
Resolution # 119-2012
West Hickman Wastewater Treatment Plant
Improvements Clarifier #8 Modifications/Repairs

Lexington-Fayette Urban County Government
Lexington, Kentucky

OWNER: Lexington-Fayette Urban County Government
200 East Main Street
Lexington, Kentucky 40507

CONTRACTOR: Judy Construction Company
103 Church Street
Cynthiana, KY 41031

SUMMARY OF INFORMATION

Date of Change Order:	August 7, 2012
Date of Contract:	February 23, 2012
Date of Notice to Proceed:	March 1, 2012
Official Start Date:	March 1, 2012
Length of Contract (calendar days):	180
Date of Contract Completion (final completion date):	September 2012
Previous Change in Contract Time (calendar days):	0
Change in Contract Date:	0
Change in Contract Time in CO #1 (calendar days):	0
Revised Contract Date (final completion date):	September 2012
Original Contract Amount:	\$231,500.00
Previous Change Order Total:	\$0.00
Current Contract Amount:	\$231,500.00
Change Order (1) Amount:	\$9,431.00
Revised Contract Amount:	\$240,931.00
Percent Change from Original:	4%

Review attached information for **General Description**

Summary of Information.xls Nov-08

SIGNATURES TO CHANGE ORDER

Change Order #1 Amount - \$9,431.00

DATE: 8/9/12

ACCEPTED:
Contractor's Name
Judy Construction Company

BY: [Signature]
Steve Judy, Vice President

DATE: 8/16/12

RECOMMENDED:
Lexington-Fayette Urban County Government

BY: [Signature]
Tiffany Rank, PE - Project Manager
Division of Water Quality

DATE: 8/17/12

REVIEWED:
Lexington-Fayette Urban County Government

BY: [Signature]
Charles H. Martin, PE - Director
Division of Water Quality

DATE: _____

APPROVED:
Lexington-Fayette Urban County Government

BY: _____
Jim Gray - Mayor

Potential Change Orders									
Project:		WH WWTP Solids Bldg HVAC and Odor Control Improvements Lexington, Kentucky Contract # 60-2011			Key Ow = Owner Om = Omission A/E = Architect/Engineer C = Contractor				
No.	Date	Brief Description	Price	Change Requested by				CO No.	
				Ow	A/E	C	Om		
1	05/30/2012	Miscellaneous Repair to Existing Clarifier Equipment When getting the existing equipment ready to re-install LFUCG found the existing PVC sludge piping to be very brittle since the clarifier had been sitting for 5 years. The piping needed to be replaced along with a baffle wall within the clarifier; these repairs were necessary for the clarifier to work properly after the repair.	\$6,786.00	X				1	
2	06/15/2012	Design change due to unknown existing conditions. The structural engineer, Eddie Alexander, P.E. (Freeland harris Consulting Engineers) requested a design change. This change was due to unknown existing conditions. After removal of the failed concrete an over excavation was found that did not allow for 6 of the rock anchors to be installed. Mr. Alexander recommended additional concrete and reinforcing steel be added.	\$2,645.00	X				1	
3									
4									
5									
Page TOTAL			\$9,431.00						

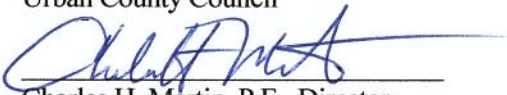


Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY AND PUBLIC WORKS

Jim Gray
Mayor

Richard Moloney
Acting Commissioner

To: Mayor Jim Gray
Urban County Council

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

Date: July 18, 2012

Subject: Change Order # 1 (Final) for Anniston/Wickland Capital Storm sewer Project Phase 2

The Division of Water Quality requests approval of Change Order #1 with LAGCO Inc. for Anniston/Wickland Capital Storm Sewer Project Phase 2 RES #181-2011. This change order is to make adjustments from estimated quantities to actual quantities. The original amount of this project was \$653,826.50 Change Order #1 is for \$4,751.50. Change Order #1 gives a revised total contract amount of \$658,578.00. The sum of this Change Order amounts to 1% of the original contract amount.

Description of Change Order

1. Line item # 3 Seeding and Protection decrease quantity by 8,220SY.
Deduct \$3,288
2. Line item # 4 Sod increase by 44 SY.
Add \$264.00
3. Line item # 10 Erosion control matting increase by 200SY.
Add \$500.00
4. Line item # 15 30" Filtrex Inlet Protection increase by 329LF.
Add \$12,173.00
5. Line item # 16 No. 2 Crushed Limestone increase by 239 Ton.
Add \$4,780.00
6. Line item # 17 No. 9 Crushed Limestone decrease by 41 Ton
Deduct \$902.00
7. Line item # 20 Gabion Basket (3'x3'x6') increase by 3 baskets.
Add \$423.00
8. Line item # 21 Gabion Basket (3'x3'x9') increase by 6 baskets.
Add \$1,236.00
9. Line item # 22 Filter Fabric decrease by 6,111SY.
Deduct \$9,166.50
10. Line item # 23 Chain Link Fence increase by 3LF.
Add \$132.00
11. Line item # 25 Temp. Fencing decrease by 200LF
Deduct \$1,400.00

Total Cost of Change Order #1: \$4,751.50



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0877-12

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

Jim Gray
Mayor

Richard Moloney
Acting Commissioner

CONTRACT HISTORY FORM

Contractor: LAGCO Inc.

