

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, December 11, 2012

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

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

Monday, December 10

No Meetings

Tuesday, December 11

Environmental Quality Committee.....9:00 am
Council Chambers – 2nd Floor Government Center

Planning & Public Works Committee.....1:00 pm
Council Chambers – 2nd Floor Government Center

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

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

Wednesday, December 12 – Council Winter Recess Begins

Policemen's & Firefighters' Retirement Board Meeting.....9:00 am
Council Chambers – 2nd Floor Government Center

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

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

Thursday, December 13

No Meetings

Friday, December 14

No Meetings

Monday, December 17

No Meetings

URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

TABLE OF MOTIONS

December 4th, 2012

Mayor Jim Gray called the meeting to order at 3:04pm. Council Member Beard was absent.

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

Motion by Farmer to approve the docket. Seconded by Myers.

Motion by Martin to place an Ordinance changing the zone from a Planned Neighborhood Residential (R-3) zone to a High Density Apartment (R-4) zone, for 9.3 net acres, for property located at 4250 and 4290 Harrodsburg Road and 4113 and 4202 Reserve Road (Council District 10) on the docket without a public hearing. Seconded by Crosbie. Motion passed without dissent.

Motion by Blues to place an Ordinance changing the zone from a Professional Office (P-1) zone to a High Density Apartment (R-4) zone, for 5.77 net acres, for property located at 161 and 181 Leestown Center Way (Council District 12) on the docket without a public hearing. Seconded by Gorton. Motion passed without dissent.

Motion by Crosbie to place on the docket for the Thursday, December 6 meeting, a resolution authorizing the Mayor to execute a certificate of consideration, and any other documents necessary, and to accept a deed for the property located at 3700 Alumni Drive, for multiple sanitary sewer remedial measures projects, and authorizing payment in the amount of \$78,000.00, plus usual and appropriate closing costs. Seconded by Farmer. Motion passed without dissent.

Motion by McChord to place on the docket for the Thursday, December 6 meeting, a resolution authorizing the Mayor to execute a supplemental agreement # 4 with the Kentucky Transportation Cabinet for the acceptance of additional federal funds for the Clays Mill Road improvement project for \$2,480,000. Seconded by Myers. Motion passed without dissent.

Motion by Henson to place on the docket for the Thursday, December 6 meeting, a resolution pursuant to Code of Ordinances Section 18-66, designating the speed limit on Della Drive between Appomattox Road and Harrodsburg Road as 25 miles per hour and authorizing and directing the Division of Traffic Engineering to install proper and

passed without dissent.

Farmer's motion passed.

III. Approval of Summary

Motion by Gorton to approve the summaries. Seconded by Myers. Motion passed without dissent.

IV. Budget Amendments

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

V. New Business

Motion by Blues to approve the new business. Seconded by Ellinger. Motion passed without dissent.

VI. Continuing Business / Presentations

Motion by Stinnett to approve the neighborhood development funds. Seconded by Henson. Motion passed without dissent.

Motion by Farmer to refer the Amendment of Article 5-1 (a) Right-of-Entry back into the Planning and Public Works Committee. Seconded by Gorton. Motion passed without dissent.

VII. Council Reports

VIII. Mayor's Report

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

IX. Public Comment – Items Not on Agenda – None

X. Adjournment

Motion by McChord to adjourn. Seconded by Gorton. Motion passed without dissent.

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

- I. Public Comment - Issues on Agenda**
- II. Requested Rezoning/ Docket Approval - Yes**
- III. Approval of Summary – Yes p. 1 - 2**
- IV. Budget Amendments – Yes p. 7 - 8**
- V. New Business – Yes p. 9 - 23**
- VI. Continuing Business/ Presentations**
 - a** Neighborhood Development Funds - December 11, 2012 p. 24
 - b** Budget and Finance Committee Summary November 27, 2012 p. 25 - 27
 - c** Environmental Quality Committee Summary November 27, 2012 p. 28 - 30
- VII. Council Reports**
- VIII. Mayor's Report - Yes**
- IX. Public Comment - Issues Not on Agenda**
- X. Adjournment**

Administrative Synopsis - New Business Items

- a 1283-12** Authorization to approve a Rental Agreement with the Lexington Center Corporation for the 2013 Martin Luther King Day Celebration on January 21, 2013. (L1283-12) (Emmons)
This is a request to approve a Rental Agreement with the Lexington Center Corporation for the Martin Luther King Day Celebration on January 21, 2013 at an estimated cost of \$8,100. Funds are budgeted. p. 9
- b 1306-12** Authorization to change street names and/or individual property address numbers within the 3rd Council District in order to insure the proper operation of the Enhanced 9-1-1 system. (L1306-12)(Lucas/Mason)
This is a request to change street names and/or individual property address numbers within the 3rd Council District in order to eliminate problem addresses and to insure the proper operation of the Enhanced 9-1-1 system. There is no budgetary impact. p. 10 - 13
- c 1308-12** Authorization to accept a grant from the Blue Grass Community Foundation's Family Care Center: Making a Difference Fund. (L1308-12)(Mills)
This is a request to accept a grant in the amount of \$11,488 from the Blue Grass Community Foundation's Family Care Center: Making a Difference Fund for the support of the Family Care Center's Parent Education and Child Care programs. No match is required. p. 14
- d 1309-12** Authorization to execute an Agreement of Affiliation with Bluegrass Crime Stoppers which allows it to be funded in part by a \$1.00 fee added to court costs collected in Fayette County. (L1309-12) (Bastin/Mason)
This is a request to execute an Agreement of Affiliation with Bluegrass Crime Stoppers which allows it to be funded in part by a \$1.00 fee added to court costs collected in Fayette County. There is no budgetary impact. p. 15
- e 1310-12** Authorization to execute an agreement with TLO Systems which permits advanced use of a data source to the Division of Police. (L1310-12) (Bastin/Mason)
This is a request to execute an agreement with TLO Systems which permits advanced use of a data source to the Division of Police. The cost is \$200 per month for 1,000 monthly transactions. Funds are budgeted. p. 16

