

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, April 9, 2013

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
April 8 – April 15, 2013**

Monday, April 8

No Meetings

Tuesday, April 9

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

Public Safety Committee.....CANCELLED
Council Chamber – 2nd Floor Government Center

Council Meeting – Mayor’s FY14 Budget Address.....3:00 pm
Council Chamber – 2nd Floor Government Center

Council Work Session.....After Budget Address
Council Chamber – 2nd Floor Government Center

Wednesday, April 10

Policemen’s & Firefighter’s Retirement Board.....9:00 am
Council Chamber – 2nd Floor Government Center

Infill & Redevelopment Committee.....10:30 am
Conference Room – 7th Floor Phoenix Building

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

Thursday, April 11

Fund Balance Workshop for Council.....3:30 pm
Conference Room – 5th Floor Government Center

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

Friday, April 12

No Meetings

Monday, April 15

No Meetings

URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

TABLE OF MOTIONS

March 19th, 2013

Mayor Jim Gray called the meeting to order at 3:05pm. Council Members present were VM Linda Gorton, Chuck Ellinger, Steve Kay, Chris Ford, Shevawn Akers, Diane Lawless, Julian Beard, Bill Farmer, Kevin Stinnett, Jennifer Scutchfield, Jennifer Mossotti, Harry Clarke, and Peggy Henson. Ed Lane and George Myers were absent.

I. Public Comment – Issues on Agenda – No

II. Requested Rezonings / Docket Approval – Yes

Motion by Stinnett to approve the docket. Seconded by Gorton.

Motion by Scutchfield to place an Ordinance changing the zone from a Professional Office (P-1) zone to a Highway Service Business (B-3) zone for property located at 3270 Richmond Road on the docket without a public hearing. Seconded by Ellinger. Motion passed without dissent.

Motion by Farmer to place an Ordinance changing the zone from a Single Family Residential (R-1C) zone to a Neighborhood Business (B-1) zone for property located at 708-712 Henry Clay Blvd. on the docket without a public hearing. Seconded by Gorton. Motion passed without dissent.

Stinnett's motion passed without dissent.

III. Approval of Summary - Yes

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

IV. Budget Amendments - Yes

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

V. New Business - Yes

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

VI. Continuing Business / Presentations - Yes

Motion by Ellinger to approve the Neighborhood Development Funds (NDF). Seconded by Stinnett. Motion passed without dissent.

Motion by Kay to place on the docket for the March 21st, 2013 Council Meeting, a resolution amending Section 4.104 of the Council Rules and Procedures. Seconded by Akers. Motion passed 7-6. Gorton, Ellinger, Beard, Farmer, Stinnett, and Henson voted nay.

VII. Council Reports – Yes

VIII. Mayor's Report – Yes

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

IX. Public Comment – Issues Not on Agenda – No

X. Adjournment

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

**Lexington-Fayette Urban County Government
Work Session Packet
April 9, 2013**

- 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. 11-15**
- V. New Business – Yes p. 16-56**
- VI. Continuing Business / Presentations**
 - a. Neighborhood Development Funds, April 9, 2013 p.57
 - b. Environmental Quality Committee Summary, March 2013 p.58-60
 - c. Planning and Public Works Committee Summary, March 2013 p.61-64
 - d. Social Services & Community Development Summary, March 2013 p.65-68
 - e. Budget & Finance Committee Summary, March 2013 p.69-72
 - f. Presentation: I Know Expo; By: Kristina Stambaugh, Dept. of Social Services p.73-87
 - g. Proclamation: Animal Care and Control Officers Appreciation Week
- VII. Council Reports**
- VIII. Mayor's Report**
- IX. Public Comment – Issues not on Agenda**
- X. Adjournment**

Administrative Synopsis - New Business Items

- a 0240-13** Authorization to execute the designation of Applicant's Agent Resolution designating Cynthia A. Schuster as LFUCG's authorized agent for the purpose of obtaining certain federal financial assistance under the Disaster Relief Act or the President's Disaster Relief Fund. (L0240-13) (O'Mara)
This is a request to execute the designation of Applicant's Agent Resolution designating Cynthia A. Schuster, Administration Officer Senior, Department of Finance, as LFUCG's authorized agent for the purpose of obtaining certain federal financial assistance under the Disaster Relief Act or the President's Disaster Relief Fund. p. 16
- b 0255-13** Authorization to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Environmental Enforcement Specialist (Grade 115E) and creating one (1) position of Arborist Sr. (Grade 115E) in the Division of Environmental Policy. (L0255-13) (Maxwell/Moloney)
This is a request to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Environmental Enforcement Specialist (Grade 115E) and creating one (1) position of Arborist Sr. (Grade 115E) in the Division of Environmental Policy. There is no budgetary impact. p. 17-18
- c 0270-13** Authorization to execute an agreement awarding a Class B (Infrastructure) Stormwater Quality Projects Incentive Grant to The Southland Association, Inc. (L0270-13) (Martin/Moloney)
This is a request to execute an agreement awarding a Class B (Infrastructure) Stormwater Quality Projects Incentive Grant to The Southland Association, Inc., at a total cost not to exceed \$50,000.00. Funds are budgeted. p. 19
- d 0273-13** Authorization to extend the timeline of completion for the 2012 Sanitary Sewer Cleaning Program project to May 3, 2013. (L0273-13) (Martin/Moloney)
This is a request to extend the timeline of completion for the 2012 Sanitary Sewer Cleaning Program project to May 3, 2013. There will be no changes to the contract cost. p. 20
- e 0275-13** Authorization to accept deeds of easement from the owners of record on properties needed for the relocation and reconstruction of the Newtown Pike/Fourth Street Sanitary Sewer Improvements. (L0275-13) (Martin/Moloney)
This is a request to accept deeds of easement from the owners of record on properties needed for the relocation and reconstruction of the Newtown Pike/Fourth Street Sanitary Sewer Improvements for a cost not to exceed \$35,100. Funds are budgeted. p. 21

- f** **0276-13** Authorization to execute an agreement with Delaney & Associates for replacement parts for the #2 Dewatering Pump at Town Branch Wastewater Treatment Plant. (L0276-13) (Martin/Moloney)
This is a request to execute an agreement with Delaney & Associates for replacement parts for the #2 Dewatering Pump at Town Branch Wastewater Treatment Plant for a cost of \$28,371. Funds are budgeted. p. 22
- g** **0277-13** Authorization to execute Amendment No. 1 to the engineering contract with Bell Engineers for the Blue Sky Pump Station and Force Main Project. (L0277-13) (Martin/Moloney)
This is a request to execute Amendment No. 1 to the engineering contract with Bell Engineers in the amount of \$66,500.00 for the Blue Sky Pump Station and Force Main Project. This increase brings the total new project cost to \$223,995. Funds are budgeted. p. 23-25
- h** **0279-13** Authorization to execute agreement with Hilton Lexington/Downtown for the 2013 FEMA Chemical Stockpile Emergency Preparedness Annual Meeting on June 17-19. (L0279-13) (Gooding/Mason)
This is a request to execute agreement with Hilton Lexington/Downtown for the 2013 FEMA Chemical Stockpile Emergency Preparedness Annual Meeting on June 17-19, using \$16,000 awarded under the Chemical Stockpile Emergency Preparedness Program (CSEPP). Funds are budgeted. p. 26
- i** **0280-13** Authorization to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Records Management Analyst (Grade 111N) and creating one (1) position of Deputy Council Clerk (Grade 116E) in the Office of the Clerk of the Urban County Council. (L0280-13) (Maxwell/Hamilton)
This is a request to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Records Management Analyst (Grade 111N) and creating one (1) position of Deputy Council Clerk (Grade 116E) in the Office of the Clerk of the Urban County Council. The impact for FY2013 (3 pay periods) will be \$1,809.89. p. 27-29

- j **0281-13** Authorization to amend Section 22-5 of the Code of Ordinances, abolishing one (1) position of Administrative Specialist Sr. (Grade 112N) in the Department of Environmental Policy and Public Works and creating one position of Administrative Officer (Grade 118E) in the Office of the Chief Administrative Officer; this action also transfers two positions of Administrative Officer P/T (Grade 118E) and the incumbents from the Office of the Chief Administrative Officer to the Department of Environmental Policy and Public Works. (L-0281-13) (Maxwell/Hamilton)
 This is a request to amend Section 22-5 of the Code of Ordinances, abolishing one (1) position of Administrative Specialist Sr. (Grade 112N) in the Department of Environmental Policy and Public Works and creating one position of Administrative Officer (Grade 118E) in the Office of the Chief Administrative Officer; this action also transfers two positions of Administrative Officer P/T (Grade 118E) and the incumbents from the Office of the Chief Administrative Officer to the Department of Environmental Policy and Public Works. The impact for FY2013 will be \$5,900. p. 30-31
- k **0286-13** Authorization to execute Letter of Agreement with the Lexington Air Traffic Control Tower to designate discrete transponder codes and radiotelephony call signs for Lexington Police Department aircraft operating within the Lexington, KY Approach Control Airspace. (L0286-13) (Bastin/Mason)
 This is a request to execute Letter of Agreement with the Lexington Air Traffic Control Tower to designate discrete transponder codes and radiotelephony call signs for Lexington Police Department aircraft operating within the Lexington, KY Approach Control Airspace. There is no budgetary impact. p. 32
- l **0287-13** Authorization to execute amendment to Memorandum of Agreement (MOA) with the Bureau of Alcohol, Tobacco, Firearms and Explosives for the reimbursement of overtime expenses to correct the start date of operations to November 14, 2012. (L0287-13) (Bastin/Mason)
 This is a request to execute amendment to MOA with the Bureau of Alcohol, Tobacco, Firearms and Explosives for the reimbursement of overtime expenses to correct the start date of operations to November 14, 2012. There is no budgetary impact. p. 33

- m 0303-13** Authorization to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Administrative Officer (Grade 118E), one (1) position of Engineering Technician (Grade 111N) and one (1) position of Maintenance Mechanic (Grade 113N) and creating one (1) position of CAP Operations Manager (Grade 118E), two (2) positions of Project Manager (Grade 114N), one (1) position of Engineering Technician Sr. (Grade 113E) and one (1) position of Program Specialist (Grade 112E) in the Division of Water Quality. (L0303-13) (Maxwell/Moloney)
 This is a request to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Administrative Officer (Grade 118E), one (1) position of Engineering Technician (Grade 111N) and one (1) position of Maintenance Mechanic (Grade 113N) and creating one (1) position of CAP Operations Manager (Grade 118E), two (2) positions of Project Manager (Grade 114N), one (1) position of Engineering Technician Sr. (Grade 113E) and one (1) position of Program Specialist (Grade 112E) in the Division of Water Quality. The impact for FY2013 (3 pay periods) will be \$11,054.46. p. 34-37
- n 0305-13** Authorization to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Engineering Technician Principal (Grade 115E) and one (1) position of Public Service Worker Sr. (Grade 107N) and creating one (1) position of Associate Municipal Engineer (Grade 115E); and to amend Section 22-5 of the Code of Ordinances abolishing one (1) position of Administrative Officer Sr., (Grade 120E) and creating one (1) position of Administrative Specialist Principal (Grade 114E), one (1) position of Environmental Inspector (Grade 113N) and one position of Staff Assistant Sr. (Grade 108N) in the Division of Water Quality. (L0305-13) (Maxwell/Moloney)
 This is a request to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Engineering Technician Principal (Grade 115E) and one (1) position of Public Service Worker Sr. (Grade 107N) and creating one (1) position of Associate Municipal Engineer (Grade 115E); and to amend Section 22-5 of the Code of Ordinances abolishing one (1) position of Administrative Officer Sr., (Grade 120E) and creating one (1) position of Administrative Specialist Principal (Grade 114E), one (1) position of Environmental Inspector (Grade 113N) and one position of Staff Assistant Sr. (Grade 108N) in the Division of Water Quality. The impact for FY2013 (3 pay periods) will be a savings of \$2,123.74. p. 38-42