Project Name: Anniston/Wickland Capital Storm Sewer Project Phase 2

Contract Number and Date: # 181-2011

Responsible LFUCG Division: Division of Water Quality

CHANGE ORDER DETAILS

<u>Summary of previous Change Orders to Date</u>	<u>Dollar Amount</u>
A. Original Contract Amount:	<u>\$653,826.50</u>
B. Cumulative Amount of Previous Change Orders:	<u>\$0</u>
C. Total Contract Amount Prior to this Change Order:	<u>\$653,826.50</u>
<u>Current Change Order</u>	
D. Amount of this Change Order:	<u>\$4,751.50</u>
E. New Contract Amount Including this Change Order:	<u>\$658,578.00</u>

SIGNATURE LINES

Project Manager: [Signature]

Reviewed By: [Signature]

Division Director: [Signature] 8-17-12



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

Jim Gray
Mayor

Richard Moloney
Acting Commissioner

Change Order Signature Sheet

Change Order # 1
Contract # 181-2011
Add \$4,751.50

Anniston/Wickland Capital Storm Sewer Project Phase 2
Lexington Fayette-Urban County Government
Division of Water Quality

Date: 7/16/12

SIGNATURES TO CHANGE ORDER ACCEPTED

By: [Signature]
Bruce Kuntz LAGCO Inc.

Date: 7/18/12

RECOMMENDED

Lexington Fayette-Urban County Government

By: [Signature]
Rick Day, P. E. Construction Manager

Date: 8-17-12

REVIEWED

Lexington Fayette-Urban County Government

By: [Signature]
Charles Martin, P. E. Division Director

Date: _____

APPROVED

Lexington Fayette-Urban County Government

By: _____
Jim Gray, Mayor



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

Jim Gray
Mayor

Richard Moloney
Acting Commissioner

Change Order Summary

Change Order No.1 (Final)
Anniston/Wickland Capital Storm Sewer Project Phase 2
Lexington Fayette-Urban County Government
Division of Water Quality

Owner: Lexington Fayette-Urban County Government
200 East Main Street
Lexington KY, 40507

Contractor: LAGCO Inc.
P. O. Box 12510
Lexington KY, 40583

SUMMARY OF INFORMATION

Date of Change Order:	06/06/2012
Date of Contract:	04/22/2011
Date of Notice to Proceed:	06/21/2011
Date of Contract Completion:	12/12/2011
Change in Contract Time (Calendar Days):	0
Original Contract Amount:	\$653,826.50
Previous Change Order Total:	\$0
Current Contract Amount:	\$653,826.50
Change Order # 1 Amount:	\$4,751.50
New Contract Amount Including Change Orders:	\$658,578.00
Percent of Change from Original Contract Amount:	1%



21
0880-12

Lexington-Fayette Urban County Government
DIVISION OF FIRE & EMERGENCY SERVICES

Jim Gray
Mayor

Keith Jackson
Fire Chief

TO: Mayor Jim Gray
Clay Mason, Public Safety Commissioner
LFUCG Councilmembers

FROM: 
Michael Gribbin, Assistant Chief

RE: Mutual Aid Agreement

DATE: Monday, August 20, 2012

This is a request to execute a Mutual Aid agreement with the Rural/Metro Ambulance for mutual assistance. The agreement would define the roles and responsibilities of each agency should the need arise to call on Rural/Metro Ambulance for assistance or render assistance to them.

Mutual Aid agreements are required by the Kentucky Administrative Regulations (202 KAR 7:501, Section 6) for all agencies operating in the same county. It is also required by LFUCG Chapter 18C of the Code of Ordinances.

There will be no budgetary impact in this agreement as there are no additional resources required.



22
0889-12

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: AUGUST 21, 2012

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO AMEND RESOLUTION NO. 91-2012 TO CORRECT AMOUNT OF FUNDING FOR THE ACQUISITION OF FEE SIMPLE RIGHT OF WAY AND TEMPORARY CONSTRUCTION EASEMENTS FROM OWNERS OF RECORD NEEDED FOR MEADOWS/NORTHLAND/ARLINGTON PUBLIC IMPROVEMENTS SECTION 5A

On February 23, 2012 (Resolution 91-2012), Council approved execution of Certificates of Consideration and other necessary documents, and to accept deeds for property interests needed for the Meadows-Northland-Arlington Section 5A Public Improvements Project, in an amount not to exceed \$175,000.

Section 5A includes Park View Avenue, Carlisle Avenue, and Locust Avenue between Bryan Avenue and Oak Hill Drive. Project consists of reconstruction of streets, sidewalks, and stormwater drainage facilities.