- f 1313-12** Authorization to transfer land by deed of conveyance to FRM Lawson, LLC for the property located at 755 Enterprise Drive, which is the site of the existing Wolf Run Pump Station. (L1313-12) (Martin/Moloney)
This is a request to transfer land by deed of conveyance to FRM Lawson, LLC for the sum of \$10 for the property located at 755 Enterprise Drive, which is the site of the existing Wolf Run Pump Station. Funds are budgeted. p. 17 - 18
- g 1315-12** Authorization to execute a Renewal Contract with Emerson Network Power for service of the uninterruptible power system that backs up Communications and Police Headquarters. (L1315-12) (Bastin/Mason)
This is a request to execute a Renewal Contract with Emerson Network Power for service of the uninterruptible power system that backs up Communications and Police Headquarters. The contract is for a one (1) year period December 2012 - December 2013 at a cost of \$9,855. Funds are budgeted. p. 19
- h 1317-12** Authorization to execute a Release of Easement releasing a sanitary sewer easement on property located at 2250 Old Frankfort Pike. (L1317-12)(Graham)
This is a request to execute a Release of Easement releasing a sanitary sewer easement on property located at 2250 Old Frankfort Pike. There is no budgetary impact. p. 20
- i 1318-12** Authorization to execute a Memorandum of Agreement (MOA) with Lexington Area Metropolitan Planning Organization (MPO) and the Transit Authority of LFUCG to transfer the assets and operation of the LexVan Van Pool Programs to LexTran. (L1318-12)(Driskell)
This is a request to execute a MOA with the Lexington Area Metropolitan Planning Organization and the Transit Authority of LFUCG to transfer the assets and operation of the LexVan Van Pool Programs to LexTran. This transfer is part of the recommendations for transportation in Fayette County by the MPO. p. 21
- j 1319-12** Authorization to enter into a Memorandum of Agreement (MOA) with the University of Kentucky for construction of public restroom facilities at the Arboretum. (L1319-12)(Hamilton)
This is a request to enter into a MOA with the University of Kentucky for construction of public restroom facilities at the Arboretum at a cost in the amount of \$125,000. LFUCG will not be responsible for maintenance or care of the facilities. p. 22

k

1293-12

Authorization to execute an agreement with Commonwealth
Inspection Bureau Inc. to provide electrical inspection services for
Lexington-Fayette County. (L1293-12) (Crowe/Mason)

This is a request to execute an agreement with Commonwealth
Inspection Bureau Inc. to provide electrical inspection services for
Lexington-Fayette County. There is no budgetary impact. p. 23

BUDGET AMENDMENT REQUEST LIST

JOURNAL	65442-43	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	1,125.00
					1,125.00CR
					.00

To recognize a donation from Partners for Youth to William Wells Brown Community Center for the Healthy Life Skills program.

JOURNAL	65446-47	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	125.00
					125.00CR
					.00

To recognize a donation from Kentucky State University to William Wells Brown Community Center Health Program.

JOURNAL	65453-54	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	740.00
					740.00CR
					.00

To recognize a reimbursement for overtime expended for the Susan G. Komen Race for the Cure.

JOURNAL	65444-45	DIVISION	Social Services Administration	Fund Name	Donation Fund
				Fund Impact	5.44
					5.44CR
					.00

To budget contributions from TRUIST for the Domestic Violence Prevention Board.

JOURNAL	65449-50	DIVISION	Grants and Special Projects	Fund Name	US Dept of Transpor
				Fund Impact	2,480,000.00
					2,480,000.00CR
					.00

To budget additional federal funds for Clays Mill Road Improvements Project for design and construction of phase 2B and 2C.

JOURNAL	65456	DIVISION	Water Quality	Fund Name	Sanitary Sewer Fund
				Fund Impact	20,000.00
					20,000.00CR
					.00

To provide funds for trench protection equipment.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District Fund	.00
Fund	1103	Donation Fund	.00
Fund	3160	US Department of Transportation	.00
Fund	4002	Sanitary Sewer Revenue and Operating Fund	.00



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Richard Moloney, Chief Administrative Officer
Urban County Council members



From: Lori Houlihan, Special Events Liaison

Date: November 19, 2012

Re: Authorization of Lease Agreement for 2013 Martin Luther King Day Celebration

This is to request authorization of a rental agreement with Lexington Center Corporation for the 2013 MLK Day Celebration. This celebration will be held on Monday, January 21st. The estimated expense is \$8,100. to help pay for services provided by Lexington Center. This expense is fully budgeted in the Special Projects budget.