- o 0306-13** Authorization to execute a standardized agreement with Woodford County Fiscal Court, and other local governments, for Exchange of Occupational License Fee Information Agreement. (L0303-13) (O'Mara)
This is a request to execute a standardized agreement with Woodford County Fiscal Court, and other local governments, for the Exchange of Occupational License Fee Information Agreement. There is no budgetary impact. p. 43
- p 0311-13** Authorization to submit application to the Kentucky Department for Local Government requesting federal funds from the 2013 Land and Water Conservation Fund for construction of Berry Hill Skate Park. (L0311-13) (Gooding/Reed)
This is a request to submit application to the Kentucky Department for Local Government requesting federal funds in the amount of \$75,000 from the FY 2013 Land and Water Conservation Fund for construction of Berry Hill Skate Park. The total cost of the project is \$260,000 and a 50% local match is required. p. 44
- q 0314-13** Authorization to execute agreement with Living Arts and Science Center for expansion of the center. (L0314-13) (Gooding/Hamilton)
This is a request to execute agreement in the amount of \$80,000 with Living Arts and Science Center for expansion of the center. Funds are budgeted. p. 45
- r 0316-13** Authorization to amend Section 22-5 of the Code of Ordinances, extending one (1) temporary position of Project Engineering Coordinator (Grade 119E) for a term of four (4) years beginning June 25, 2013 and ending June 25, 2017 within the Division of Water Quality. (L0316-13) (Maxwell/Moloney)
This is a request to amend Section 22-5 of the Code of Ordinances, extending one (1) temporary position of Project Engineering Coordinator (Grade 119E) for a term of four (4) years beginning June 25, 2013 and ending June 25, 2017 within the Division of Water Quality. This position is fully funded for FY 2013. p. 46

- s** **0319-13** Authorization to submit 2013 Consolidated Plan, accept awards of federal funds for Community Development Block Grant Program, Home Investment Partnerships Program, and Emergency Solutions Grants Program, from the U.S. Department of Housing and Urban Development for FY 2014, and to authorize execution of agreements with subrecipients in accordance with approved plan. (L0319-13) (Gooding/Hamilton)
This is a request to submit 2013 Consolidated Plan, accept awards of federal funds for Community Development Block Grant Program, Home Investment Partnerships Program, and Emergency Solutions Grants Program, from the U.S. Department of Housing and Urban Development for FY 2014, and to authorize execution of agreements with subrecipients in accordance with approved plan. Budget amendment in process. p. 47-48
- t** **0320-13** Authorization to execute franchise agreements with all of the utilities that are selected pursuant to the bidding of the electric and natural gas franchise ordinances. (L0320-13) (Hamilton)
This is a request to execute franchise agreements with all of the utilities that are selected pursuant to the bidding of the electric and natural gas franchise ordinances. p. 49
- u** **0321-13** Authorization to accept award from the Kentucky Department of Military Affairs, Division of Emergency Management under the Chemical Stockpile Emergency Preparedness Program (CSEPP)-FY 2013. (L0321-13) (Gooding/Mason)
This is a request to accept award from the Kentucky Department of Military Affairs, Division of Emergency Management of federal funds in the amount of \$857,300 under the CSEPP-FY 2013. No matching funds are required. Budget amendment in process. p. 50
- v** **0322-13** Authorization to execute Amendment No. 1 to agreement with Bluegrass Area Development District providing for additional federal funds for operation of the Senior Citizens Center in FY 2013. (L0322-13) (Gooding/Mills)
This is a request to execute Amendment No. 1 to agreement with Bluegrass Area Development District providing for additional federal funds in the amount of \$5,256 for operation of the Senior Citizens Center in FY 2013. This increase brings the total new project cost to \$88,357. Budget amendment in process. p. 51
- w** **0323-13** Authorization to execute Change Order No. 3 to agreement with GRW Engineers, Inc., for the Investigation and Design for Expansion Area 2A Pumping Station and Force Main. (L0323-13) (Martin/Moloney)
This is a request to execute Change Order No. 3 to agreement with GRW Engineers, Inc., for an amount not to exceed \$37,840 for the Investigation and Design for Expansion Area 2A Pumping Station and Force Main. This increase brings the total new project cost to \$500,190. Funds are budgeted. p. 52-53

- x** **0325-13** Authorization to execute an Encroachment Agreement allowing an encroachment on a utility easement on property located at 1676 McGrathiana Parkway. (L0325-13) (Graham)
 This is a request to execute an Encroachment Agreement allowing an encroachment on a utility easement on property located at 1676 McGrathiana Parkway. There is no budgetary impact. p. 54
- y** **0326-13** Authorization to accept awards, if offered, for FY 2014 Transportation Planning Activities, including FHWA Planning, Transit Planning, Mobility Office Operation, Air Quality Planning, Congestion Management Planning, and Bike/Ped Planning. (L0326-13) (Gooding/Paulsen)
 This is a request to accept awards in the amount of \$843,500, if offered, for FY 2014 Transportation Planning Activities, including FHWA Planning, Transit Planning, Mobility Office Operation, Air Quality Planning, Congestion Management Planning, and Bike/Ped Planning. A local match of \$146,800 is required. Budget amendment in process. p. 55-56

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

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

NEW BUSINESS ITEM	BUDGET JOURNAL	DIVISION	DESCRIPTION OF REQUEST
280-13	67813	Council Clerk	To provide funds for one position of Deputy Council Clerk by abolishing one position of Records Management Analyst. 1101 1,919.02 1,919.02
281-13	67811	Environmental Quality and Public Works/CAO	To provide funds for one Administrative Officer (118E) in the Office of the CAO and transfer two Administrative Officer P/T (118E) from CAO and abolishing Administrative Specialist Sr (112N) in Environmental Quality and Public Works. 1101 5,900.00 1101 5,900.00CR .00
303-13	CB00105	Water Quality	To provide funds for one CAP Operations Manager, Engineering Technician Sr. Program Specialist, and two Project Manager, by abolishing one Administrative Officer, Engineering Technician, Maintenance Mechanic and by reducing for Professional Services. 4002 29,820.00 4002 24,210.00CR 5,610.00
303-13	CB00106	Water Quality	To provide funds for one CAP Operations Manager, Engineering Technician Sr. Program Specialist, and two Project Manager, by abolishing one Administrative Officer, Engineering Technician, Maintenance Mechanic and by reducing for Professional Services. 4051 5,610.00CR 5,610.00CR
305-13	CB00103	Water Quality	To provide funds for one Associate Municipal Engineer, Staff Assistant Sr., Environmental Inspector, and Administrative Specialist Principal by abolishing one Engineering Technician Principal, Public Service Worker Sr., and Administrative Officer Sr. 4051 6,290.00 4051 14,210.00CR 7,920.00CR

305-13

CB00104

Water Quality

To provide funds for one Associate Municipal Engineer, Staff Assistant Sr., Environmental Inspector, and Administrative Specialist Principal by abolishing one Engineering Technician Principal, Public Service Worker Sr., and Administrative Officer Sr.

4002	6,800.00
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4002	1,000.00CR
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	5,800.00
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EFFECT ON FUND BALANCES			
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FUND 1101	1,919.02	DECREASE TO:	GENERAL SERVICE DISTRICT FUND
FUND 4002	11,410.00	DECREASE TO:	SANITARY SEWER REVENUE AND OPERATING FUND
FUND 4051	13,530.00	INCREASE TO:	WATER QUALITY MANAGEMENT FUND

BUDGET AMENDMENT REQUEST LIST

JOURNAL	67943-44	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	6,547.25
					6,547.25CR
					.00

To recognize reimbursement funds received for overtime expended by Park Maintenance personnel during various rental events.

JOURNAL	68010-11	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	2,497.66
					2,497.66CR
					.00

To recognize funds from Central Baptist Hospital for expenses incurred during Mid Summer Nights Run.

JOURNAL	68077	DIVISION	Police	Fund Name	General Fund
				Fund Impact	8,525.00
					8,525.00CR
					.00

To provide funds for a microfiche machine to replace the broken machine in Central Records which is used for investigative purposes/open records requests by decreasing funds in Repair and Maintenance within the Bureau of Administration.

JOURNAL	68078	DIVISION	Police	Fund Name	General Fund
				Fund Impact	14,200.00
					14,200.00CR
					.00

To provide funds for a Server to be placed at Kentucky State Police in Frankfort for off-site virtualization and disaster recovery preparedness by decreasing funds for Operating Supplies and Expense.

JOURNAL	68082-83	DIVISION	Environmental Policy	Fund Name	General Fund
				Fund Impact	1,260.00
					1,260.00CR
					.00

To provide funds for professional services to cover expenses related to Energy Improvements by recognizing revenues received.

JOURNAL	68154-55	DIVISION	Social Services Administration	Fund Name	General Fund
				Fund Impact	400.00
					400.00CR
					.00

To provide funds for Manchester Bidwell & National Center for Arts and Technology event presented by Bill Strickland by recognizing a donation from Lexington Fayette County Health Department.

JOURNAL	68162-63	DIVISION	Social Services Administration	Fund Name Fund Impact	General Fund 200.00 200.00CR .00
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To provide funds for temporary employee by recognizing rent/lease income.

JOURNAL	67941-42	DIVISION	Environmental Policy	Fund Name Fund Impact	Donation Fund 1,500.00 1,500.00CR .00
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To provide funds to cover expenses for the Reforest the Bluegrass by recognizing contributions received.

JOURNAL	67804-05	DIVISION	Streets and Roads	Fund Name Fund Impact	Municipal Aid Program 75,681.37 75,681.37CR .00
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To provide funds for Municipal Road Aid Bond by recognizing reimbursement from the Commonwealth of Kentucky.

JOURNAL	68160	DIVISION	Traffic Engineering	Fund Name Fund Impact	Miscellaneous Revenue 29,851.60 29,851.60CR .00
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To provide funding for traffic signal equipment required to maintain state roads traffic signal equipment.

JOURNAL	67808	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of HUD 5,952.71 5,952.71CR .00
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To amend Emergency Solutions FY 2012 to provide additional funds for personnel costs.

JOURNAL	67846-47	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Justice 148.54 148.54CR .00
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To amend Police Athletic League Youth Enrichment Program 2011 to reflect actual revenue and expenses.

JOURNAL	68164-65	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Justice 1,385.73 1,385.73CR .00
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To amend Police Athletic League/Youth Employment Program 2012 to provide for reinstatement of federal funds from the granting agency.

JOURNAL	67844-45	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Transp 12,136.95 12,136.95CR .00
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To amend Motor Carrier Safety Assistance Program (MCSAP) 2012 to reflect actual revenue and expenses.

JOURNAL	68012	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Transp 3,871.14 3,871.14CR .00
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To amend Motor Carrier Safety Assistance Program (MCSAP) 2009 to reflect actual expenses.

JOURNAL	68079-80	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Transp 4,810.74 4,810.74CR .00
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To amend Traffic Safety 2012 to reflect actual expenses and revenue received.

JOURNAL	68081	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Transp 3,232.97 3,232.97CR .00
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To amend Traffic Safety 2011 to reflect actual expenses.

JOURNAL	68152-53	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Transp 91.24 91.24CR .00
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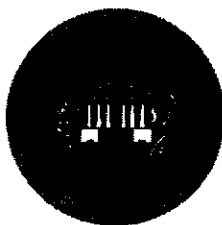
To amend Traffic Safety FY 2009 to reflect actual expenses and revenue.

JOURNAL	68158-59	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Home Sec 857,300.00 857,300.00CR .00
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To establish grant budget for Chemical Stockpile Emergency Preparedness Program 2013.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District Fund	.00
Fund	1103	Donation Fund	.00
Fund	1136	Municipal Aid Program Fund	.00
Fund	1141	Miscellaneous Special Revenue 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	3200	US Department of Homeland Security	.00



Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Gray
Mayor

William O'Mara
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council

FROM: William O'Mara, Commissioner *WTO*
Department of Finance & Administration

DATE: March 7, 2013

SUBJECT: Designation of Applicant's Agent

Authorization is requested to execute the designation of Applicant's Agent Resolution designating Cynthia A. Schuster, Administrative Officer Senior, Department of Finance and Administration, as the Urban County Government's authorized agent for the purpose of obtaining certain federal financial assistance under the disaster relief act or the president's disaster relief fund.

I am available if you have any additional questions.

/lyb




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
Sally Hamilton, Chief Administrative Officer
Council Members

FROM: 
John Maxwell, Director
Division of Human Resources

DATE: March 8, 2013

SUBJECT: Abolish/Create positions – Division of Environmental Policy

The attached action amends Section 21-5 of the Code of Ordinances, abolishing one (1) position of Environmental Enforcement Specialist (Grade 115E) and creates one (1) position of Arborist Sr. (Grade 115E) in the Division of Environmental Policy, effective upon passage by Council.

The division requests this action to support a robust urban forestry program, the implementation of an effective enforcement program as well as development of an urban forest management plan, urban forest database and the demand for providing citizens with technical advice has necessitated the need for an increased level of professional expertise.

The fiscal impact for FY2013 is budget neutral.