Division of Engineering is in process of completing right of way acquisition. Council authorization is requested to amend Resolution No. 91-2012 to provide for a maximum expenditure of \$180,000.

Sufficient funds are budgeted in the following accounts:

FUND	DEPT ID	SECTION	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3120	303202	3211	91713	CDBG 2011	2011	C03

Council authorization to amend Resolution No. 91-2012 is hereby requested.


Irene Gooding, Director

Cc: Derek Paulsen, Commissioner of the Departments of Planning, Preservation, and Development

HORSE CAPITAL OF THE WORLD



23
0890-12

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: AUGUST 22, 2012

SUBJECT REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AMENDMENT TO THE AGREEMENT WITH KENTUCKY
TRANSPORTATION CABINET FOR EXTENSION OF
PERFORMANCE PERIOD THROUGH JUNE 30, 2013 FOR THE SHARE
THE ROAD MEDIA CAMPAIGN PROJECT

On June 11, 2009 (Ordinance No. 91-2009), Urban County Council approved the acceptance of federal funds for the Share the Road Campaign project. The purpose of this project is to promote bicycle and pedestrian safety throughout Fayette County and the Bluegrass Region. This agreement expires on August 12, 2012.

Kentucky Transportation Cabinet has offered the LFUCG an Amendment to the Agreement providing for an extended performance period through June 30, 2013.

Council authorization to execute the Amendment to the Agreement is hereby requested.



Irene Gooding, Director

Xc: Derek Paulsen, Commissioner of the Department of Planning, Preservation, and Development

HORSE CAPITAL OF THE WORLD

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

EXAMPS/INCLD/GRANTS/FEEDBACK/US DEPT OF TRANSPORTATION/SHARE THE ROAD/12,000,000



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

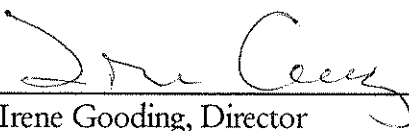
DATE: AUGUST 22, 2012

SUBJECT REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AMENDMENT TO THE AGREEMENT WITH KENTUCKY
TRANSPORTATION CABINET FOR EXTENSION OF
PERFORMANCE PERIOD THROUGH JUNE 30, 2013 FOR THE
GAINESWAY TRAIL PROJECT

On August 27, 2009 (Ordinance No. 172-2009), Urban County Council approved the acceptance of federal funds for the construction of the Gainesway Trail for pedestrians and bicyclists, a two-mile system of trails connecting four schools (Tates Creek High, Tates Creek Middle, Tates Creek Elementary, and Millcreek Elementary) with Gainesway Park. This agreement expires on October 13, 2012.

Kentucky Transportation Cabinet has offered the LFUCG an Amendment to the Agreement providing for an extended performance period through June 30, 2013.

Council authorization to execute the Amendment to the Agreement is hereby requested.



Irene Gooding, Director

Xc: Derek Paulsen, Commissioner of the Department of Planning, Preservation, and Development

HORSE CAPITAL OF THE WORLD



25
0892-12

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: AUGUST 22, 2012

**SUBJECT REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AMENDMENT TO THE AGREEMENT WITH KENTUCKY
TRANSPORTATION CABINET FOR EXTENSION OF
PERFORMANCE PERIOD THROUGH JUNE 30, 2013 FOR THE FIBER
OPTIC CABLE 2009 PROJECT**

On June 11, 2009 (Ordinance No. 90-2009), Urban County Council approved the acceptance of federal funds for the Fiber Optic Cable Installation Project. This project supports the costs of fiber optic cable installation and video equipment/data communications integration. This project focuses on Man o' War Blvd. (Tates Creek to Nicholasville), Nicholasville Road (Wilson Downing to Tiverton Way), Nicholasville Road (Toronto to Cobblestone), Tates Creek Road (New Circle to Man o' War Blvd.) and North Broadway (Fire Station 8 to Old Paris Pike). This agreement expires on August 25, 2012.

Kentucky Transportation Cabinet has offered the LFUCG an Amendment to the Agreement providing for an extended performance period through June 30, 2013.

Council authorization to execute the Amendment to the Agreement is hereby requested.



Irene Gooding, Director

Xc: Richard Moloney, Acting Commissioner of the Department of Environmental Quality and
Public Works

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Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Sally Hamilton
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council

FROM: Sally Hamilton
Commissioner of General Services

DATE: August 23, 2012

RE: Amendment to Management Agreement with Kentucky Theater Management Group,
Inc. for operation and management of the Kentucky and State Theaters

I am requesting Urban County Council approval to amend the management agreement (Contract #5797; R-693-2006) with Kentucky Theater Management Group, Inc. for operation and management of the Kentucky and State Theaters located at 212 and 218 East Main Street, Lexington, Kentucky. The current amended agreement (R-412-2011) is set to expire October 31, 2012. This amendment will extend the agreement for a period of one year, beginning November 1, 2012 and ending October 31, 2013. All other terms and conditions of the management agreement shall remain unchanged.