The MLK Day Celebration will begin with a breakfast held in the Civic Center, followed by the Freedom March at 10:00am. Marchers will return to the Civic Center for the Commemorative Program.

I appreciate your consideration of this item and request your approval.

FOLLOW MAYOR GRAY:

www.facebook.com/MayorJimGray

www.twitter.com/JimGrayLexKY



Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

November 28, 2012

TO: Mayor Jim Gray and Urban County Council

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

RE: Address Changes for Enhanced 9-1-1 Compliance

This request will change individual numbers to addresses within the 3rd Council District. The attached listing reflects the individual addresses to be changed.

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

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

The following documents are attached:

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

2010 2nd Quarter Addresses Changes

1306-12

Old Number	Old Direction	Old Street	Old Type	Old Unit	New Number	New Direction	New Street	New Type	New Unit	AKA Address	Image	Council District
3		Richmond	Ave		133		Richmond	Ave			1847.jpg	3
2		Richmond	Ave		134		Richmond	Ave			1847.jpg	3
5		Richmond	Ave		135		Richmond	Ave			1847.jpg	3
4		Richmond	Ave		136		Richmond	Ave			1847.jpg	3
7		Richmond	Ave		137		Richmond	Ave			1847.jpg	3
6		Richmond	Ave		138		Richmond	Ave			1847.jpg	3
9		Richmond	Ave		139		Richmond	Ave			1847.jpg	3
8		Richmond	Ave		140		Richmond	Ave			1847.jpg	3
11		Richmond	Ave		141		Richmond	Ave			1847.jpg	3
10		Richmond	Ave		142		Richmond	Ave			1847.jpg	3
13		Richmond	Ave		143		Richmond	Ave			1847.jpg	3
12		Richmond	Ave		144		Richmond	Ave			1847.jpg	3
15		Richmond	Ave		145		Richmond	Ave			1847.jpg	3
14		Richmond	Ave		146		Richmond	Ave			1847.jpg	3
17		Richmond	Ave		147		Richmond	Ave			1847.jpg	3
16		Richmond	Ave		148		Richmond	Ave			1847.jpg	3
19		Richmond	Ave		149		Richmond	Ave			1847.jpg	3
18		Richmond	Ave		150		Richmond	Ave			1847.jpg	3
21		Richmond	Ave		151		Richmond	Ave			1847.jpg	3
20		Richmond	Ave		152		Richmond	Ave			1847.jpg	3
23		Richmond	Ave		153		Richmond	Ave			1847.jpg	3
22		Richmond	Ave		154		Richmond	Ave			1847.jpg	3
25		Richmond	Ave		155		Richmond	Ave			1847.jpg	3
24		Richmond	Ave		156		Richmond	Ave			1847.jpg	3
27		Richmond	Ave		157		Richmond	Ave			1847.jpg	3
26		Richmond	Ave		158		Richmond	Ave			1847.jpg	3
29		Richmond	Ave		159		Richmond	Ave			1847.jpg	3
28		Richmond	Ave		160		Richmond	Ave			1847.jpg	3
31		Richmond	Ave		161		Richmond	Ave			1847.jpg	3
28 1/2		Richmond	Ave		162		Richmond	Ave			1847.jpg	3
33		Richmond	Ave		163		Richmond	Ave			1847.jpg	3
30		Richmond	Ave		164		Richmond	Ave			1847.jpg	3
35		Richmond	Ave		165		Richmond	Ave			1847.jpg	3
32		Richmond	Ave		166		Richmond	Ave			1847.jpg	3
37		Richmond	Ave		167		Richmond	Ave			1847.jpg	3
34		Richmond	Ave		168		Richmond	Ave			1847.jpg	3
39		Richmond	Ave		169		Richmond	Ave			1847.jpg	3
36		Richmond	Ave		170		Richmond	Ave			1847.jpg	3
41		Richmond	Ave		171		Richmond	Ave			1847.jpg	3
38		Richmond	Ave		172		Richmond	Ave			1847.jpg	3
43		Richmond	Ave		173		Richmond	Ave			1847.jpg	3
40		Richmond	Ave		174		Richmond	Ave			1847.jpg	3
43 1/2		Richmond	Ave		175		Richmond	Ave			1847.jpg	3
42		Richmond	Ave		176		Richmond	Ave			1847.jpg	3
45		Richmond	Ave		177		Richmond	Ave			1847.jpg	3
44		Richmond	Ave		178		Richmond	Ave			1847.jpg	3
47		Richmond	Ave		179		Richmond	Ave			1847.jpg	3
51		Richmond	Ave		181		Richmond	Ave			1847.jpg	3

RESOLUTION NO. _____ - 2011

A RESOLUTION CHANGING THE PROPERTY ADDRESS NUMBERS OF 3, 2, 5, 4, 7, 6, 9, 8, 11, 10, 13, 12, 15, 14, 17, 16, 19, 18, 21, 20, 23, 22, 25, 24, 27, 26, 29, 28, 31, 28½, 33, 30, 35, 32, 37, 34, 39, 36, 41, 38, 43, 40, 43½, 42, 45, 44, 47, AND 51 RICHMOND AVENUE TO 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179 AND 181 RICHMOND AVENUE EFFECTIVE THIRTY DAYS FROM PASSAGE.