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

Attachment

cc: Richard Moloney – Commissioner, Department of Environmental Policy and Public Works

Log #13-0048

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 3/8/13

AMEND SECTION 21-5 OF THE CODE OF ORDINANCES


Changes From:								Changes To:							
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary
<u>Division of Environmental Policy (390)</u>								<u>Division of Environmental Policy (390)</u>							
390.030	2	446	115E	Environmental Enforcement Specialist				390.030	1	446	115E	Environmental Enforcement Specialist			
								390.033	1	832	115E	Arborist Sr.			



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

Jim Gray
Mayor

Richard Moloney
Commissioner

To: Mayor Jim Gray
Urban County Council
From: 
Charles H. Martin, P.E., Director

Date: March 6, 2013

Re: Requesting authorization to execute an agreement awarding a Class B (Infrastructure) Stormwater Quality Projects Incentive Grant to The Southland Association, Inc., at a total cost not to exceed \$50,000.00.

The grant application of The Southland Association, Inc. was reviewed and recommended by the Water Quality Fees Board at its October 11, 2012 meeting. Funding is provided by revenue from the Water Quality Management Fee and is fully budgeted and available in the Fund **4051 303204 3373 78112**. This grant requires a minimum 10% cost share by the grant recipient. The Grant Award Agreements require the Mayor's signature.

Grant Project Description

Perform a feasibility study of flooding and water quality issues within the Southland Drive Business Corridor from Nicholasville Road to Rosemont Garden. Investigate and evaluate alternatives for utilizing stormwater controls on public and private property within the corridor to reduce stormwater runoff and improve water quality. Provide recommendations for future implementation by the Association and property owners.

Questions regarding this agreement should be directed to Chris Dent at 859-425-2521.

Attachment

Pc: Richard Moloney, Commissioner, Department of Environmental Quality & Public Works
Ed Gardner, Department of Law
Julie Mantrom, Division of Water Quality
Susan Plueger, P.E., Division of Water Quality
Christopher Dent, P.E., Division of Water Quality




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

Jim Gray
Mayor

Richard Moloney
Commissioner

Memorandum

To: Mayor Jim Gray
Urban County Council

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

Date: March 11, 2013

Re: Contract extension for the 2012 Sanitary Sewer Cleaning Program
Leak Eliminators, LLC

The purpose of this memorandum is to request a resolution authorizing the acceptance of extending the timeline of completion for the 2012 Sanitary Sewer Cleaning Program project. There will be no changes to contract costs – current rate remains.

With fieldwork ending on Friday, March 29, 2013, please note that a substantial completion of approximately 90% of the contract footage will have been documented and that at this time the extension is to import the data into the LFUCG/DWQ GIS based software program.

LFUCG Division of Water Quality approves a new contractual '**Time of Completion**' date of **May 3, 2013** (original date noted as 240 calendar days = February 20, 2013 – Resolution # 0456-12).

Questions regarding this agreement should be directed to Kevin Wagner at 425-2479.

Cc: Richard Moloney, Commissioner, Department of Environmental Quality & Public Works
Rodney Chervus, P.E., Collection and Conveyance Manager, Division of Water Quality
Todd Slatin, Acting Director of Division of Central Purchasing
Kevin Wagner, Project Manager, Division of Water Quality



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

Jim Gray
Mayor

Richard Moloney
Commissioner of Environmental Quality and Public Works

TO: Mayor Jim Gray
Urban County Council

FROM: Charles Martin, P.E., Director *CM*
Division of Water Quality

DATE: March 8, 2013

SUBJECT: Newtown Pike/Fourth Street Sanitary Sewer Improvements
Deeds of Easement

The purpose of this memorandum is to request a resolution authorizing the acceptance of deeds of easement from the owners of record on properties needed for the relocation and reconstruction of the Newtown Pike/Fourth Street Sanitary Sewer Improvements.

This portion of the Newtown Pike/Fourth Street Sanitary Sewer Improvements is to be constructed on 330 Newtown Pike and 362 Newtown Pike between Fourth Street and Newtown Pike and on a portion of property owned by CSX Railroad. This sewer line also serves the new BCTC campus. The existing sewer has deteriorated to the point that rehabilitation strategies are not effective. Consequently, due to this condition and due to the construction of the new BCTC campus, it is recommended that this line be replaced. A portion of the overall sanitary sewer project on Fourth Street will be built by the State Department of Transportation in conjunction with the Newtown Pike and Fourth Street roadway improvements but the subject section of this memorandum is outside the scope of the DOT's project.

The furthest upstream section of this project will be located on and will serve the new BCTC campus.

The impacted properties are:

362 Newtown Pike
330 Newtown Pike
CSX Railroad

The projected, not to exceed easement costs are \$35,100.00. Funds are fully budgeted in:

4003-303406-3453-71223
Project: COLLREH_2012
Activity: RENOVATE
Budget Reference: 2012

If you have any questions or need additional information, please contact Charles Martin at 425-2455.

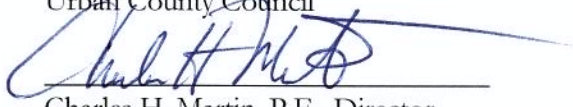


Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY AND PUBLIC WORKS

Jim Gray
Mayor

Richard Moloney
Commissioner

To: Mayor Jim Gray
Urban County Council

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

Date: March 8, 2013

Re: Sole Source Purchase of Replacement Parts for Dewatering Pumps
At Town Branch Wastewater Treatment Plant (WWTP)

The purpose of this memorandum is to request a resolution authorizing an agreement between the Lexington-Fayette Urban County Government (LFUCG) and Delaney & Associates for the total price of \$28,371.00 without competitive bidding. The \$28,371.00 includes replacement parts for dewatering pump #2 located at Town Branch WWTP. The replacement parts must bolt to the existing housing of the pump body and therefore must come from the manufacturer.

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



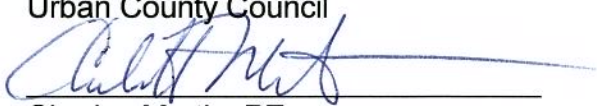
Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY AND PUBLIC WORKS

Jim Gray
Mayor

Richard Moloney
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council

FROM: 
Charles Martin, PE
Director Division of Water Quality

DATE: March 13, 2013

SUBJECT: Amend Blue Sky Pump Station/Force Main Engineering Agreement for Additional Parcel Negotiation, Environmental Assessment, Design & Survey for Elimination of Cutter's Hill Pump Station, Force Main Re-Routing **CONSENT DECREE**

The purpose of this memorandum is to request approval of amendment 1 to the engineering contract with Bell Engineers in the amount of \$66,500.00 for the Blue Sky Pump Station and Force Main Project.

SUMMARY

	ACTIVITY	REQUESTED FEE INCREASE
1	Additional Easements	\$30,000
2	Environmental Assessment	\$25,000
3	Cutter's Hill Pump Station Elimination	\$6,500
4	Redesign of Force Main Alignment (JFG Property)	\$5,000
	TOTAL	\$66,500

DETAIL

1. The original contract authorized work on ten easements. Detailed design work has determined that an additional twelve easements will be required for the proposed force main alignment. The executed contract documents quote a \$2,500.00 per easement fee, so the requested easement negotiation, deed research, easement surveying and easement description/plat preparation fee increase is \$30,000.00.
2. The original contract authorized work for managing grants and loans administered by the Kentucky Infrastructure Authority (KIA). When the contract was awarded, the level of

federally required environmental analysis was unknown. The executed contract documents quote a fee of \$0 for KIA administration provided that an Environmental Assessment was not required. The contract documents quote a fee of \$25,000 for an Environmental Assessment. It has been determined that KIA will require a written Environmental Assessment, so the requested KIA Environmental Review fee increase is \$25,000.00.

3. The initial scope of work provided for the development of a Technical Memorandum that included a feasibility study of the existing, adjacent Cutter's Hill pumping station. The primary purpose of the study was to determine if eliminating the pump station was more cost effective than rehabilitating it. The study determined that elimination of Cutter's Hill was possible at a cost of \$52,500, which would permanently eliminate an estimated \$17,000 in annual operation and maintenance costs. The original contract did not authorize design services for eliminating the Cutter's Hill pump station, and the requested design fee increase to eliminate this pump station is \$6,500.00.
4. As discussed during the January 29, 2013, Environmental Quality Committee meeting, JFG Properties has requested that the force main be relocated across their property. This relocation will allow them to more easily decommission their private treatment plant and connect their proposed pump station into the Blue Sky force main. JFG has agreed to credit their force main easement cost to the LFUCG for relocation of the force main plus the ability to connect their proposed pump station into the Blue Sky force main. Cost to resurvey and redesign the force main to meet this request is \$5,000.00

Blue Sky is a Supplemental Environmental Project described in Appendix K-1 of the Consent Decree.

Funds are fully budgeted in:

3400 – 303401 – 3401 – 92711

Budget Reference: 2006

Project: BLUESKY_2006

Activity: STA_GRANT

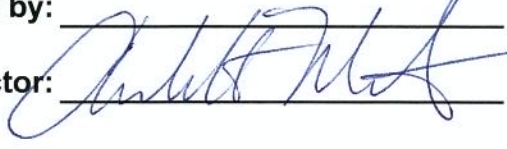
CONTRACT HISTORY

Present Contract amount	\$157,495.00.
Amendment No. 1	\$ 66,500.00
New Contract Amount	\$223,995.00
Percent Increase	42.2%

C: Steve Farmer, P.E., Water Quality
Jeffery King, Grants Administration

CONTRACT HISTORY FORMContractor: Bell EngineeringProject Name: Blue Sky Pump Station and Force MainContract Number and Date: Resolution No. 242-2012Responsible 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: \$ 157,495.00B. Cumulative Amount of
Previous Change Orders: \$ 0.000% %
(Line B / Line A)C. Total Contract Amount
Prior to this Change Order: \$ 157,495.00**Current Change Order**D. Amount of This Change Order: \$ 66,500.0042% %
(Line D / Line A)E. New Contract Amount
Including this Change Order: \$ 223,995.00142% %
(Line E / Line A)**SIGNATURE LINES**Project Manager: Date: 3-13-13Reviewed by: 

Date: _____

Division Director: Date: 3-13-13



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: MARCH 14, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AGREEMENT WITH HILTON LEXINGTON/DOWNTOWN FOR
THE 2013 FEMA CHEMICAL STOCKPILE EMERGENCY
PREPAREDNESS ANNUAL MEETING USING FUNDS AWARDED
UNDER THE CHEMICAL STOCKPILE EMERGENCY
PREPAREDNESS PROGRAM (CSEPP)**


The Kentucky Emergency Management Agency has allocated federal funds to the Lexington-Fayette Urban Government for the purpose of coordinating and hosting the 2013 Chemical Stockpile Emergency Preparedness Annual Meeting for June 17-19, 2013. The source of federal funds is the Department of Homeland Security/Federal Emergency Management Agency. CSEPP funds are used to support emergency preparedness activities in a nine county area that surrounds the Blue Grass Army Depot in Richmond, the site of a stockpile of chemical weapons.

LFUCG Department of Public Safety has negotiated an agreement with Hilton Lexington Downtown for meeting space. The Lexington Convention and Visitors Bureau (LCVB) assisted in acquiring offers from hotels interested in hosting the meeting. The decision was based on room price, meeting space availability and proximity to the Kentucky Showcase Exhibits (Rupp Arena Lot) as well as the programmed training for the Tuesday night session at the Fire Training Center.

Meeting space will cost \$16,000 for the three-day period. Funds are budgeted as follows:

FUND	DEPT ID	SECT	ACCT	BUD REF	ACTIVITY	PROJECT	AMOUNT
3200	505201	0001	71399	2011	KY-FAY-477	CSEPP 2011	\$16,000

Council authorization to execute the agreement with Lexington Hilton Downtown is hereby requested.


Irene Gooding, Director

Xc: Clay Mason, Commissioner of Public Safety

HORSE CAPITAL OF THE WORLD

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



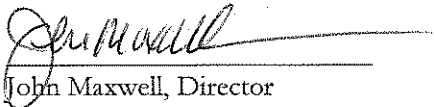
Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

TO: Jim Gray, Mayor
Sally Hamilton, Chief Administrative Officer
Council Members

FROM: 
John Maxwell, Director
Division of Human Resources

DATE: March 13, 2013

SUBJECT: Abolish/Create position – Clerk of the Urban County Council

The attached action amends Section 21-5 of the Code of Ordinances, abolishing one (1) position of Records Management Analyst (Grade 111N) and creating one (1) position of Deputy Council Clerk (Grade 116E) in the Office of the Clerk of the Urban County Council, effective upon passage by Council.