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, CAO
Council Members

FROM: _____
John Maxwell, Director
Division of Human Resources

DATE: August 25, 2012

RE: **Create Position—Department of Social Services**

The attached action amends Section 22-5 of the Code of Ordinances, creating one (1) position of Program Supervisor P/T (Grade 106N) in the Department of Social Services for a term to expire September 1, 2014 effective upon passage of Council.

This position will be responsible for creating, monitoring and supervising the programs for seniors 60+ at the Charles Young Center.

The fiscal impact is budget neutral. This position was included in the adopted FY2013 budget.

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

cc: Beth Mills, Commissioner – Department of Social Services

Log 13-0016

**LEXINGTON DIVISION OF POLICE**

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

TO: Mayor Jim Gray
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: August 27, 2012

RE: **Institute of Police Technology and Management Agreement -
Burglary Investigations Course**

Please find attached documentation requesting approval of the attached Institute of Police Technology and Management Agreement.

The Lexington Division of Police would like to host a Burglary Investigations course. The Institute of Police Technology and Management (IPTM) currently offers this course, and is available to provide this training the week of January 14th – 16th, 2013, in Lexington, KY. The cost of this course is \$11,500 for a 40 person class. This training will be covered by existing budgeted funds.

Upon approval and Mayor Gray's signing attached documents, please forward original to my office to acquire additional signatures.

A handwritten signature in cursive script, reading "R. Bastin".

Ronnie Bastin
Chief of Police

RB/rmh

Attachment

cc: Clay Mason, Commissioner of Public Safety

**LEXINGTON DIVISION OF POLICE**

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

TO: Mayor Jim Gray
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: August 22, 2012

RE: Memorandum of Understanding – Kentucky State Police, Kentucky Internet Crimes
Against Children Task Force

Please find attached Memorandum of Understanding between the Kentucky State Police, Kentucky Internet Crimes Against Children Task Force and the Lexington-Fayette Urban County Government.

This MOU allows for the continuation of the Kentucky Internet Crimes Against Children Task Force. The mission of the task force is to deter, prevent, investigate and prosecute predators who seek to exploit or engage minors in sexual activity through the use of computers and the Internet. The attached agreement requires the Mayor's signature.

Upon approval and signing, please forward MOU to the Chief's Office to acquire additional signatures. There will be no budgetary impact.

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

Ronnie Bastin
Chief of Police

Attachment

cc: Clay Mason, Commissioner of Public Safety

**LEXINGTON DIVISION OF POLICE****150 East Main Street • Lexington, KY 40507 • (859) 258-3600**

TO: Mayor Jim Gray
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: August 27, 2012

RE: Memorandum of Understanding –
Internal Revenue Service, Criminal Investigation (IRS-CI)

Please find attached Memorandum of Understanding (MOU) with the Internal Revenue Service, Criminal Investigation (IRS-CI) and the Lexington-Fayette Urban County Government.

This agreement allows for the continuation of the Financial Crimes Task Force to investigate money laundering operations. The mission of the Task Force will be to develop and assist with criminal investigations and asset forfeitures of illegal activities within the Field Office. The emphasis of the Task Force is to pursue investigations on individuals and organizations that will result in criminal prosecutions and large asset forfeitures in investigations arising out of the analysis of Suspicious Activity Reports filed by financial institutions.

Upon approval and signing, please forward original agreement to the Chief's Office to acquire additional signatures.

If you have any question or require additional information, please contact my office.

A handwritten signature in cursive script, reading "R. Bastin".

Ronnie Bastin
Chief of Police

RB/rmh

Attachment

cc: Clay Mason, Commissioner of Public Safety



Lexington-Fayette Urban County Government
DEPARTMENT OF LAW

Jim Gray
Mayor

Janet M. Graham
Commissioner

TO: Jim Gray, Mayor
Members, Urban County Council

FROM: Department of Law

DATE: August 28, 2012

RE: Partial Release of Easement
249 Towne Square Park

This memo is to request a Resolution authorizing the Mayor to sign a Partial Release of Easement releasing a portion of a sanitary sewer easement on property located at 249 Towne Square Park.

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

A handwritten signature in dark ink, appearing to read "Edward W. Gardner", is written over a horizontal line.

Edward W. Gardner
Attorney Sr.

Enclosure

cc: Richard Moloney, CAO
Council Office



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: AUGUST 29, 2012

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT ADDITIONAL FEDERAL FUNDING FROM THE KENTUCKY ENERGY AND ENVIRONMENT CABINET FOR THE WOLF RUN CREEK WATERSHED BASED PLAN

On February 11, 2010 (Ordinance No. 27-2010), Council authorized acceptance of federal funds from the Kentucky Energy and Environment Cabinet in the amount of \$174,125 for the Wolf Run Watershed Based Plan. The goal of this project is the development of a watershed plan that the LFUCG can implement to reduce nonpoint source pollution in Wolf Run creek. Project objectives include the compilation of all existing data on pollutants and identification of reductions and critical areas, the participation and education of the public regarding development of the watershed plan, and implementation of plan as funding is available. Original award was used for volunteer training, establishment of a Wolf Run watershed council, website development, and monitoring activities (data analysis, field studies, habitat assessments, monitoring plan, Quality Assurance Project Plan development, sediment load evaluations, karst investigations, and pollutant load calculations and reductions).