WHEREAS, the Lexington-Fayette Urban County Government has created a Geographic Information System ("GIS"); and

WHEREAS, the GIS street mapping and addressing project is the foundation for the Urban County Government's enhanced 911 Emergency Telephone Communication System (the "911 System"); and

WHEREAS, in order for the GIS and 911 Systems to function properly it is imperative that street names and property addresses conform to the standards established in Section 17-2 through 17-4 of the Code of Ordinances; and

WHEREAS, various street names and property addresses located in Council District _ do not meet the Code requirements and changes should be made to conform to the Code and to accomplish the goals of the GIS and 911 System projects.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That the property address numbers of the following properties be and hereby are changed as follows:

(a) Richmond Avenue:

<u>Current</u>	<u>New</u>
3 Richmond Avenue	133 Richmond Avenue
2 Richmond Avenue	134 Richmond Avenue
5 Richmond Avenue	135 Richmond Avenue
4 Richmond Avenue	136 Richmond Avenue
7 Richmond Avenue	137 Richmond Avenue
6 Richmond Avenue	138 Richmond Avenue
9 Richmond Avenue	139 Richmond Avenue
8 Richmond Avenue	140 Richmond Avenue
11 Richmond Avenue	141 Richmond Avenue
10 Richmond Avenue	142 Richmond Avenue
13 Richmond Avenue	143 Richmond Avenue
12 Richmond Avenue	144 Richmond Avenue
15 Richmond Avenue	145 Richmond Avenue
14 Richmond Avenue	146 Richmond Avenue
17 Richmond Avenue	147 Richmond Avenue
16 Richmond Avenue	148 Richmond Avenue
19 Richmond Avenue	149 Richmond Avenue
18 Richmond Avenue	150 Richmond Avenue
21 Richmond Avenue	151 Richmond Avenue
20 Richmond Avenue	152 Richmond Avenue
23 Richmond Avenue	153 Richmond Avenue

22 Richmond Avenue	154 Richmond Avenue
25 Richmond Avenue	155 Richmond Avenue
24 Richmond Avenue	156 Richmond Avenue
27 Richmond Avenue	157 Richmond Avenue
26 Richmond Avenue	158 Richmond Avenue
29 Richmond Avenue	159 Richmond Avenue
28 Richmond Avenue	160 Richmond Avenue
31 Richmond Avenue	161 Richmond Avenue
28½ Richmond Avenue	162 Richmond Avenue
33 Richmond Avenue	163 Richmond Avenue
30 Richmond Avenue	164 Richmond Avenue
35 Richmond Avenue	165 Richmond Avenue
32 Richmond Avenue	166 Richmond Avenue
37 Richmond Avenue	167 Richmond Avenue
34 Richmond Avenue	168 Richmond Avenue
39 Richmond Avenue	169 Richmond Avenue
36 Richmond Avenue	170 Richmond Avenue
41 Richmond Avenue	171 Richmond Avenue
38 Richmond Avenue	172 Richmond Avenue
43 Richmond Avenue	173 Richmond Avenue
40 Richmond Avenue	174 Richmond Avenue
43½ Richmond Avenue	175 Richmond Avenue
42 Richmond Avenue	176 Richmond Avenue
45 Richmond Avenue	177 Richmond Avenue
44 Richmond Avenue	178 Richmond Avenue
47 Richmond Avenue	179 Richmond Avenue
51 Richmond Avenue	181 Richmond Avenue

Section 2 - That this Resolution shall be effective thirty (30) days from passage.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL
PUBLISHED:

X:\Cases\911\10-CC1030\LEG\00301840.DOC



Lexington-Fayette Urban County Government
DEPARTMENT OF SOCIAL SERVICES

Jim Gray
Mayor

Beth Mills
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Members of the Council

FROM: Beth K. Mills
Beth Mills, Commissioner of Social Services

DATE: November 30, 2012

SUBJECT: Family Care Center – BGCF Making a Difference Fund Grant

Request approval to accept \$11,488 from the Blue Grass Community Foundation's *Family Care Center: Making a Difference Fund* for the provision of program funding for the Family Care Center's Parent Education and Child Care programs. This Fund provides periodic grant funding to the Family Care Center to support the Center's mission.

There are no fiscal impacts to the LFUCG associated with acceptance of this grant, and no match is required.

**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: November 30, 2012

RE: Agreement of Affiliation – Bluegrass Crime Stoppers

Please find attached Agreement of Affiliation with the Lexington-Fayette Urban County Government and Bluegrass Crime Stoppers. This agreement (pursuant to KRS Chapter 431) allows for the crime stoppers organization operating in a county may enter into a written agreement with the governing body of that county whereby the crime stoppers organization may be funded in part by a \$1.00 fee added to court costs collected in that county.

The Division of Police is requesting approval from the Urban County Council to authorize Mayor Jim Gray to sign the attached agreement. Upon signing, please forward a copy to the Chief's Office.

There will be no budgetary impact.

A handwritten signature in cursive script, appearing to read "R. Bastin", with a circular stamp or mark at the end of the signature.