The Clerk of the Urban County Council request this action to better meet the ongoing and changing needs of the Office and the Urban County Government. This position will be responsible for the records management while the other Deputy Council Clerk will be responsible for the legislative issues and both positions will be cross-trained in the office so that the office will run as efficiently as possible. The additional deputy will be helpful when Council meetings and Ethics Commission meeting coincide.

The fiscal impact for FY2013 (3 pay periods) will be \$1,809.89 and will be funded through their existing budget. All costs include benefits. This amount does not include lapse which has been included in the attached Budget Amendment.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Vacant	Records Management Analyst	\$37,128.00	\$0	\$(37,128.00)
Vacant	Deputy Council Clerk	\$0	\$49,443.68	\$49,443.68
Total Annual Impact/ Salary and Benefits \$15,685.74				

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

Attachment

Log #13-0052

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 3/13/13

AMEND SECTION 21-5 OF THE CODE OF ORDINANCES

Changes From:					Changes To:												
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary		
Clerk of the Urban County Council (120)								Clerk of the Urban County Council (120)									
120.024	1	163	111N	Records Management Analyst													
120.020	1	183	116E	Deputy Council Clerk				120.020	2	183	116E	Deputy Council Clerk					

FY2013													
Position Title													
Deputy Council Clerk (116E)*** Records Management Analy*	Prior Bi-Weekly		New Bi-Weekly		Diff.		Prior Annually		New Annually		Diff.		Bi-Weekly Benefits
	\$		\$		\$		\$		\$		\$		\$
	\$	1,428.00	\$		\$	1,901.68	\$	-	\$	49,443.68	\$		\$ 771.74
				-		(1,428.00)	\$	37,128.00	\$	-	\$	(37,128.00)	\$ (642.12)
									\$				Sum \$ 603.30
***33% into range													
*budget													
Pay Periods 3													
Total \$ 1,809.89													
Annual cost													
\$ 15,685.74													

Benefit Costs:		FY 2013		DCC		RMA	
CERS & FICA		27.20%	\$	517.26	\$	(388.42)	
Unemployment		0.164%	\$	3.12	\$	(2.34)	
CERS - Other Fringe (26 pay periods)		\$6,536	\$	251.37	\$	(251.37)	
Total			\$	771.74	\$	(642.12)	




Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

TO: Jim Gray, Mayor
Sally Hamilton, Chief Administrative Officer
Council Members

FROM: 
John Maxwell, Director
Division of Human Resources

DATE: March 13, 2013

SUBJECT: Abolish/Create positions – Chief Administrative Officer and Department of Environmental Policy and Public Works

The attached action amends Section 22-5 of the Code of Ordinances, abolishing one (1) position of Administrative Specialist Sr. (Grade 112N) in the Department of Environmental Policy and Public Works and creates one position of Administrative Officer (Grade 118E) in the Office of the Chief Administrative Officer; this action also transfers two positions of Administrative Officer P/T (Grade 118E) and the incumbents from the Office of the Chief Administrative Officer to the Department of Environmental Policy and Public Works, effective upon passage by Council.

This action is requested to better serve the needs of the Office of the Chief Administrative Officer and the Department of Environmental Policy and Public Works.

The fiscal impact for FY2013 will be covered by existing funds.

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

Attachment

Log #13-0057

Changes in Authorized Positions

Date: 3/13/13

AMEND SECTION 22-5 OF THE CODE OF ORDINANCES

Changes From:					Changes To:										
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary
Office of the CAO (050)								Office of the CAO (050)							
050.021	2	122	118E	Administrative Officer P/T		Marian Zeitlin, Paula King									
050.020	2	112	118E	Administrative Officer				050.020	3	112	118E	Administrative Officer			
Department of Environmental Quality and Public Works (370)															
370.040	1	110	112N	Administrative Specialist Sr.											
Department of Environmental Quality and Public Works (370)															
								370.038	2	122	118E	Administrative Officer P/T		Marian Zeitlin, Paula King	

**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: March 13, 2013

RE: Letter of Agreement – Lexington Air Traffic Control Tower

Please find attached Letter of Agreement with the Lexington Air Traffic Control Tower.

The purpose of the attached agreement is to designate discrete transponder codes and radiotelephony call signs for Lexington Police Department aircraft operating within the Lexington, KY Approach Control Airspace. The attached agreement requires the Mayor's signature.

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

A handwritten signature in cursive script that reads "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: March 13, 2013

RE: Amendment – Resolution 586-2012
Memorandum of Agreement – Bureau of Alcohol, Tobacco, Firearms and Explosives

Please find attached amendment to Resolution 586-2012, Memorandum of Agreement (MOA) with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF).

This amendment is being submitted to correct the start date of operations for this agreement. This agreement allows for the reimbursement of overtime salary costs and other costs, with prior ATF approval, including but not limited to travel, fuel, training and equipment incurred by Lexington Fayette Urban County Government in providing resources to assist ATF. This MOA will terminate at the close of business on September 30, 2017. The attached agreement requires the Mayor's signature.

If you have any questions 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



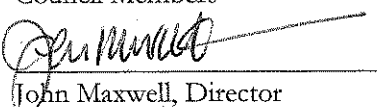
Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

TO: Jim Gray, Mayor
Sally Hamilton, Chief Administrative Officer
Council Members

FROM: 
John Maxwell, Director
Division of Human Resources

DATE: March 20, 2013

SUBJECT: Abolish/Create positions – Division of Water Quality

The attached action amends Section 21-5 of the Code of Ordinances, abolishing one (1) position of Administrative Officer (Grade 118E), one (1) position of Engineering Technician (Grade 111N) and one (1) position of Maintenance Mechanic (Grade 113N) and creating one (1) position of CAP Operations Manager (Grade 118E), two (2) positions of Project Manager (Grade 114E), one (1) position of Engineering Technician Sr. (Grade 113E) and one (1) position of Program Specialist (Grade 112E) in the Division of Water Quality, effective upon passage by Council.

The Division of Water Quality is requesting this action to reorganize and to provide staffing necessary to best respond to the needs of the upcoming sanitary sewer Capacity Assurance Program as required by the Consent Decree.

The fiscal impact for FY2013 (3 pay periods) will be a cost of \$11,054.46 and will be funded from the division Professional Services Other account. All costs include benefits. This amount does not include lapse which has been included in the attached Budget Amendment.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Vacant	Administrative Officer	\$71,118.06	\$0	\$(71,118.06)
Vacant	Engineering Technician	\$41,729.74	\$0	\$(41,729.74)
Vacant	Maintenance Mechanic	\$37,013.34	\$0	\$(37,013.34)
Vacant	CAP Operations Manager	\$0	\$57,467.80	\$57,467.80
Vacant	Project Manager x 2	\$0	\$85,462.52	\$85,462.52
Vacant	Engineering Tech Sr.	\$0	\$39,852.80	\$39,852.80
Vacant	Program Specialist	\$0	\$37,181.82	\$37,181.82

<p>Total Annual Impact/ Salary and Benefits \$95,805.28</p>
--

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

Attachment

cc: Richard Moloney – Commissioner, Department of Environmental Quality and Public Works

Log #13-0045

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 3/20/13

AMEND SECTION 21-5 OF THE CODE OF ORDINANCES

Changes From:					Changes To:											
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	
<u>Division of Water Quality (340)</u>								<u>Division of Water Quality (340)</u>								
340.040	2	112	118E	Administrative Officer				340.047	1	794	118E	CAP Operations Manager				
340.120	4	423	111N	Engineering Technician				340.040	1	112	118E	Administrative Officer				
340.090	28	773	113N	Maintenance Mechanic				340.120	3	423	111N	Engineering Technician				
340.069	2	697	114E	Project Manager				340.090	27	773	113N	Maintenance Mechanic				
340.075	10	424	113E	Engineering Technician Sr				340.069	4	697	114E	Project Manager				
340.100	1	108	112E	Program Specialist				340.075	11	424	113E	Engineering Technician Sr				
								340.100	2	108	112E	Program Specialist				

FY2013

Position Title	Prior Bi-Weekly	New Bi-Weekly	Diff.	Prior Annually	New Annually	Diff.	Bi-Weekly Benefits	w/benefits
Administrative Officer *	\$ 2,735.31	\$ -	\$ (2,735.31)	\$ 71,118.06	\$ -	\$ (71,118.06)	\$ (999.86)	\$ (3,735.17)
Engineering Technician *	\$ 1,604.99	\$ -	\$ (1,604.99)	\$ 41,729.74	\$ -	\$ (41,729.74)	\$ (690.55)	\$ (2,295.54)
Maintenance Mechanic.*	\$ 1,621.47	\$ -	\$ (1,621.47)	\$ 42,158.22	\$ -	\$ (42,158.22)	\$ (695.06)	\$ (2,316.53)
CAP Operations Manager*** (118E)	\$ -	\$ 2,210.30	\$ 2,210.30	\$ -	\$ 57,467.80	\$ 57,467.80	\$ 856.19	\$ 3,066.49
Project Manager *** (114E)	\$ -	\$ 1,643.51	\$ 1,643.51	\$ -	\$ 42,731.26	\$ 42,731.26	\$ 701.10	\$ 2,344.61
Project Manager *** (114E)	\$ -	\$ 1,643.51	\$ 1,643.51	\$ -	\$ 42,731.26	\$ 42,731.26	\$ 701.10	\$ 2,344.61
Engineering Technician Sr. *** (113E)	\$ -	\$ 1,532.80	\$ 1,532.80	\$ -	\$ 39,852.80	\$ 39,852.80	\$ 670.80	\$ 2,203.60
Program Specialist *** (112E)	\$ -	\$ 1,430.07	\$ 1,430.07	\$ -	\$ 37,181.82	\$ 37,181.82	\$ 642.69	\$ 2,072.76
**assumes 22% into the grade								
*Actual Budget							Sum	\$ 3,684.82
***assumes 33% into the grade							Pay Periods	3
							Total	\$ 11,054.46

Benefit Costs:

	FY 2013	Admin Off	Eng Tech	Maint Mech	CAP OM	Proj Manager	Pro Manager	Eng Tech Sr
CERS & FICA	27.20%	\$ (744.00)	\$ (436.56)	\$ (441.04)	\$ 601.20	\$ 447.03	\$ 447.03	\$ 416.92
Unemployment	0.164%	\$ (4.49)	\$ (2.63)	\$ (2.66)	\$ 3.62	\$ 2.70	\$ 2.70	\$ 2.51
CERS - Other Fringe (26 pay periods)	\$6,536	\$ (251.37)	\$ (251.37)	\$ (251.37)	\$ 251.37	\$ 251.37	\$ 251.37	\$ 251.37
Total		\$ (999.86)	\$ (690.55)	\$ (695.06)	\$ 856.19	\$ 701.10	\$ 701.10	\$ 670.80
		Pro Spec						
		\$ 388.98						
		\$ 2.35						
		\$ 251.37						
		\$ 642.69						
				Charge:				
				4002-303401-3401-71299				




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
Sally Hamilton, Chief Administrative Officer
Council Members

FROM: 
John Maxwell, Director
Division of Human Resources

DATE: March 19, 2013

SUBJECT: Abolish/Create positions – Division of Water Quality

The attached action amends Section 21-5 of the Code of Ordinances abolishing one (1) position of Engineering Technician Principal (Grade 115E) and one (1) position of Public Service Worker Sr. (Grade 107N) and creating one (1) position of Associate Municipal Engineer (Grade 115E); this action also amends Section 22-5 of the Code of Ordinances abolishing one (1) position of Administrative Officer Sr., (Grade 120E) and creating one (1) position of Administrative Specialist Principal (Grade 114E), one (1) position of Environmental Inspector (Grade 113N) and one position of Staff Assistant Sr. (Grade 108N) in the Division of Water Quality, effective upon passage by Council.

The Division of Water Quality is requesting this reorganization to provide the staffing necessary to best respond to the Consent Decree requirements related to storm and sanitary sewers infrastructure and programs, inspections, and reporting.