On May 5, 2011 (Ordinance No. 50-2011), Council authorized acceptance of additional federal funds in the amount of \$20,266.

The Kentucky Energy and Environment Cabinet has offered Lexington-Fayette Urban County Government additional federal funds in the amount of \$300,000. These funds will be used for professional services to complete development of the watershed plan and to provide for construction of a stormwater management solution along Vaughn's Branch. Additional federal funds require additional local match (40%) in the amount of \$200,000. Additional local match will come from existing personnel costs (\$10,109) budgeted in Fund 1115, from Water Quality Management Fund (fund 4051) in the amount of \$156,693, and from the value of volunteer time contributed by the Friends of Wolf Run in the amount of \$33,198. Total project cost is now \$823,984.67.

The source of federal funds is the Environmental Protection Agency's Section 319(h) Nonpoint Source Pollution Control Program.

Council authorization to accept additional federal funding from the Kentucky Energy and Environment Cabinet is hereby requested.

Irene Gooding, Director

Xc: Richard Moloney, Acting Commissioner of the Department of Environmental Quality and Public Works
HORSE CAPITAL OF THE WORLD

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33
0927-12

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: AUGUST 31, 2012

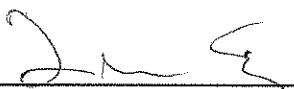
**SUBJECT REQUEST COUNCIL AUTHORIZATION TO EXECUTE AMENDMENT TO
AGREEMENT WITH DISPONETTE SERVICE CO. INC., FOR
IMPROVEMENTS TO CHARLES YOUNG CENTER**

On May 17, 2012 (Resolution 281-2012), Council approved acceptance of bid from Disponette Service, Co, Inc., in the amount of \$182,600 for HVAC replacement for the Charles Young Center.

On August 31, 2012 (Resolution 466-2012), Council approved Change Order No. 1 in the amount of \$2,800, providing for a new total of \$185,400.

Proposed Amendment to Agreement incorporates the Energy Efficiency and Conservation Block Grant Special Terms and Conditions and the Waste Management Plan into the contract with Disponette Service Company, Inc. The purpose of the amendment is to include this project as a Government Retrofit Activity for the Energy Efficiency and Conservation Block Grant. No additional funds are needed for this contract.

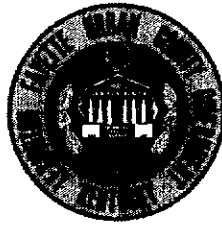
Council authorization to execute Amendment to Agreement with Disponette Service, Co., Inc. is hereby requested.



Irene Gooding, Director

Xc: Sally Hamilton, Commissioner of the Department of General Services

HORSE CAPITAL OF THE WORLD



Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Gray
Mayor

Jane C. Driskell
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council

FROM: Jane C. Driskell, Commissioner
Department of Finance & Administration

DATE: September 4, 2012

SUBJECT: Fayette County Sheriff – 2012 Urban Service Property Tax

Approval is requested for the attached agreement between the Lexington-Fayette Urban County Government and the Fayette County Sheriff related to property tax collections.

The Lexington-Fayette Urban County Government shall pay the Sheriff the sum of \$350,000 for the ad valorem urban services tax collection services being provided; said sum is to be considered a commission paid for the collection of taxes. The sum shall be payable as follows: \$190,000 on or before November 9, 2012; \$100,000 on or before December 14, 2012; and \$60,000 on or before January 11, 2013.

The parties understand and agree that the Sheriff will report this sum as commissions subject to KRS 64.350(1) and the Government in turn shall receive the twenty-five (25%) payment from the state of the Sheriff's commission, pursuant to KRS 64.350(1), in the amount of \$87,500.

I am available if you have additional questions.

/lyb

**Neighborhood Development Funds
September 11, 2012
Work Session**

Amount	Recipient	Purpose
\$ 425.00	Carnegie Literacy Center 401 W. Main Street, Suite 314 Lexington, KY 40507 Terry Sellers	For Senior Writing Center program
\$ 2,200.00	Robert H. Williams Cultural Center 644 Georgetown Street Lexington, KY 40508 Teresa Searcy	For operating costs
\$ 975.00	Lafayette Band Association P.O. Box 910450 Lexington, KY 40591 Charles Smith	To assist band members on free and reduced lunch with travel expenses.

General Government Committee
August 21st, 2012
Summary and Motions

CM Ed Lane chaired the meeting and called it to order at 11:00 am. All committee members were present.

Approval of Summary

CM Blues made a motion to approve the summary from the March 6th, 2012 meeting. Seconded by VM Gorton. Motion passed without dissent.

Fleet Right-Sizing

Jamshid Baradaran began his presentation on fleet right-sizing. He said that the FY2012 fleet budget was \$7,313,231. \$5,848,116 of the fleet budget was used for fuel. LFUCG currently owns and operates 1,520 vehicles, including automobiles, pickup trucks, vans, dump trucks, bucket trucks, refuse trucks, buses and street sweepers. Police have the largest number of vehicles within their fleet, with 693 vehicles assigned to their division. Since FY2009, LFUCG's fleet has been reduced by 55 vehicles to 1520.