Ronnie Bastin
Chief of Police

Attachment

RB/rmh

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: November 28, 2012

RE: TLO Systems Agreement

Please find attached agreement with TLO Systems and Lexington-Fayette Urban County Government. This agreement permits advanced use to the Division of Police of a data source maintained by TLO Systems. This information was previously available at no cost. Personnel with the Division of Police access this information multiple times every day and it has become a valuable resource. TLO Systems has created a pricing structure for law enforcement that is reasonable enough that we should continue to use the source. The effective date of the agreement is January 1, 2013. Cost of the agreement is fully budgeted.

The attached agreement is being forwarded for Council approval and the signature of Mayor Gray. Upon approval and signing please forward a copy to the Chief's Office.

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

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




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

Jim Gray
Mayor

Richard Moloney
Acting Commissioner

Memorandum

To: Mayor Jim Gray
Urban County Council

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

Date: November 30, 2012

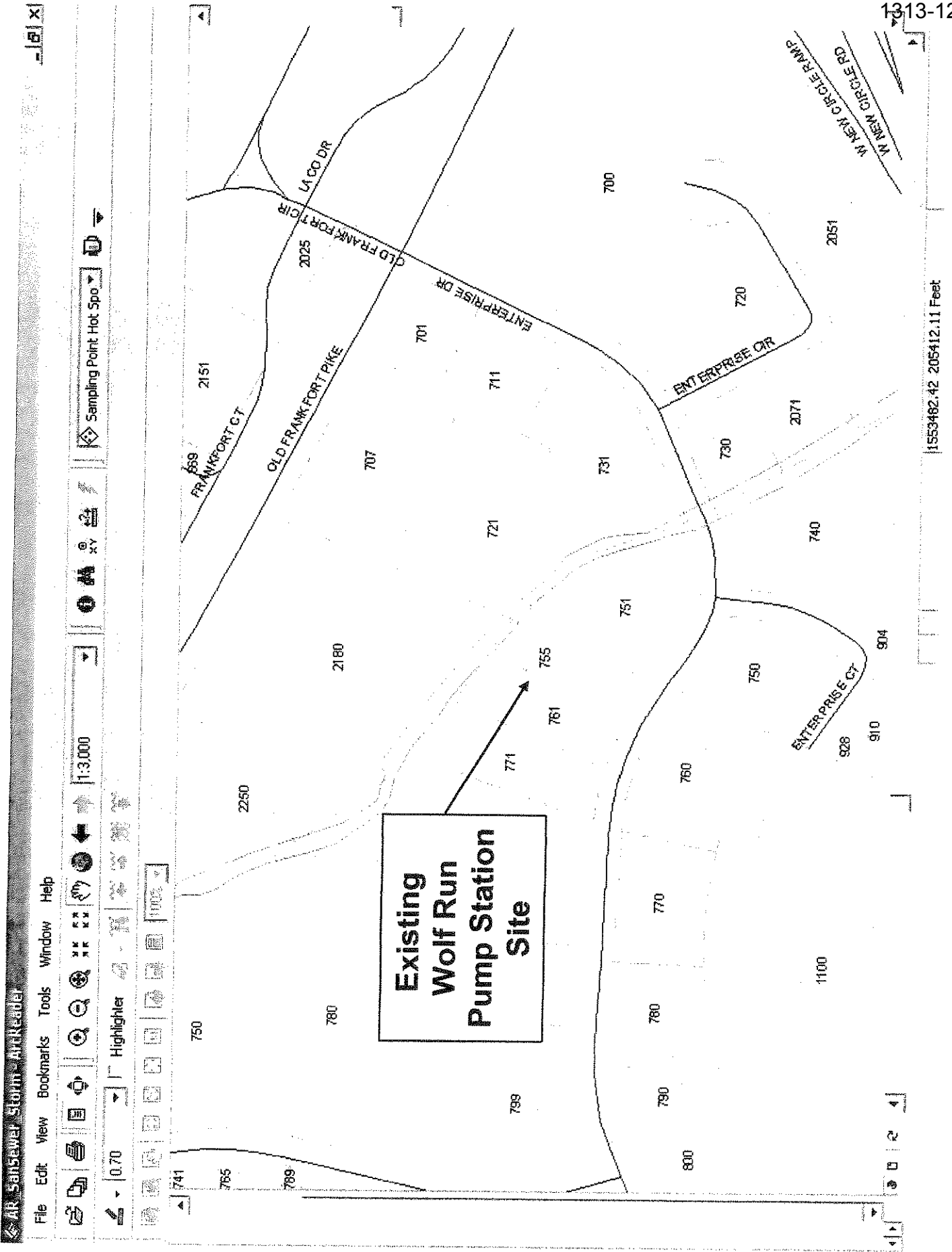
Re: Wolf Run Pump Station Expansion and Relocation project
755 Enterprise Dr – old pump station site transfer
Resolution # 453-2009 – **CONSENT DECREE**

The purpose of this memorandum is to request a resolution authorizing the transfer of land by deed of conveyance from the Lexington Fayette Urban County Government (LFUCG) to FRM Lawson, LLC for the sum of ten dollars (\$10.00) fee paid in hand for the property located at 755 Enterprise Drive. In exchange for the transfer of land, LFUCG will receive the easements needed for the new sewer line. The subject property is the site of the existing Wolf Run Pump Station and contains 7,406 square feet (0.170 acres) more or less. The existing pump station property has no frontage to Enterprise Drive. Access to the site is via a historical ingress and egress easement through the property owned by FRM Lawson LLC.