The fiscal impact for FY2013 (3 pay periods) will be a savings of \$(2,123.74). All costs include benefits. This amount does not include lapse which has been included in the attached Budget Amendment.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Vacant	Engineering Technician Principal	\$45,961.76	\$0	\$(45,961.76)
Vacant	Administrative Officer Sr.	\$76,500.58	\$0	\$(76,500.58)
Vacant	Public Service Worker Sr.	\$34,966.88	\$0	\$(34,966.88)
Vacant	Associate Municipal Engineer	\$0	\$45,961.76	\$45,961.76
Vacant	Administrative Specialist Prin	\$0	\$42,761.42	\$42,761.42
Vacant	Environmental Inspector	\$0	\$37,683.36	\$37,683.36
Vacant	Staff Assistant Sr.	\$0	\$27,036.36	\$27,036.36

<p>Total Annual Impact/ Salary and Benefits \$(18,405.78)</p>
--

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

Attachment

cc: Richard Moloney – Commissioner, Department of Environmental Quality and Public Works

Log #13-0058

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 3/19/13

AMEND SECTION 21-5 OF THE CODE OF ORDINANCES

Changes From:					Changes To:											
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	
<u>Division of Water Quality (340)</u>								<u>Division of Water Quality (340)</u>								
340.056	5	425	115E	Engineering Tech Princ				340.056	4	425	115E	Engineering Tech Princ				
340.059	1	430	115E	Associate Municipal Engineer				340.059	2	430	115E	Associate Municipal Engineer				
340.160	20	603	107N	Public Service Worker Sr.				340.160	19	603	107N	Public Service Worker Sr.				

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 3/19/13

AMEND SECTION 22-5 OF THE CODE OF ORDINANCES

Changes From:							Changes To:								
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary
<u>Division of Water Quality (340)</u>								<u>Division of Water Quality (340)</u>							
340.007	1	113	120E	Administrative Officer Sr.											
340.020	1	111	114E	Administrative Specialist Pr				340.020	2	111	114E	Administrative Specialist Pr			
340.030	1	104	108N	Staff Assistant Sr				340.030	2	104	108N	Staff Assistant Sr			
								340.022	1	943	113N	Environmental Inspector			

FY2013

Position Title	Prior Bi-Weekly	New Bi-Weekly	Diff.	Prior Annually	New Annually	Diff.	Bi-Weekly Benefits	w/benefits
Engineering Tech Princ *(115E)	\$ 2,367.62	\$ -	\$ (2,367.62)	\$ 61,558.12	\$ -	\$ (61,558.12)	\$ (899.24)	\$ (3,266.86)
Administrative Officer Sr *	\$ 2,942.33	\$ -	\$ (2,942.33)	\$ 76,500.58	\$ -	\$ (76,500.58)	\$ (1,056.50)	\$ (3,998.83)
Public Service Worker Sr.*	\$ 1,344.88	\$ -	\$ (1,344.88)	\$ 34,966.88	\$ -	\$ (34,966.88)	\$ (619.38)	\$ (1,964.26)
Associate Municipal Engineer*** (115E)	\$ -	\$ 1,767.76	\$ 1,767.76	\$ -	\$ 45,961.76	\$ 45,961.76	\$ 735.10	\$ 2,502.86
Administrative Specialist Prin*** (114E)	\$ -	\$ 1,644.67	\$ 1,644.67	\$ -	\$ 42,761.42	\$ 42,761.42	\$ 701.41	\$ 2,346.08
Environmental Inspector ** (113N)	\$ -	\$ 1,449.36	\$ 1,449.36	\$ -	\$ 37,683.36	\$ 37,683.36	\$ 647.97	\$ 2,097.33
Staff Assistant Sr** (108N)	\$ -	\$ 1,039.86	\$ 1,039.86	\$ -	\$ 27,036.36	\$ 27,036.36	\$ 535.91	\$ 1,575.77

**assumes 22% into the grade

*Actual Budget

***assumes 33% into the grade

Sum \$ (707.91)

Pay Periods 3

Total \$ (2,123.74)

Benefit Costs:	FY 2013	ETP	Adm Off Sr	PSW Sr	Assoc Mu Eng	Admin Spec Pr	Envir Insp	Staff Asst Sr
CERS & FICA	27.20%	\$ (643.99)	\$ (800.31)	\$ (365.81)	\$ 480.83	\$ 447.35	\$ 394.23	\$ 282.84
Unemployment	0.164%	\$ (3.88)	\$ (4.83)	\$ (2.21)	\$ 2.90	\$ 2.70	\$ 2.38	\$ 1.71
CERS - Other Fringe (26 pay periods)	\$6,536	\$ (251.37)	\$ (251.37)	\$ (251.37)	\$ 251.37	\$ 251.37	\$ 251.37	\$ 251.37
Total		\$ (899.24)	\$ (1,056.50)	\$ (619.38)	\$ 735.10	\$ 701.41	\$ 647.97	\$ 535.91

Charge:

4002-303401-3401-71299




Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Gray
Mayor

Jane Driskell
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Sally Hamilton, CAO
Urban County Council Members

FROM: Bill O'Mara, Commissioner of Finance 

DATE: March 25, 2013

SUBJECT: LFUCG Occupational License Fee Sharing Information Agreement

The Division of Revenue requests that the Mayor be authorized to sign a standardized agreement with other local governments for Exchange of OLF Information Agreement. The agreement defines the terms and conditions by which LFUCG may share information received from the collection of Occupational License Fees with other taxing jurisdictions within the Commonwealth of Kentucky, in accordance with confidentiality laws and restrictions. The approval would cover the entering of the agreement with the Woodford County Fiscal Court, as well as any future entity which wanted to share information pursuant to the same terms contained in this agreement.

/ra



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: MARCH 27, 2013

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION
TO THE KENTUCKY DEPARTMENT FOR LOCAL GOVERNMENT
REQUESTING FEDERAL FUNDS IN THE AMOUNT OF \$75,000 FROM
THE FY 2013 LAND AND WATER CONSERVATION FUND FOR
CONSTRUCTION OF BERRY HILL SKATE PARK

The Division of Parks and Recreation has prepared a grant application for submission to the Kentucky Department for Local Government, requesting federal funding in the amount of \$75,000 for construction of a 10,000 square foot, poured in place concrete skate park at Berry Hill Park. The skate park will replace the swimming pool as an amenity to ensure that the park remains a viable community asset.

The total cost of the project is \$260,000. This project requires a 50% local match; however, the Division of Parks has \$185,000 in matching funds for the project. In the FY 2013 budget, the division has \$150,000, and has requested an additional \$30,000 in the FY 2014 budget for the project. An additional \$5,000 has been received in donations.

The source of federal funds is the Department of Interior/National Park Service. Funds are authorized by the Land and Water Conservation Fund Act of 1965.

Council authorization to submit application is hereby requested.



Irene Gooding, Director

Xc: Geoff Reed, Commissioner of the Department of General Services

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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

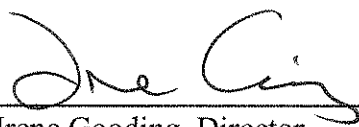
DATE: MARCH 27, 2013

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AGREEMENT IN THE AMOUNT OF \$80,000 WITH LIVING
ARTS AND SCIENCE CENTER FOR EXPANSION PROJECT.

On December 6, 2012 (Ordinance No. 158-2012), Council approved allocation in the amount of \$60,000 from the UDAG Repayments Program and \$20,000 from the 2013 General Fund budget for the expansion of the Living Arts and Science Center. The proposed agreement provides for the use of these funds by the Living Arts and Science Center for expenses related to the design and construction of this project. Funds in the amount of \$80,000 are budgeted as follows:

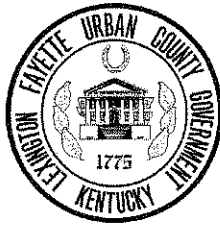
FUND	DEPT ID	SECT	ACCT	PROJECT	BUD REF	ACTIVITY	AMOUNT
3300	900342	0001	71101	UDAG_1992	1992	OTH_GRANT1	\$60,000
1101	900342	0001	71101				\$20,000

Council authorization to execute agreement is hereby requested.


Irene Gooding, Director

Xc: Sally Hamilton, Chief Administrative Officer

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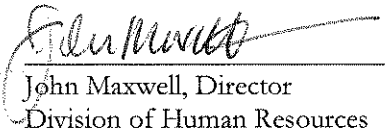
Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

TO: Jim Gray, Mayor
Sally Hamilton, Chief Administrative Officer
Council Members

FROM: 
John Maxwell, Director
Division of Human Resources

DATE: March 27, 2013

SUBJECT: **Extend Position—Division of Water Quality**

The attached action amends Section 22-5 of the Code of Ordinances, extending one (1) temporary position of Project Engineering Coordinator (Grade 119E) for a term of four (4) years beginning June 25, 2013 and ending June 25, 2017 within the Division of Water Quality, effective upon passage by Council.

The Division of Water Quality is requesting an extension of the term for four (4) more years of this seasonal/temporary position to meet project management, reporting and other administrative and engineering requirements as outlined in the Consent Decree. The incumbent is a licensed professional engineer and was employed to assist the Construction Manager with management of multiple projects within the Consent Decree.

This position is fully funded for FY 2013. Future funds have been requested in the FY 14 budget and will be requested thereafter for the extension period of the position.

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

cc: Richard Moloney, Commissioner – Department of Environmental Quality and Public Works

Log #13-0059



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: APRIL 2, 2013

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT 2013 CONSOLIDATED PLAN, ACCEPT AWARDS OF FEDERAL FUNDS FOR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, HOME INVESTMENT PARTNERSHIPS PROGRAM, AND EMERGENCY SOLUTIONS GRANTS PROGRAM, FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR FY 2014, AND TO AUTHORIZE EXECUTION OF AGREEMENTS WITH SUBRECIPIENTS IN ACCORDANCE WITH APPROVED PLAN

The U.S. Department of Housing and Urban Development (HUD) requires a consolidated application submission for jurisdictions receiving funds through HUD's Planning and Community Development programs. The purpose of the Consolidated Plan is to serve as the planning document for the Lexington-Fayette Urban County Government's participation in these programs. The overall goal of the programs is to develop viable urban communities by providing decent housing, a suitable living environment, and expanding economic opportunities for low and moderate income persons. The 2013 Consolidated Plan includes a one-year action plan providing for the expenditure of Community Development Block Grant (CDBG) funds, HOME Investment Partnerships funds, and Emergency Solutions Grants (ESG) funds for Fiscal Year 2014 (the period of July 1, 2013 through June 30, 2014) to address identified problems.

Federal regulations require that an active citizens' participation process be used to identify needs and to recommend the allocation of these federal resources. Two required public hearings have been conducted for the purpose of soliciting citizen comment on the housing and non-housing needs of the low-income population and on the budgeting of these federal funds to address identified needs. Applications for ESG, HOME, and CDBG funds were accepted through a uniform application process. Application solicitation was available through the LFUCG web page for the convenience of agencies having an interest in Consolidated Plan funding. The applications received were reviewed by the staff of the Division of Grants and Special Programs. In addition, a group of Master's level student interns in the Department of Social Services reviewed the applications requesting services funding under the CDBG program. These recommendations for funding were reviewed by the Chief Administrative Officer and the Chief of Staff in the Mayor's Office. The proposed plan was made available for public comment as provided by the approved Citizens Participation Plan on March 4, 2013. The 30-day comment

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period expires on April 2, 2013. No substantial written comments on the draft plan have been received.

The Action Plan describes how funds available through the three program areas will be allocated and spent. CDBG program revenues include \$1,993,717 in federal funds with \$150,000 in program income anticipated in fiscal year 2014 for a total of \$2,143,717. The HOME Investment Partnerships program revenues include \$945,596 in federal funds, with a required local cash match of \$202,984 requested from the 2014 general fund budget and program income of \$180,000 for a total of \$1,329,580; and the Emergency Solutions Grants program revenues include \$164,919 in federal funds, with a proposed FY 2014 general fund cash match of \$28,969, and an in-kind match of \$135,950 from subrecipient agencies. **The U.S. Department of Housing and Urban Development has not issued allocation notices for the 2013 program year; therefore these dollar amounts are subject to change.**

These funds will be expended on public improvements, public facilities, housing rehabilitation, public services, a first-time Homebuyer program, development of homeownership units for low-income households, development of rental units for low-income populations, homeless prevention and rapid rehousing activities, operational support for emergency and transitional housing, and planning and administration activities. A list of projects as recommended for the Community Development Block Grant program, the HOME program, and the Emergency Solutions Grant program, is attached.

Council authorization to submit the 2013 Consolidated Plan, with funding allocations as recommended herein, to accept the herein described federal funds, subject to the availability of sufficient funds in FY 2014, and to execute written agreements in accordance with the approved plan is hereby requested.