Baradaran told committee members that he would like to focus first on the downtown fleet of 80 vehicles when determining potential reductions. He said that Engineering, Code Enforcement and Building Inspection have the largest number of vehicles assigned.

Baradaran said that average mileage is only one of the factors that General Services will review when they begin to reduce the fleet. He told committee members that General Services has looked at companies such as ZIPCAR for fleet sharing. He said that Fayette County's size would be prohibitive for this type of program but did note that ZIPCAR could offer software and hardware if it is determined that fleet sharing should be implemented. He went on to say that he has met with Ford Corporation to explore leasing opportunities and that the state contract could allow for rental options.

General Services has identified 12-14 downtown vehicles that could be immediately eliminated.

Baradaran told Committee members that LexPark will begin working on the Annex Garage and renovations are expected to last eight months. The downtown fleet will be displaced during that time period.

CM Beard asked Baradaran about the use of the Mayor's Office vehicle by security personnel and Baradaran explained that security often uses the vehicle to observe properties away from downtown and said that this ensures that not all miles are being put solely on the vehicles assigned to security.

VM Gorton mentioned hybrid vehicles and asked about specific division's use of fleet. VM Gorton also mentioned the potential to reimburse mileage instead of owning a large fleet. Baradaran told VM Gorton that reimbursing mileage is an option that they have discussed.

CM Kay asked Baradaran if he could provide data on fleet size farther back than three years. Baradaran said that the fleet size in 2009 is among the largest. He will provide this data to Committee members.

CM Myers asked Baradaran about alternative fuels. CM Myers mentioned the Clean Cities Program and the potential to receive federal grant money. He also mentioned the money that was budgeted for GPS. Baradaran said that \$50,000 has been budgeted.

CM Martin asked for a five or 10 year history on the fleet. He said that his goal is to have a capital plan for five or 10 years. CM Martin mentioned the possibility of downsizing vehicles. Baradaran said that there are LFUCG vehicles that could be replaced with smaller, more fuel efficient models. CM Martin said that it is important for employees to have the tools they need to do their jobs, but stressed that there may be employees that do not need all the capacity they currently have.

CM Lane asked Baradaran about fuel costs. CM Lane said that he would like General Services to look at the most fuel inefficient vehicles for reduction opportunities. CM Lane asked who determines what types of vehicles are purchased and was told that division directors put in the requests. CM Lane asked Baradaran to evaluate fuel savings.

CM Myers asked Baradaran to look at the Clean Cities Grant. He also requested a review of what other cities are doing and how effective they are. He asked Baradaran to look at alternative fuels and work with surrounding counties to install the appropriate fueling stations.

CM Lane asked that a proposed policy for managing and maintaining the fleet be submitted by General Services to the General Government Committee.

Website Linking Policy

Scott Shapiro of the Mayor's Office presented his draft website linking policy. Shapiro said that LFUCG should not create hyperlinks except for non-political, non-profit organizations, official local, state and federal government organizations, and public

educational organizations. He did say, however, that there may be exceptions and mentioned LEXserve. Shapiro said that if a private company provides a service to the public through LFUCG, then they could link, as would be the case with LEXserve.

Shapiro told committee members that a disclaimer will be on the bottom of the homepage explaining that LFUCG does not have control over content on external links.

Shapiro said that there are currently 100 employees that have administrative privileges to edit the website. They will be required to sign a copy of the website linking policy.

LFUCG will not build websites for other organizations.

CM Lane mentioned that since this was a CAO Policy, there are two ways it could be adopted. He asked Shapiro if he would like to submit it to the Council for resolution or if he would like to bring a revised document back to the General Government Committee and they could then submit it to the Council for its recommendation to the administration. Shapiro said that he will make the appropriate revisions and then bring it back to the General Government Committee for further discussion.

CM Myers mentioned the group Friends of the Skatepark. Shapiro said the draft policy would require that the entity provide a service if it were to be linked. CM Myers asked that the Department of Law look at the agreement and provide an opinion.

VM Gorton expressed concern about putting 'friends' groups on the website. CM Blues said that he would like to see what other municipalities do. CM Myers said that he wants to be inclusive and noted that the 'friends' groups all have relationships with LFUCG.

CM Lane asked Shapiro to include language that specifies whether or not Council's ratification of an agreement with a specific 'friends' group could authorize putting that group on the LFUCG website.

Update on Fee and Tax Delinquent Contractors

Director Bill O'Mara came to the podium and gave a brief update on the issue of fee and tax delinquent contractors that have contracts with LFUCG. He told committee members what the process is when a contractor is selected. He said that the Division of Purchasing has a review process and that all applicants that are awarded business must have their paperwork completed and must be current with all fees. Purchasing then sends their information to the Division of Revenue. Once awarded the contract, they must become licensed. O'Mara said that he thinks the process works well.