The pump station is being relocated as a part of the Wolf Run Pump Station Expansion and Relocation Project as recommended in the Remedial Measures Plan, with the existing station slated for demolition upon completion of the new station. Retention of this remnant property has no long-term benefit for LFUCG.

Questions regarding this authorization should be directed to Charles Martin at 425-2455 or LaJoyce Mullins-Williams at 425-2580.

C: Richard Moloney, Acting Commissioner
Rod Chervus, PE, Collection and Conveyance Manager, DWQ
LaJoyce Mullins-Williams, Project Engineering Coordinator, DWQ



**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: November 28, 2012

RE: **Emerson Network Power Contract – Uninterruptable Power Supply (Battery Replacement)**

Please find attached Emerson Network Power Renewal Contract for service of the uninterruptible power system that backs up Communications and Police Headquarters.

Emerson Network Power is a sole source vendor, in which, the battery replacement for the uninterruptable power supply (UPS) is purchased. The uninterruptable power supply located in the main computer room to the E911 Center is responsible for providing power to the Division of Police server farm, AS400, radio voting receivers and E911 equipment in the event of a power failure. The UPS is designed to hold power up for the aforementioned equipment until the emergency generator starts and delivers the necessary power for the equipment to continue operating until normal power is restored. The attached contract is for one (1) year, December 2012 – December 2013.

Upon approval and signing, please forward a signed copy to the Chief's Office. Cost of contract is fully budgeted.

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



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: December 3, 2012

RE: Release of Easement
2250 Old Frankfort Pike

This memo is to request a Resolution authorizing the Mayor to sign a Release of Easement releasing a sanitary sewer easement on property located at 2250 Old Frankfort Pike.

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 black 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



Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Gray
Mayor

Jane C. Driskell
Commissioner

MEMORANDUM

TO: Urban County Council Members
Mayor Jim Gray

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

DATE: December 4, 2012

SUBJECT: Memorandum of Agreement (MOA)- LexVan Vanpool Program

The attached memo is requesting approval of a Memorandum of Agreement between Lexington Fayette Urban County Government, the Lexington Area Metropolitan Planning Organization and the Transit Authority of the Lexington-Fayette Urban County Government.

The agreement is to transfer the assets and operation of the LexVan van pool program to Lextran. The transfer of the program has been part of the recommendations for the transportation in Fayette County by the Metropolitan Planning Organization.

Lextran is in the process of hiring a coordinator to run the program so the actual transfer of the vans and the program fund balance will take place in the late winter or early spring of 2013.

Council is requested to approve the attached Memorandum of Agreement.

/lyb



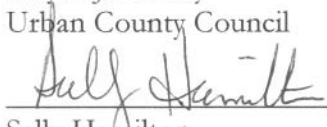
Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Sally Hamilton
Commissioner

MEMORANDUM

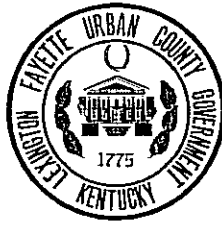
TO: Mayor Jim Gray
Urban County Council

FROM: 
Sally Hamilton
Commissioner of General Services

DATE: December 4, 2012

RE: Memorandum of Agreement between Lexington-Fayette Urban County Government
and the University of Kentucky

I am requesting Urban County Council approval to enter into a Memorandum of Agreement with the University of Kentucky for construction of public restroom facilities at the University of Kentucky-Lexington-Fayette County Arboretum Park located at 500 Alumni Drive. LFUCG and UK have a longstanding relationship with regard to the Arboretum and additional public restroom facilities are needed. In exchange for LFUCG providing one hundred twenty-five thousand dollars (\$125,000.00) the University will expend the funds for the purpose of construction of the facilities by no later than January 1, 2014 and LFUCG will not be responsible for maintenance or care of the facilities. Funds are budgeted for the project.




Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

MEMORANDUM

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

FROM: Dewey Crowe, Director 
Division of Building Inspection

Date: November 28, 2012

RE: RFP 32-2012 Electrical Inspection Services

This is to request authorization for the LFUCG to execute a contract agreement with Commonwealth Inspection Bureau Inc. to provide electrical inspection services for Lexington-Fayette County. The RFP selection group has reviewed the proposal submitted by Commonwealth Inspection Bureau Inc. and recommends it for approval. There is no budgetary impact.