Irene Gooding
Director

Attachment: 2013 Consolidated Plan Project Recommendations

Xc: Sally Hamilton, Chief Administrative Officer

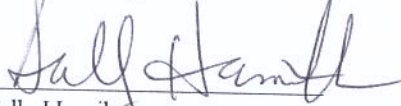


Lexington-Fayette Urban County Government
CHIEF ADMINISTRATIVE OFFICE

Jim Gray
Mayor

Sally Hamilton
CAO

TO: Mayor Jim Gray
Urban County Council Members

FROM: 
Sally Hamilton
Chief Administrative Officer

DATE: March 29, 2013

RE: Franchise Agreements

Council approval is requested to authorize the Mayor to execute franchise agreements with all the responsive bidders to the Natural Gas Franchise Ordinance (No. 34-2013) and the Electric Franchise Ordinance (No. 35-2013). Bids are due Monday, April 8, 2013. It is anticipated that the existing franchisees for these services – Kentucky Utilities, Blue Grass Electric, Clark Energy Cooperative, Columbia Natural Gas Company and Delta Natural Gas Company will submit responsive bids. The franchise agreements will incorporate the terms of the respective ordinances.

Please contact David Barberie in the Department of Law should you have any questions.



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: MARCH 29, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD
FROM THE KENTUCKY DEPARTMENT OF MILITARY
AFFAIRS, DIVISION OF EMERGENCY MANAGEMENT FOR
FEDERAL FUNDS UNDER THE CHEMICAL STOCKPILE
EMERGENCY PREPAREDNESS PROGRAM (CSEPP)— FY 2013**

The Kentucky Department of Military Affairs, Division of Emergency Management has offered the LFUCG an award of \$857,300 for the continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) for Fiscal Year 2013. These funds will be used to support salaries and benefits of a part-time administrative assistant, part-time manager, and a public information officer (.5FTE), maintain an alert and notification system, communications, public outreach and education, purchase of supplies, purchase of decontamination equipment, radio replacement, EOC enhancements, equipment for traffic control and evacuee support, and professional development. No matching funds are required.

The source of federal funds is the Department of Homeland Security/Federal Emergency Management Agency. CSEPP funds are used to support emergency preparedness activities in a nine county area that surrounds the Blue Grass Army Depot in Richmond, the site of a stockpile of chemical weapons.

Council authorization to accept the award is hereby requested.



Irene Gooding, Director

Xc: Clay Mason, Commissioner of Public Safety

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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: MARCH 29, 2013

SUBJECT: AUTHORIZATION TO EXECUTE AMENDMENT #1 TO AGREEMENT
WITH BLUEGRASS AREA DEVELOPMENT DISTRICT PROVIDING
FOR ADDITIONAL FEDERAL FUNDS IN THE AMOUNT OF \$5,256 FOR
OPERATION OF THE SENIOR CITIZENS CENTER IN FY 2013

On April 26, 2012 (Resolution No. 202-2012), Council approved acceptance of federal funds in the amount of \$83,101 for operation of the Lexington Senior Citizens Center in FY 2013 under Title III of the Older Americans Act. The Bluegrass Area Development District has offered the LFUCG an additional \$5,256 in federal funds for a new total of \$88,357. No additional match is required.

The Lexington Senior Citizens Center is a multi-purpose community focal point for services to persons 60 and older in Fayette County. Basic center operations include advocacy, counseling, education, health promotion, access to legal assistance, outreach, recreation, and telephone reassurance.

Council authorization to execute Amendment #1 is hereby requested.



Irene Gooding, Director

Xc: Beth Mills, Commissioner of Social Services

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

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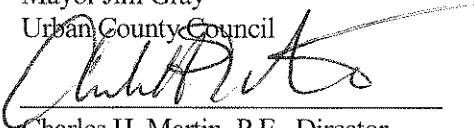
Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Richard Moloney
Commissioner

Memorandum

To: Mayor Jim Gray
Urban County Council

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

Date: April 1, 2013

Re: Change Order #3 for the Investigation and Design for Expansion Area 2A
Pumping Station and Force Main – KIA Administration

The purpose of this memorandum is to request a resolution authorizing the acceptance of a change order to the LFUCG contract with GRW Engineers, Inc., for the Investigation and Design for Expansion Area 2A Pumping Station and Force Main (Resolution #55-2009). The additional work, approved by DWQ, to be performed by the consultant includes preparation and administration of KIA funding requirements. Contract extension costs not to exceed \$37,840. Funds are budgeted in 4003-303401-3424-92811 Project: 2AEXPANSI_2010 and Activity: CONSTRUCT.

Questions regarding this agreement should be directed to LaJoyce Mullins-Williams at 425-2580.

pc: Richard Moloney, Commissioner, Department of Environmental Quality
Rodney Chervus, P.E., Collection and Conveyance Manager, Division of Water Quality
Todd Slatin, Director, Central Purchasing
LaJoyce Mullins-Williams, Project Engineering Coordinator, Division of Water Quality

CONTRACT HISTORY FORMContractor: GRW Engineers, Inc.Project Name: Investigation and Design for Expansion Area 2A Pumping Station and Force MainContract Number and Date: R-55-2009 12-Feb-09Responsible LFUCG Division: Division of Water Quality**CHANGE ORDER DETAILS**

	<u>Summary of Previous Change Orders To Date</u>	<u>Dollar Amount</u>	<u>Percent Change to Original Contract</u>
A.	Original Contract Amount:	\$ <u>380,000.00</u>	
B.	Cumulative Amount of Previous Change Orders:	\$ <u>82,350.00</u>	<u>22%</u> % (Line B / Line A)
C.	Total Contract Amount Prior to this Change Order:	\$ <u>462,350.00</u>	
	<u>Current Change Order</u>		
D.	Amount of This Change Order:	\$ <u>37,840.00</u>	<u>10%</u> % (Line D / Line A)
E.	New Contract Amount Including this Change Order:	\$ <u>500,190.00</u>	<u>132%</u> % (Line E / Line A)

SIGNATURE LINESProject Manager: [Signature]Date: 3/18/13Reviewed by: [Signature]Date: 3-19-13Division Director: [Signature]Date: 3/20/13



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: April 1, 2013

RE: Encroachment Agreement
1676 McGrathiana Parkway

This memo is to request a Resolution authorizing the Mayor to sign an Encroachment Agreement allowing an encroachment on a utility easement on property located at 1676 McGrathiana Parkway.

The proposed Agreement 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: Sally Hamilton, 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: APRIL 1, 2013

SUBJECT: AUTHORIZATION TO ACCEPT AWARDS, IF OFFERED, FOR FY 2014
TRANSPORTATION PLANNING ACTIVITIES

The Transportation Planning Section of the Division of Planning has prepared a work program for Fiscal Year 2014 that includes funding from the following federal programs that finance the Unified Work Program.

<u>Federal Program</u>	<u>Federal Amount</u>	<u>State Match</u>	<u>Local Match</u>	<u>Total</u>
FHWA Planning	350,400	21,900 (5%)	65,700 (15%)	438,000
Federal Transit Administration Section 5303	48,400		12,100 (20%)	60,500
Mobility Office (SLX)	102,000		25,500* (20%)	127,500
Air Quality Planning (SLX)	54,000		13,500 (20%)	67,500
Congestion Management (SLX)	67,200		16,800 (20%)	84,000
Bike/Ped Planning (SLX)	52,800		13,200 (20%)	66,000
TOTALS	674,800	21,900	146,800	843,500

*source of matching funds is the documentation of Public Service Announcements

Among the activities covered by the Unified Work Program are congestion management, planning and updating the long-range transportation plan, air quality planning, traffic impact analysis, bicycle-pedestrian planning, and updating the transit development plan. The Mobility Office program maintains responsibility for the promotion of carpooling and other activities that are designed to conserve energy, relieve highway congestion, reduce parking demand, and improve air quality.

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Mayor, Council
April 1, 2013
Bluesheet Memo/2014 Transportation Planning Activities

These combined funding sources support the personnel costs of nine transportation planning positions in the Division of Planning. Operating costs such as office supplies, printing, maintenance, equipment and professional development are also included. The Kentucky Transportation Cabinet provides a 5% match on the FHWA Planning grant, for which the LFUCG provides a match of 15%. All other programs require a match of 20%.

Council authorization to accept the awards, if offered, is hereby requested, subject to the availability of sufficient funds in FY 2014.



Irene Gooding, Director

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

**Neighborhood Development Funds
April 9, 2013
Work Session**

Amount	Recipient	Purpose
\$ 475.00	FoodChain 148 Woodland Avenue Lexington, KY 40502 Rebecca Self	To provide funds for educational programming.
\$ 500.00	Vineyard Community Church, Inc. 1881 Eastland Parkway Lexington, KY 40505 Micah Odor	To assist in the cost of supplies needed to help with a Community Day of Service.
\$ 500.00	Robinwood Neighbors Association 3525 Berwyn Court Lexington, KY 40503 Robin Young	To provide funds for entranceway enhancement purposes at the entranceway of the Robinwood subdivision.
\$ 25.00	Board of Trustees of Victory Baptist Church 2261 Armstrong Mill Road Lexington, KY 40515 Steve Moore	To assist with costs for a public meeting.

Environmental Quality Committee
March 12, 2013
Summary

Stinnett called the meeting to order at 11:02 AM. All committee members, except Akers were in attendance. Kay and Ellinger also attended.

1. February 12, 2013 Committee Summary

Scutchfield requested that the date of the Feb 12 summary be corrected.

Famer requested several changes, including on page 2 under item # III Capital Projects Update, a coma be added on both paragraphs 5 & 6 between Farmer & Martin; correct the spelling of "next" on paragraph 5; correct the spelling of the word "stated" on paragraph 6; and correct the dollar amount to " \$ 550 million" on paragraph 6.

Clarke requested that the dollar amount under item # 2 "Distillery District Update" be corrected to \$ 1.7 million.

On a motion by Farmer, second by Meyers the February 12, 2013 Committee summary was approved unanimously.

2. Review of Environmental Quality Public Education Initiatives

York presented the Public Education report. He stated that 8 of the 9 watersheds have polluted streams and storm water runoff is major source of the pollution. He stated that the purpose of the campaign was to change behavior and foster improved decision making for citizens, businesses and property owners.

York stated that there was outreach targeted to students, businesses, as well as homeowners. He stated that the outreach also targeted bi-lingual messaging.

York stated that a review of focus groups found that citizens wanted more information on specific actions they could take to improve water quality.

Henson asked about the use of pesticides. York stated that they have attempted to educate property owners on impact of pesticides on water quality.

Farmer asked about citizens reporting pollution activities. York advised that citizens can call 311 Or Environmental Quality directly to report a pollution concern.

Mossotti asked about the number of impaired streams. She asked if there was a ranking system for the streams. In response York stated both the State and local government continue to analyze data from the streams to determine pollutants in each stream.

Mossotti asked about the public outreach budget. In response York stated that the budget was \$ 545,000. He stated that \$ 245,000 was allocated to Bluegrass PRIDE and an additional \$ 200,000 was spent on advertising, workshops and fliers.

Clarke asked about stream testing. In response York stated that most of the testing was conducted by the State Division of Water. In a follow up question, York stated that the State last tested the impaired streams in 2010.

Scutchfield asked about citizens pollution reporting. In response York stated that citizens can call 311 and the appropriate division will be sent a work order to investigate

Stinnett asked about the outreach budget. In response York stated that funding is available within both the Water Quality Fund and the Sanitary Sewer Fund.

3 Empower Lexington Update

Kay introduced the subject. James Bush provided the update. Bush stated that Lexington's energy bill comes from 30,000 street lights, 122 buildings, 71 pump stations, 7 pools, 62 parks, 5 golf courses And 3 waste water treatment facilities.

Bush stated that the campaign started with an inventory and audit of the various utility rates for the numerous LFUCG facilities. He stated that after the review rates were changed to more cost effective structures saving over \$ 600,000 in avoided energy costs.

Bush stated that several of the LFUCG facilities were inefficient and the goal is to reduce energy consumption and reduce energy costs.

He stated that LFUCG received a \$ 2.7 million energy grant. The funds were used to replace the HVAC at both the Dunbar and Black & Williams facilities, updates to the Police Headquarter and the acquisition of Energy CAP and an energy tracking system.

Bush discussed the Energy Improvement Fund which was established in 2010. He stated that energy savings were re invested in more energy efficiency projects. He also discussed initiatives to reduce fleet fuel consumption including right sizing the fleet and conversion to Compressed Natural Gas (CNG) for several Waste Management vehicles.

Myers asked about the street light rental rates. York stated that the rental rates did not change if bulbs were out. Bush stated that citizens should be encouraged to report bulbs that are out. Myers asked if the franchise agreement could include a provision that KU proactively replace burned out street lights. He also asked if the agreement could include a provision that LFUCG would receive a credit when burned out bulbs are not replaced. In response Bush stated that he would report back to Council but that that type of provision may increase the utilities' cost thereby requiring an increase in rates.