Items in Committee

CM Blues said that CM Farmer had placed lease agreements into the General Government Committee. CM Lane said that leases would be on the agenda for the next meeting.

CM Myers told Committee members that the Friends of the Dog Park website is linked to the LFUCG website.

CM Kay asked about 3.101 of the Council Rules. CM Lane said that he placed the issue into the General Government Committee so the committee could discuss not requiring a vote on certain types of resolutions. CM Kay asked that the item be added to the agenda of the next meeting.

CM Kay made a motion to add the Resolution to Amend Section 3.101 of the Council Rules to the next General Government agenda. Seconded by CM Ford.

After much discussion regarding the process of adding an item in a standing committee to an agenda, CM Lane ruled the motion out of order. However, CM Lane agreed to place the item on the agenda without a motion.

CM Beard suggested that the Metro Employees Credit Union lease be added to the agenda of the next meeting.

Myers made a motion to adjourn. Seconded by Gorton. Motion passed without dissent.

Submitted by Jenifer Benningfield, Council Administrative Specialist

Budget & Finance Committee
August 28, 2012
Summary

CM Lane chaired the meeting calling it to order at 1:00 pm. All committee members present except CM Ellinger & CM Lawless.

Monthly Financial Report

Commissioner Driskell along with Directors O'Mara and Barrow presented the monthly report.

Mr. O'Mara reviewed the revenue information. He stated that General Fund revenue was approximately \$ 1.9 million ahead of the budgeted amount.

Mr. O'Mara noted that economic indicators, including unemployment rate, totals employment, building permit issued and home sales were slightly improved for Fayette County.

Mr. Barrow stated that expenses in the General Fund were running about \$ 500,000 over budget but that those were timing issues.

CM Myers asked if the unemployment data could be generated by census track. In response Mr. O'Mara displayed unemployment by zip code for Fayette County.

CM Lane asked about the revenue increases in the "services" category. In response Mr. O'Mara stated that that increase was a result in increases in both golf revenue and detention bed revenue.

VM Gorton asked about the revenue increases in the "Fines & Forfeitures" category.

FY 12 Financial Audit Timetable

Commissioner Driskell discussed the audit timetable. She noted the auditors have completed their preliminary testing and will be finished with on site work by Oct 15. She noted that the completion target date is Nov 28, 2012.

VM Gorton asked about work being completed between the completion of the preliminary testing on July 23 and the start of the on site field work on September 17. VM Gorton stated that she was concerned that the audit will not be completed until November 28 which is after the final Budget & Finance Committee meeting of the year. She noted that Budget & Finance was charged with reviewing the audit. The timetable as proposed will require that a new Council seated in January will review the audit.

In response Commissioner Driskell stated that a preliminary report can be provided to the Budget & Finance Committee in October or November.

CM Farmer stated that he was disappointed that the audit would not be completed within the time prescribed by the Charter. He asked if the audit process has changed substantially over the past 10 years.

In response Commissioner Driskell stated that Governmental Accounting Standards Board (GASB) requirements have substantially changed the audit process.

CM Lane stated that he understood that the process has been changed but noted that our accounting system was not consistent with either CAFR nor GASB requirements.

CM Lane also asked about the unemployment spreadsheet.

Commissioner Driskell commented on the Lexmark lay off announcement. She stated that the layoffs would adversely affect LFUCG revenue by about \$ 1 million; \$ 800,000 in employee withholding and \$ 200,000 in net profits.

CM Beard asked if the severance packages were subject to employee withholding. In response Commissioner Driskell stated yes.

Employee Medical Insurance Financials

Benji Marrs with Benefit Insurance Marketing presented financial information on the employee Medical Insurance Fund- Fund 6002.

Mr. Marrs indicated that he wanted the data to be meaningful and transparent. Mr. Marrs stated that before 2012 the health plan was unmanaged and therefore the true costs of the services were not reflected in the insurance premiums. He stated that the actual costs increased from \$ 31.3 million to \$ 36.8 from 2009 to 2011. Mr. Marrs stated that in 2012 LFUCG transitioned to a truer cost of services model incorporating all components of the costs.

Mr. Marrs stated that the premium components include fixed costs, HSA contributions, medical costs and pharmacy costs. He stated that the fixed costs include administrative fees and reinsurance premiums. He stated that 2012 YTD costs were just over \$ 1 million.

Mr. Marrs stated that the HSA contributions were \$ 601,500 YTD. He stated that the medical costs include the Marathon fees and rent and incurred medical claims. He stated that the 2012 YTD costs were \$ 9.6 million. Finally the pharmacy costs 2012 YTD are \$ 3.35 million.

Mr. Marrs stated that based on annualized costs the Employee Medical Insurance Fund costs are estimated to be \$ 24.6 million for 2012 compared to \$ 36.75 million for 2011.

Mr. Marrs stated that the savings were generated by employee enrollment migration - \$ 3.6 million savings; reinsurance for high cost claimants - \$ 1.2 million; prescription benefit manager negotiations - \$ 2.5 million; Humana contract negotiations - \$ 250,000; and the on site clinic and pharmacy.