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

Amount	Recipient	Purpose
\$ 1,000.00	Visually Impaired Preschoolers Services of Greater Louisville, Inc. 2500 Brown and Williamson Tower Louisville, KY 40202 Mary Yohon	To assist with fundraising event in Lexington.
\$ 3,150.00	Central Kentucky Youth Football League, Inc. 320 Andover Drive Lexington, KY 40502 Martin Moore	To support youth football programming.
\$ 100.00	Georgetown Neighborhood Association P.O. Box 11382 Lexington, KY 40575 Diane Marshall	To support a coat drive.
\$ 475.00	One World Films, Inc. 637 Lakeshore Drive Lexington, KY 40502 Annette Mayer	To support a public film festival.
\$ 450.00	Southern Heights Neighborhood Association 1820 Nicholasville Road Lexington, KY 40503 Laura Stouffer	For operating expenses.
\$ 525.00	William Wells Brown Neighborhood Association 549 Mustang Crossing Drive Lexington, KY 40508 Billie Mallory	For raised-garden planters.
\$ 800.00	Columbia Heights Neighborhood Association 612 Columbia Avenue Lexington, KY 40508 Janet Cowen	For bus shelter project.
\$ 250.00	Sisters Road to Freedom, Inc. P.O. Box 1055 Lexington, KY 40588-1055 Therese Warrick	For emergency food, clothing, medical, and monetary assistance for women and children in need.

BUDGET & FINANCE COMMITTEE

November 27, 2012

Summary

Ellinger called the meeting to order at 1:00 PM. All committee members were present except Myers and Beard. Ford and Henson were also present.

I. 10.23.12 Committee Meeting Summary

A motion by Lane, second by Kay to approve the 10.23.12 committee summary passed unanimously.

II. Comprehensive Annual Financial Report/Fund Balances/Monthly Financial Monthly Financial Report

Mayor Gray introduced Jane Driskell to provide the Comprehensive Annual Financial Report (CAFR); the fund balances; and the monthly financial report.

Driskell stated that LFUCG was issued a clean financial opinion on November 15, 2012 for the year end financial statements. She stated that the A133 would be completed by February 2013 and the auditor would present their findings at the February meeting as well.

She stated that the unrestricted balance in the Urban Fund is \$ 22.8 million or 63% of the annual revenue. The Sanitary Sewer fund has a capital reserve of \$ 56.2 million and a fund balance of \$ 4.8 million. The Landfill Fund has a fund balance of \$ 11.1 million or 154% of the annual revenue. The Water Quality Fund has a fund balance of \$ 7.2 million or 59% of the annual revenue.

Driskell stated that the General Fund has a non-spendable fund balance of \$ 1.5 million; an assigned fund balance of \$ 39.5 million and an unassigned fund balance of \$ 3.3 million.

She noted that the non-spendable balance consists of contractual or legal obligations. The assigned category consists of items earmarked for specific purposes.

Driskell stated that the General Fund assigned fund balance includes funds for the 27th pay period; a ligation reserve; HOME match; a health care reserve; tax refunds; an economic development reserve; capital carry forward; a transfer to the Urban Services Fund for street lights; and the Economic Stabilization Fund.

Gorton asked about the differences between non-spendable, assigned and un-assigned fund balances.

Ellinger, Gorton and Stinnett thanked Driskell for her service to LFUCG.

O'Mara discussed the monthly revenue report. He noted that revenue in the major categories is about \$ 800,000 over budget.

Barrow discussed the FY 13 General Fund cash flow. He stated that there is a positive variance of approximately \$ 1.5 million between actual revenue and budget year to date. He also reported that actual expenses were about \$ 3.8 million below budget year to date, providing a net income year to date of \$ 5.2 million. He noted that timing was a factor in some of the positive variance but expenses were down and revenue was exceeding budget.

Gorton, Lawless and Lane all thanked Barrow for his service to LFUCG.

III. Affordable Housing Trust Fund

Ellinger called on Schoninger to summarize his November 19 memo. Schoninger stated that Stinnett had several information requests at September 25 committee meeting including role of the Lexington Housing Authority; Housing Authority waiting list; funds expended on affordable housing; and number of affordable housing dwelling units in Lexington-Fayette County.

Schoninger stated that the Housing Authority has a waiting list of 2,376 families for conventional public housing; and a waiting list of 316 for choice voucher assistance.

He also reported that since 2005 LFUCG has expended \$ 37.8 million on affordable housing programs using a combination of local and federal HUD funds.

Kay stated that the Homelessness Commission will finish its work in early 2013 and he wanted to keep this item in Committee.

Stinnett asked Kay if the report will include recommendations regarding funding and adequate housing stock. In response Kay stated it will include funding, housing units and identify restructuring existing housing assistance.

Blues asked if the report will respond to the recommendations of the Affordable Housing Trust Fund.

Lawless stated that the affordable housing issue was about more than the homeless population.

Ford discussed the need for an affordable housing trust fund.

Ellinger stated if there is a proposal to raise the insurance premium it will need to be implemented within the 1st quarter of the year.

Henson stated that there is a need for affordable housing but that it should be dealt with in a responsible, efficient and effective manner.

Kay stated that the Homelessness Task Force has examined best practices from other communities.

Ford stated that he hoped that we would not lose sight of the recommendations from the Affordable Housing Trust Fund. He stated that they were different than services needed to address the homeless population.

Farmer suggested bringing the Housing Authority into this discussion. In response, CAO Moloney stated that he will include Austin Simms and others from the Housing Authority.

The Committee heard from several citizens, including Adam Jones, Ann Garrity, Sister Iris Sutton and Vera Thomas who spoke in favor of the recommendations of the Affordable Housing Trust Fund.

IV. Items Referred to Committee

Lane requested that the issue of economic efficiency and best practices be part of the January 2013 agenda.