Myers asked about the Energy Improvement Fund. He asked how projects were selected and asked how savings are substantiated. In response Bush stated that

Kay asked about the 2011 greenhouse gas data for 2011. In response Bush stated that staff is reviewing the data and it should be available in May.

Kay also suggested that the 2nd part of the Empower Lexington presentation be provided to the Committee earlier than the late summer time period that staff suggested.

Gorton asked about the street light rates. In response Bush stated that KU has requested several rate increases before the Public Service Commission over the past several years.

Gorton asked if LFUCG regularly intervenes in street light rental rate cases. In response Bush said yes.

Farmer asked about the planned CNG conversion. In response Bush stated that General Services and Waste Management will recommend a multi-year plan to convert approximately 60 heavy waste vehicles to CNG. He stated that this will start with 6 vehicles in FY 2014. Bush also addressed the fueling station options.

Scutchfield asked about priorities for facility energy efficient retrofits. She stated that she would like to see the long term plan for efficiency investments. Bush stated that he would provide that information to her office.

Lane asked about the Energy Improvement Fund. He asked for an inventory of projects and a cost/benefit analysis of the projects.

4. Hard to Recycle Materials

Stinnett announced that the Administration requested that this item be postponed.

On a motion by Myers, second by Gorton, the item was removed from the agenda unanimously.
It will be rescheduled to a later date.

5. Monthly Financials

Stinnett stated that he wanted the Committee to regularly review the monthly financials for the various related funds.

O'Mara reported that the Sanitary Sewer Operating Fund had a beginning year fund balance of \$ 4.8 million, year to date revenue of \$ 29.5 million and year to date expenses of \$ 18.5 million for a net difference of \$ 11.0 million compared to a full budget year difference of \$ 4.0 million.

O'Mara reported that the Sanitary Sewer Capital Fund had a beginning year reserve of \$ 56.2 million, year to date revenue of \$69,000 and year to date expenses of \$3.5 for a net difference of \$ - 3.4 million compared to a full budget year difference of \$ - 45.8 million.

O'Mara reported that the Landfill Fund had a beginning year fund balance of \$ 11.1 million, year to date revenue of \$3.7 million and year to date expenses of \$5.8 million for a net difference of \$ - 2.1 million compared to a full budget year difference of \$ - 4.9 million.

O'Mara reported that the Water Quality Fund had a beginning year fund balance of \$ 7.2 million, year to date revenue of \$6.7 million and year to date expenses of \$5.1 for a net difference of \$ 1.7 million compared to a full budget year difference of \$ - 4.3 million.

Lane suggested adding the Urban Services Fund for future reviews. He also requested that the financials be included on the agenda on a monthly basis to give Council adequate oversight at least for the remainder of the fiscal year.

The meeting adjourned at 1:05 PM.



Planning and Public Works Committee March 12th, 2013 Summary and Motions

Chair Bill Farmer Jr. called the meeting to order 1:03pm. Committee Members present were VM Linda Gorton, Jennifer Mossotti, Charles Ellinger, Steve Kay, Chris Ford, Julian Beard, Harry Clarke, and Peggy Henson. Council Members Jennifer Scutchfield and Kevin Stinnett were also present. Diane Lawless was absent.

1. Approval of February 12th, 2013 Summary

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

2. Right of Entry

Chris King, the Director of Planning, came to the podium and introduced the item. He said that the recommendations originally came out of the Building Inspection Task Force. One of the recommendations that came out of the Task Force was to allow for right of entry. This was initiated by the Urban County Council. The Planning Commission had 60 days to review it and conduct a public hearing. During the public hearing, the Lexington Apartment Association raised questions about right of entry. The Planning Commission was at the last possible day to act; they could not explore the issue further or consider alternative language. They chose to recommend it to Council. When it came back to the Council, the right of entry was referred back to the Planning and Public Works Committee.

On January 1st, 2012 zoning enforcement duties were transferred to the Division of Planning from Building Inspection. King said that there are property owners that are not interested in having employees from the LFUCG enter their property to look for a zoning violation. This language would allow the Director of Planning or his/her designee to develop guidelines/polices to enter a property. King said that the proposed language does not make this clear.

King said that the ordinance needs clarification. Current laws do not allow staff from the Division of Planning to enter a property. He said that the language needs to be established by the Law Department.

King said that he reviewed municipalities around the United States. He provided examples of other communities that have right of entry. He recommended changing the language to parallel one of the communities he reviewed. He suggested that any policy or program that the Director of Planning develops would need to be approved by a Commissioner or CAO.

King said he could write out a draft of Administrative Guidelines to share with the Planning and Public Works Committee.

Mossotti asked King how often zoning violations happen. King said that they received 494 zoning violation complaints last year. 346 were actual violations. He said that in most cases the property owner is cooperative, but some are not. They found 116 illegal businesses. King said that he could not recall any case from last year when they had to obtain a search warrant.

King said it is not his goal to punish people; he just wants to ensure compliance.

Gorton said that she would like King, Farmer, and Barberie to draft language to assist the Division of Planning. She would like it to be presented at the April 2013 meeting.

Farmer said that the current draft language is too broad. Farmer said that he wants the new language to clarify why they need right of entry.

Gorton suggested changing the title from right of entry to something else. Barberie said that they have similar language for sanitary sewers so he offered to review that language.

Henson told King that she believes zoning violations are a large problem and often you cannot see the violation from beyond the property line. Henson suggested running the draft legislation by those who will be impacted by the potential legislation.

3. Newtown Pike Extension Update

Andrew Grunwald came to the podium to present his quarterly update on the Newtown Pike Extension. He said that Central Bridge began construction on the Lower Town Branch Box Culvert in October. He went on to say that on November 23, 2012, KYTC opened bids for Phase I infrastructure construction. The contract was awarded to L-M Asphalt Partners. AU Associates is preparing to submit their applications for Low Income Tax Credits. He also said that bids were received for renovations to the Carver Center on December 21, 2012.

Grunwald said that the Community Land Trust finally received 501c3 status.

Grunwald said that the design plans for Phase II (Versailles Road to South Broadway) are approximately 70% complete. They have held meetings with Nathaniel Mission. Additionally, utility costs are estimated at \$5.4MM and construction costs at \$16.1MM; funds are programmed within the state's Six Year plan.

Finally, Grunwald said that the final design for Phase III (Scott Street Connector) has not begun. Phase III has estimated utility costs of \$3.5MM and construction costs of \$8.7MM; funds are programmed for beyond 2014 in the state's Six Year Plan.

Beard asked about the road's connection to the University of Kentucky. Grunwald said that the Scott Street Connector will bridge South Broadway to Limestone. The University of Kentucky will realign their entrance. Part of Limestone will be closed permanently. Grunwald said that it

is an attempt to tighten up the whole intersection. The intersection will have a new traffic signal.

Clarke asked Grunwald about Phase II and the increased traffic onto Upper Street. He asked if they would alter Boliver to adjust that traffic flow. Grunwald said that there will be increased traffic at that intersection.

Clarke also asked about building a tunnel or bridge to accommodate pedestrian traffic near the University of Kentucky and the new intersection at Limestone and Upper. Grunwald said that tightening up the intersection is as far as they are going to go at this point. They will have pedestrian walkway signals there.

4. Todds Road Update

Brad Frazier, the Director of Engineering, came to the podium to present the update. Frazier said that the design phase is 70% complete. He said that they are incorporating the changes that resulted from the Practical Solutions Review. Frazier went on to say that \$1MM is programmed in the Transportation Improvement Program (TIP) for right of way acquisition. There is approximately \$2MM programmed in the TIP in FY13 for utility relocation. Frazier also said that funding for construction, estimated at \$10MM is currently spread between two fiscal years in the TIP but the full amount will be available at bid time.

Stinnett asked Frazier when the physical construction will start. Frazier said that it is now going to be just one project. Frazier said that they are in the right of way acquisition phase. Then in the beginning of 2014, the utilities will be relocated. Construction should start in May of 2014 and will continue until July 2015.

Frazier said that Hays Boulevard to Polo Club is a five lane section. The emphasis will be on that section. But it is one contract.

Stinnett asked if the monthly utility reports could be updated to be one document since it is one contract. Frazier agreed to do that.

5. Paving Update

Kevin Wentte came to the podium to give a brief update on paving. Wentte said that he was asked to present answers to three questions that he received from Council Member Clarke's office. The first was how much of the original FY13 repaving is not completed. Wentte said that there is \$500,000 not completed. The second question was the status of the bond. Wentte said that the bond received two readings. Finally, Clarke asked when the resurfacing will begin for this season. Wentte said that they were paving in the 8th district as the meeting was taking place.

Stinnett asked Wentte if all Council Districts had submitted their paving lists. Wentte said no, only half had submitted them. Stinnett expressed concern that Council Members had not met their deadlines for submission. Stinnett suggested that Wentte pick the streets for them in the future if the lists are not turned in.

Farmer asked about the remaining balance for FY13. He asked Wente to make sure that all paving that was programmed be completed. Wente said that he will get the Council Members a list.

6. Items in Committee

Farmer said that the items listed under Doug Martin need to be changed to Harry Clarke.

Kay said that the Design Excellence Update needs to be held until mid-summer.

Kay also asked to list Adult Day Care Centers under Ford.

Motion by Henson to remove Emergency Preparedness from the items referred list. Seconded by Kay. Motion passed without dissent.

Farmer asked Commissioner Paulsen to come to the podium. He thanked him for his weekly report. Farmer mentioned that the Council has been having a difficult time getting a quorum for the public hearings. He asked Paulsen to provide a brief synopsis for Council Members to inform them of issues that were heard by the Planning Commission immediately following the Planning Commission's meetings. Gorton asked if he could include the vote on each item. Farmer said that providing this report will allow the Council Members to be informed and will put specific issues on their radar.

Clarke told Council Members that his office had not yet turned in their paving list but it was because as a new Council Member, Clarke drove each street in his district to ensure a fair process when determining the streets that would be paved in the 10th district.

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

Submitted by Jenifer Benningfield, Council Administrative Specialist

Social Services & Community Development Committee March 19, 2013 Summary & Motions

Ford called the meeting to order at 11:02 AM. All Committee members were present except Lawless and Lane. Clarke and Henson were also present.

1.22.13 Committee Summary

On a motion by Ellinger, second Beard, the summary of the 1.22.13 Social Services & Community Development Committee was approved unanimously.

Workforce Development & Training

Ford called on Darryl Smith, Chair of the Bluegrass Workforce Investment Board (BGWIB). Mr. Smith described the services of the BGWIB. Smith also described the Workforce investment Board and its purpose and services offered. He also discussed the federal Workforce Investment Act (WIA) of 1988 which created and funded the services the BGWIB undertakes.

Smith discussed the inter-local agreement entered into by the other sixteen (16) counties within the seventeen(17)- county BGWIB. He noted that Lexington chose not to sign the agreement. He stated that the agreement is governed by the WIA which would not allow the previous provision that granted set aside funds for Lexington-Fayette County.

Myers discussed the expectations that are set for training. In response Jennifer Compton stated that the WIB has a list of approved training that is offered, but before they subsidize the training it needs to address high demand employment.

Myers discussed a situation where Sears contacted several local organizations seeking trained staff and training opportunities. In response Compton stated that the BGWIB has identified four sectors where they want to concentrate their resources. She went to say, however, that the BGWIB will work with any current employer who has a true employment training need.

Akers asked if the BGWIB will work with the non-profit community to fill their employment training needs.

In response Smith stated that the BGWIB is starting to make connections with the non-profit community.

Kay asked about the agreement and asked what Lexington would be committing to? In response Compton stated that there was not a funding commitment just a partnership and an agreement to work together.

Kay asked that the Administration come back with a recommendation to sign or not sign the agreement. He asked that the Administration identify any concerns they have about signing the agreement.

Stinnett asked that the Administration come to the next meeting to discuss any concerns about the agreement and with a recommendation to proceed with signing the agreement.

In response CAO Sally Hamilton stated that she will be prepared to address the inter-local agreement at the next meeting.

Stinnett asked if training was done in house. In response Compton stated that much of the training is coordinated through 3rd parties, but in the case of Amteck, Amteck provided the training, which included a -two week boot camp, recruitment and drug screening, all of which take place in house.

Stinnett asked if they partner with the service sector. In response Smith stated that they partner with the service sector. He noted that BCTC works with employers on work ethic issues and other areas of the service sector.

Stinnett asked that Compton provide her contact information, which is 859.269.8021 and her e-mail is jcompton@bgadd.org.

Ellinger asked about corrective actions associated with the Sears issue. In response Smith stated that the WIB learned a lot about customer feedback because of the issue with Sears. He stated that the issue forced the BGWIB to improve its communications with area employers.