CM Myers asked how long LFUCG plans to have BIM manage our employee health care plan rather than being managed by Human Resources. In response CAO Moloney stated that the contract with Benefit Insurance Marketing is for 3 years.

CM Myers asked for information on the BIM contract terms. He also asked about future wellness plans including wellness incentives for employees. In response Briggs Cochran with BIM stated that the incentives were planned for the 2nd year and they weren't started earlier because LFUCG wanted to realize savings first.

CM Myers stated that the incentive program should have started earlier and a well run incentive program tied with clinic screenings would have increased savings to LFUCG, increased utilization of the Wellness Clinic and most importantly would have improved the health of our employees.




Issues in Committee

VM Gorton asked about the "Local Vendor Preference" issue. She stated that the Procurement Task Force was to re convene and examine local vendor preference and minority/women business recruitment. CM Lane directed staff to examine this issue.

Meeting adjourned at 2:25 p.m.


Presentation for
Annual Sanitary Sewer Capacity,
Management, Operations and Maintenance
(CMOM) Implementation Services

Lexington-Fayette Urban
County Government


September 11, 2012

Purpose of Presentation



- New business item introduced at August 21, 2012 Work Session
- DWQ requesting approval of contract extension for professional services to continue CMOM Program Implementation
- Councilperson request for more information
- Expanded presentation from presentation given to EQ Committee on May 15, 2012


Agenda




- What is CMOM?
- CMOM Implementation – Goals
- CMOM Implementation – Overview
- CMOM Implementation – History
- CMOM Implementation – To Date
- CMOM Implementation – Future
- DWQ Recommendations
- Questions?


What is CMOM?

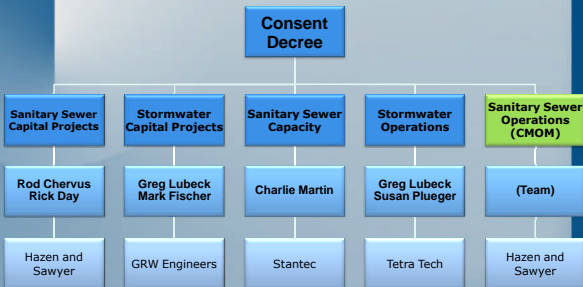
- Capacity, Management, Operations, and Maintenance
- Improve water quality through the proper Management, Operation, and Maintenance of DWQ's wastewater infrastructure
- Protect the health of the general public by:
 - Eliminating Dry Weather SSOs
 - Minimizing Wet Weather SSOs
- Major requirement of the CD






CD Program Management Structure





CMOM Implementation – Goals



- Regulatory Compliance
- Environmental Protection
- Improved Customer Service
- Increased Efficiency
- Increased Accountability
- Increased System Reliability

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CMOM Program Components



1. CMOM Self-Assessment Plan – Approved 8/17/12
2. Sewer Overflow Response Plan (SORP) – Approved 8/17/12
3. Fats, Oils, and Grease (FOG) Plan – Approved 8/17/12
4. Gravity Line Preventative Maintenance Plan (GLPMP) – Approved 8/17/12
5. Pump Station Operation Plan for Power Outages (PSOPPO) – **Pending Approval**

CMOM Implementation – Overview



- Over 150 Implementation Elements
- Low Financial Impact Relative to RMP
- Defined Implementation Schedule
- Report Progress:
 - Quarterly Reports
 - Annual Reports



CMOM Implementation – History



- Began implementation of the five CMOM Plans submitted to EPA / KDEP
- FY12 Budget – \$287,500 (6 months)
- December 1, 2011 – Hired Hazen and Sawyer and Integrated Engineering as Sanitary Sewer Program Manager and to assist with CMOM Implementation
 - One-year Contract with two Annual Renewals
 - Task Order No. 1 – \$277,104.54

Program Consultant Objectives



- Track CMOM Implementation Schedule
 - Schedule based on EPA Report Approvals
 - DWQ Owner Assigned to Each Element
- Develop Element's Compliance Metrics
- Identify Cost Saving Measures
- Complete Element Deliverables
- Complete Quarterly Reporting
- Complete Annual Reporting
- Train DWQ Personnel to Ensure continued success of new CMOM Programs

CMOM Implementation - To Date



- Developed the compliance metrics for the 150 CMOM Implementation Elements
- Developed Tracking Schedule
- Developed Tracking Database
- Completed Deliverables for 14 Program Elements
- Initiated Work on 21 Additional Program Elements
- Under Budget (14%)
- Ahead of Schedule


CMOM Implementation – Future



- FY13 Budget – \$500,000
- Remaining 136 Program Elements due over next four years
- Pending CMOM Requirements:
 - 11 Elements due in FY13
 - 59 Elements due in FY14
 - 30 Elements due in FY15
 - 36 Elements due in FY16



DWQ Recommendation



- Utilize approved FY13 Budget of \$500,000
- Renew Annual CMOM Contract with Hazen and Sawyer and Integrated Engineering



Questions?