Schoninger summarized the items referred to Committee.

The meeting was adjourned at 2:45 PM.

ENVIRONMENTAL QUALITY COMMITTEE

November 27, 2012

Summary

Chair Blues called the meeting to order at 11:02 AM. Stinnett, Gorton, Farmer, Crosbie, McChord, Martin, Henson and Lane were present. Kay was also in attendance.

1. September 25, 2012 Committee Summary

On a motion by Gorton, second Henson the September 25, 2012 Environmental Quality Committee summary was approved.

2. Blue Sky Update

Charlie Martin discussed the Blue Sky pump station and force main issue. He stated that this is a supplemental environmental project of the Consent Decree designed to eliminate the discharge from the Blue Sky Wastewater Treatment Plant and ‘accommodate’ the elimination of the Boonesboro Manor Wastewater Treatment Plant. He stated that the solution is a construction of a pump station and elimination of the wastewater plant. Martin stated that the project is to be completed by January 3, 2015. Funding is available from 3 sources; Fund 4003; a state grant; and a State Revolving loan.

Charlie Martin reviewed 3 options; 1. Construct a 435 gpm (gallons per minute) pump station; 2. Construct an 800 gpm pump station; or 3. Construct a 1,200 gpm pump station. He also spoke about an additional acreage option of 609 acres bounded by the existing Urban Services Boundary, Athens-Boonesboro Road and I-75.

Charlie Martin stated that option 1 would cost approximately \$ 1.4 million. It was the lowest cost but doesn’t allow for further development beyond the 435 gpm peak flow for Blue Sky and beyond the existing capacity from Boonesboro Manor.

Charlie Martin stated that option 2 would cost approximately \$ 5.2 million and would provide capacity for both Blue Sky and Boonesboro Manor based on current zoning. He stated that this option would increase the cost of downstream infrastructure above the current Remedial Measures Plan. He stated that the cost does not include the pump station to serve Boonesboro Manor which would need to be funded by its current owners.

Charlie Martin stated that option 3 would cost approximately \$ 7.1 million. It would allow development beyond the plant capacities for both Blue Sky and Boonesboro Manor. It would eliminate the need for the Boonesboro Manor pump station but would require the construction of a gravity sewer from Boonesboro Manor to Blue Sky which would be built by the current owners of Boonesboro Manor. He stated that this option would increase the cost of downstream infrastructure above the current Remedial Measures Plan.

Charlie Martin stated that Option 2 was the preferred alternative.

Lane spoke in favor of option 2 as the most cost effective considering the potential for future growth.

Doug Martin asked about potential costs absorbed by the owners of Boonesboro Manor. He also asked about other private treatment plants. He discussed his concerns about the lack of long term planning. Doug Martin asked about the comprehensive plan and land use designation for the acreage in question adjacent to the Urban Services Boundary. In response Derek Paulsen stated that there are not plans to expand the Urban Services Area.

McChord spoke about the three options and future growth. He stated that you can't predict growth with any certainty.

Gorton asked about the plant and lagoon closure and demolition costs not included in the estimates. In response Charlie Martin stated that those costs would be small compared to the overall project cost.

Gorton asked if this project would require a sanitary sewer rate increase. In response Charlie Martin stated that the overall sanitary upgrades required by the Consent Decree would require a series of rate increases.

Farmer asked about the cost escalation recovery plan. In response Charlie Martin stated that was a potential exaction fee.

Kay spoke about estimated downstream improvements. In response Charlie Martin stated that those expenses would accommodate only the expansion and not address other deficiencies in the sanitary system.

In response to a question from Blues, Charlie Martin stated that he hoped that final construction plans could be submitted in Feb 2013; reviewed by the Division of Water by April, 2013; bidding the project by May 2013; and construction project awarded by June 2013.

Phillip Wilson representing JFG the owners and operators of Boonesboro Manor and its treatment plant spoke on the topic. He noted that they would like to be involved in discussions as they are stakeholders and have concerns about each option identified.

Blues stated that since they have a lengthy agenda today maybe this topic should be revisited at the December 11 meeting.

3. Distillery District Update

Paulsen provided this update. He provided a brief history of the project. He stated that in 2009 there was a bond in the amount of \$ 2.2 million for streetscape and trail design and construction. In 201 an RFP was advanced and in 2011 Strand was selected to conduct

the feasibility study. Later the feasibility study was added to the contract. Strand has subcontracted part of the work to CRA and 3rd Rock. Paulsen stated that the final contract was in the amount of \$ 501,202. To date \$ 383,258 has been spent and the team is about 76% complete.

Stinnett asked about the remainder of the bond proceeds and how the project will be implemented. In response Paulsen stated that one of the deliverables from the Strand team would be the implementation schedule and funding options.

Blues suggested keeping this on the agenda for a brief update at the Dec 11 meeting.

Paulsen stated that the developer Barry McNeese would be available on December 11.

Lane asked about the tie in between the Distillery District project and the Lexington Center Rupp Arts District project. In response Paulsen stated that the projects can compliment each other.

4. Public Comment

There was no public comment

5. Items Referred

There was no discussion on items referred.

On a motion by Gorton, second Crosbie the meeting was adjourned at 12:40 PM.