Ford asked about accountability and responsiveness and building a partnership.

In response Smith stated that both parties need to do a better job of communicating in an open forum.

Ford discussed improving the relationship between Lexington and the BGWIB.

In response Smith focused on the opportunity to forge a new relationship with Lexington.

Myers asked about the cost of training. In response Compton stated that most WIBs across the Commonwealth do not include on the job training costs which increases the cost of training. She stated that the BGWIB utilizes on the job training extensively because of its positive impact.

Myers asked that the issue not be delayed. He stated that the parameters had changed and Law or the CAO should explain why Lexington should or should not sign the agreement.

FY 14 Partner Agency Review Ford called on Beth Mills to discuss the Partner Agency FY 14 Budget Review process. Ford stated that there would not be any action taken today, that the presentation was for information only. He stated that last year Council wanted to see the funding level recommendation earlier.

Mills stated that the Administration had increased its recommended partner agency funding by \$ 250,000 from the FY 13. She stated that the review is a competitive process and the process was carried out by independent 3rd party reviewers including representatives of the Council.

Craig Benz discussed the partner agency process. He discussed the timeline, the application requirements, and also summarized the applications received. He discussed the scoring committee and review panels. He also discussed the funding recommendations for the 55 program applications.

Ford called on CAO Hamilton. Hamilton stated that she and Mayor Gray had had several conversations about the process. She stated that the Mayor felt that the process should be reviewed, but more importantly, did not think critical services should be affected because of the process. She said that the Mayor felt that the process should reflect the priorities of food and shelter.

Ellinger stated that the Hamilton addressed many of his concerns. He stated that the point reduction was much too severe. He asked who made the decision to deduct 20 points from any application that was late. He also stated that there appeared to be a discrepancy in when applications were received.

In response Mills stated that the process provided for the rejection of late applications. She said it was the Administration's position to accept and rank the application but deduct up to 20 points. She said that five applications received 20 point reductions because they were not completely turned in on time.

Stinnett stated that until several years ago, the partner agencies received up to \$ 5 million and now the funding level is approximately \$ 2 million. He stated that the agencies provide critical services for the community. He stated that a review of the process is warranted but he wanted to maintain the integrity of the process.

Kay stated that the process allowed Lexington to fund programs not agencies. He noted that it was still the Council's responsibility to evaluate the merits of partner agency requests and that the Administration would just make recommendations to the Council.

Kay asked a question about the scoring component. In response Benz stated that there was a 140 point scale. 10 pts for completeness; 5 pts for mission statement; 60 pts for program/approach; 30 pts for measures/outcomes; 20 pts for budget; and 15 pts for diversity of budget.

Kay stated that the point was weighted and that once the needs assessment was completed the point system would reflect those identified needs in the future.

Ford discussed the process. He stated that Council requested the process and that it was an objective process.

Beard suggested that in addition to the direct allocation to partner agencies, the budget included a discretionary amount of funds set aside for critical unmet needs.

Kay asked about the 20 pts for funding diversity. In response Benz stated that that was included to ensure that any agency did not become solely dependant on the Urban County Government.

Ellinger stated that the process as implemented was flawed and that the 20 pt reduction for being apparently late was unwarranted. He provided examples of funding recommendations if other agencies were late with their respective budget requests.

Henson addressed the upcoming needs assessment and spoke in support of the objective process and spoke for support for critical services.

Lindy Carrs, with the Salvation Army, spoke about the application process. She stated that the Salvation Army was gratified by the community support for the Salvation Army.

She discussed the services that the organization provides and the impact the loss of \$ 250,000 would have on their service level. She stated that the Salvation Army submitted their application by the deadline, but that one spreadsheet was inadvertently lost during the electronic submittal.

Jack Burch spoke in favor of maintaining the objective process. He also provided some historical perspective on how the requests were handled before the process was implemented.

Myers spoke about the need to maintain objective analytics in the process.

Ford thanked everyone for their participation. He stated that there would not be time to adequately address the 3rd item on the agenda, "Adult & Tenant Services". He asked that the item be included on the next agenda.

The meeting was adjourned at 12:57 PM.

BUDGET & FINANCE COMMITTEE

March 19, 2013

Summary

Ellinger called the meeting to order at 1:02 PM. All committee members were in attendance. Clarke and Akers were also present.

I. **2.19.13 Committee Meeting Summary**

A motion by Stinnett, second Beard to approve the February 19, 2013 Committee summary passed unanimously.

II. **Monthly Financial Report**

Bill O'Mara, Acting Finance Commissioner provided the monthly financial report. He discussed several economic indicators. He stated that the unemployment rate was in a positive position.

O'Mara reported that in the major revenue categories the actual General Fund revenue is lagging behind the budgeted revenue by slightly over \$ 1 million through February.

Stinnett asked if the \$ 2.5 million transferred from the fund balance was included in the franchise revenue. In response O'Mara stated no.

O'Mara also addressed the Code Enforcement abatement collections.

Melissa Lueker, Acting Budget Director discussed revenue and expenditures in greater detail. She stated that year to date the total actual revenue collections are approximately \$ 2.7 million ahead of budget primarily due to increases in the services and ad valorem categories. She did state that the net profits category was approximately \$ 2.5 million below budget year to date.

Lueker also stated that actual expenses are approximately \$ 6.6 million below the budgeted expenses year to date. She stated that this was primarily due to diligent management of personnel accounts. She also stated that operating expenses are about \$ 1.8 million less than budgeted year to date.

O'Mara discussed the FY 13 projected revenue statement. He stated that due to an anticipated downturn in economic indicators they are now forecasting general fund revenue at \$ 283 million compared to the \$ 289.4 million in the original budget. He stated that the net profits category is forecasted to be \$ 5 million below budget; the franchise fee is forecast to be \$ 2.5 million below budget; while employee withholding is forecast to be \$ 600,000 above budget.

In response to a question from Stinnett, O'Mara stated that the Administration is planning on managing expenditures rather than utilizing the Fund Balance to balance the FY 13 budget.

III. FY 12 Fund Balance Review

Ellinger called on O'Mara to discuss the FY 12 fund balance. O'Mara stated that this is response to concerns from the rating agencies about the size of the General Fund balance and a comparison to other AA bond rated local governments.

Stinnett asked for the total fund balance figures for all of the major funds not just the unreserved fund balance. In response O'Mara stated that he would forward those figures to the Council.

O'Mara stated that the total FY 12 General Fund fund balance was \$ 44.3 million. Of this total there are several legal reserve including \$ 1.5 million in non spendable accounts; \$ 18.5 million in the Economic Contingency account; \$ 4.5 million in the 27th payroll; and \$ 200,000 in the energy efficient reinvestment account, leaving a sub total fund balance of \$ 19.6 million.

O'Mara stated that there is also \$ 5 million in contingent liabilities including the litigation reserve, health fund reserve, refunds and a HOME match reserve, leaving a sub total of \$ 14.6 million.

O'Mara discussed several proposals that the Administration has for the remaining fund balance including \$ 5.7 million for capital projects; \$ 1 million for fleet replacement; \$ 2.5 million for the streetlight transfer; and \$ 2 million for an economic development job creation reserve; leaving an unassigned fund balance of \$ 3.3 million. O'Mara stated that all proposed actions will need Council budget approval before they can be enacted.

O'Mara discussed several other immediate needs identified by the Administration including \$ 640,000 in Fire overtime; \$ 700,000 in grant match; \$ 750,000 for a Fire ladder truck which was approved by Council in Dec 2012; \$ 250,000 for a replacement for Fire Engine # 8 which was involved in an accident and destroyed; \$ 1.6 million for Police radios; and a renovation to the 2nd floor at \$ 45,000.

Ellinger asked for more information on the radio project. In response Clay Mason stated that the infrastructure needs have changed for the radio project.

Mayor Gray spoke about the proposed financial management assignments. He stated that it was an example of prudent investments in the community.

Farmer asked for a brief summary of the other local governments that O'Mara cited regarding their fund balance figures. He also asked for historical fund balance data for Lexington. O'Mara agreed to provide the fund balance history and would contact other like sized communities regarding their respective fund balances and bonding ratings.

Stinnett discussed the contingent liabilities; the litigation reserve, the health fund reserve; refunds and the Home Match. Stinnett stated that he was concerned that the auditors had opined that the contingent liabilities were reasonable without discussing this with Council who has the authority to allocate those funds.

Stinnett stated that Council has not voted on any of the proposed reserve categories. He suggested that the Council have additional discussions on this subject at the future date.

Farmer asked for a copy of the auditor's opinion regarding the contingent liabilities. O'Mara agreed to forward that opine to Council. Farmer also agreed that the Council should schedule further discussions on this matter.

Gorton asked about the fire training tower and the Administration's attempt to raise the funds privately. In response Mason stated that they are still working on private investment in the tower and it has taken longer than originally anticipated.

Gorton asked about the contingent liabilities category. She asked about the HOME match. In response Lueker stated that originally this was spent from the UDAG funds but those funds were spent on other activities, including a \$ 1 million investment in the 21c development.

Gorton stated that the match should be regularly budgeted on an annual basis because HOME match is an annually recurring expenditure and it should not come out of the fund balance every year.

Gorton discussed the litigation reserve and asked for historical data on those reserves. O'Mara agreed to provide an historical review of those reserve balances for the last five (5) years.

Akers asked about the economic development reserve. She asked what it would consist of and how it would it be managed and directed.

In response Gray indicated that they are still in the early stages of development of the program. He stated that it became attractive after conversations with Councilmembers and other members of the community. He stated that it was a job creation and retention plan.

Mossotti spoke about the proposed economic development reserve. She stated that it should be viewed as providing seed funds for investment. She asked if interest would be assessed to the potential applicants for those funds. In response Gray stated that several communities charge similar fees and/or interest on loans.

IV. Temporarily Suspending Fire Equipment from Services

Mossotti called on Chief Jackson to present the Division of Fire's "Service & Personnel Adjustment Elimination Proposal".

Jackson stated that no more than 3 engine companies are taken out of service each day due to staffing shortages. He stated that the engines are taken out on a rotating basis. He stated that Ladder companies and emergency care units (ECU) are exempt from the plan.

Jackson stated that the key to eliminating brownouts is in authorized strength, not in overtime.

He stated that the Fire needs an authorized strength of 545 staff to meet minimum staffing needs. Jackson stated that the proposed hiring plan increases authorized strength to 557 to provide personnel to ECU 11 in FY 14.

Jackson stated that the plan includes a recruit class of 35 in May, and another recruit class of 30 to start in July. He stated that the budgetary impact will be \$ 1.1 million for FY 13 and \$ 1.5 million for FY 14.

He stated that this proposal would save over \$ 800,000 over the FY 13 & FY 14 period compared to eliminating brownouts through use of overtime.

Kay and Ford spoke in favor of the accelerated hiring plan.

A motion by Mossotti, second Scutchfield to allocate \$ 637,000 for overtime expenses to eliminate brownouts passed unanimously.

V. Items Referred to Committee

Staff reviewed the items in Committee.

The meeting adjourned at 3:05 PM.



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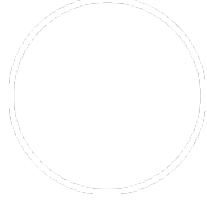
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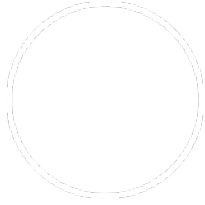
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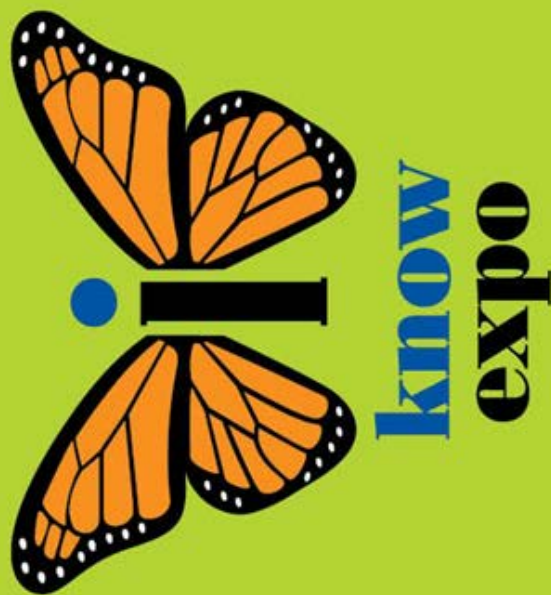
Government Services

Alternatives for Home and Living

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Other



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