

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, July 2, 2013

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
July 1 – July 8, 2013**

Monday, July 1

No Meetings

Tuesday, July 2

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

Confirmation Hearings–Planning Commission & Board of Adjustment....12:30 pm
Council Chamber – 2nd Floor Government Center

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

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

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

Wednesday, July 3

No Meetings

Thursday, July 4

Independence Day Holiday – Offices Closed

Friday, July 5

No Meetings

Monday, July 8

No Meetings

URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

TABLE OF MOTIONS

June 25th, 2013

Mayor Jim Gray called the meeting to order at 3:00pm. 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 were present. George Myers arrived to the meeting late and Ed Lane was absent.

I. Public Comment – Issues on Agenda – No

II. Requested Rezonings / Docket Approval – No

III. Approval of Summary – Yes

Motion by Gorton to approve the summary. Seconded by Akers. Motion passed without dissent.

IV. Budget Amendments – No

V. New Business – Yes

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

VI. Continuing Business / Presentations – Yes

VII. Mayor's Report – No

VIII. Public Comment – No

IX. Adjournment – Yes

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

**Lexington-Fayette Urban County Government
Work Session Agenda
July 2, 2013**

- I. Public Comment - Issues on Agenda**
- II. Requested Rezoning/ Docket Approval – Yes**
- III. Approval of Summary – Yes, p. 1**
- IV. Budget Amendments – Yes, p. 9 - 13**
- V. New Business – Yes, p. 15 - 44**
- VI. Continuing Business/ Presentations**
 - a** Social Services & Community Development Committee Summary, June 18, 2013, p. 45 - 47
 - b** Planning & Public Works Committee Summary, June 18, 2013, p. 48 - 52
 - c** Presentation: Ad Valorem Tax; By: Don Blevins, Fayette County Clerk
- VII. Council Reports**
- VIII. Mayor's Report – Yes**
- IX. Public Comment - Issues Not on Agenda**
- X. Adjournment**

Administrative Synopsis - New Business Items

- a 0662-13** Authorization to execute agreement with the Board of Education of Fayette County, Kentucky to share data contained in LFUCG's data base and the Board's data base for the collection of Occupational License Fees and Occupational License Taxes. (L0662-13) (O'Mara)
This is a request to execute agreement with the Board of Education of Fayette County, Kentucky to share data contained in LFUCG's data base and the Board's data base for the collection of Occupational License Fees and Occupational License Taxes. There is no budgetary impact. p. 15
- b 0673-13** Authorization to execute Purchase of Service Agreement with Lexington-Fayette Urban County Human Rights Commission for FY 2014. (L0673-13) (Gooding/Hamilton)
This is a request to execute Purchase of Service Agreement for an amount of \$235,000 with Lexington-Fayette Urban County Human Rights Commission for FY 2014. P. 16
- c 0675-13** Authorization to execute a Concession Agreement with the Lexington Youth Soccer Association for use of space at Masterson Station Park. (L0675-13) (Hancock/Reed)
This is a request to execute a Concession Agreement with the Lexington Youth Soccer Association for use of space at Masterson Station Park for a seven (7) year period with a three (3) year extension beginning July 1, 2014. There is no budgetary impact. p. 17
- d 0681-13** Authorization to execute Maintenance Agreement with the Kentucky Transportation Cabinet for the shared-use path along each side of Harrodsburg Road from Alexandria Drive to Beaumont Centre Parkway. (L0681-13) (Frazier/Paulsen)
This is a request to execute Maintenance Agreement with the Kentucky Transportation Cabinet for the shared-use path along each side of Harrodsburg Road from Alexandria Drive to Beaumont Centre Parkway. There is no budgetary impact. p. 18
- e 0682-13** Authorization to execute agreement with Texas A&M Engineering Extension Service for Advanced Ordnance Recognition Training for the Division of Police. (L0682-13) (Gooding/Mason)
This is a request to execute agreement with Texas A&M Engineering Extension Service for an amount of \$40,500 for Advanced Ordnance Recognition Training for the Division of Police. Funds are being budgeted. p. 19

- f 0692-13** Authorization to execute Change Order No. 1 with Churchill McGee, LLC for the Carver Community Center Renovation for the Newtown Pike Extension Project. (L0692-13) (Gooding/Reed)
This is a request to execute Change Order No. 1 with Churchill McGee, LLC in the amount of \$3,655.85 for the Carver Community Center Renovation for the Newtown Pike Extension Project. This increase brings the new total project cost to \$1,098,175.85. Funds are budgeted. p. 20 - 23
- g 0694-13** Authorization to execute Engineering Services Agreement with GRW Engineers, Inc., for design of Polo Club Boulevard Public Improvements Project. (L0694-13) (Gooding/Paulsen)
This is a request to execute Engineering Services Agreement in the amount of \$199,737 with GRW Engineers, Inc., for design of Polo Club Boulevard Public Improvements Project. Funds are budgeted. p. 24
- h 0700-13** Authorization to amend Resolution 208-2013, to increase the amount authorized for right of way costs for Fourth Street & Jefferson Street Signalization Project. (L0700-13) (Frazier/Paulsen)
This is a request to amend Resolution 208-2013, to authorize an additional \$12,000 for right of way costs for Fourth Street & Jefferson Street Signalization Project. This increase covers construction of new sidewalks and increases the total cost to \$16,000. Funds are budgeted. p. 25
- i 0701-13** Authorization to submit application and accept award of federal funds from the Kentucky State Police-Commercial Vehicle Enforcement Division for operation of a Motor Carrier Safety Assistance Program for FY 2014. (L0701-13) (Gooding/Mason)
This is a request to submit application and accept award of federal funds in the amount of \$75,000 from the Kentucky State Police-Commercial Vehicle Enforcement Division for operation of a Motor Carrier Safety Assistance Program for FY 2014. A 20% match of \$18,750 is required. Budget amendment in process. p. 26
- j 0702-13** Authorization to submit application to the Kentucky Office of Homeland Security requesting federal funds for purchase of a micro-robot under the 2013 State Homeland Security Grant Program. (L0702-13) (Gooding/Mason)

This is a request to submit application to the Kentucky Office of Homeland Security requesting federal funds in the amount of \$13,633 for purchase of a micro-robot under the 2013 State Homeland Security Grant Program. No matching funds are required. p. 27

- k 0703-13** Authorization to execute Reimbursement Agreement with Transylvania University for Fourth Street improvements. (L0703-13) (Frazier/Paulsen)
This is a request to execute Reimbursement Agreement with Transylvania University for an amount not to exceed \$220,000 for Fourth Street improvements. Funds are budgeted. p. 28
- l 0704-13** Authorization to execute agreement with Spec.Rescue International for structural collapse training and to establish a sole source provider contract with Spec.Rescue International for the Division of Fire And Emergency Services. (L0704-13) (Gooding/Mason)
This is a request to execute agreement with Spec.Rescue International for an amount of \$20,000 for structural collapse training and to establish a sole source provider contract with Spec.Rescue International for the Division of Fire And Emergency Services. Funds are budgeted. p. 29
- m 0705-13** Authorization to approve the conversion of West Fourth Street between Jefferson Street and Newtown Pike from one-way traffic movement to two-way operation. (L0705-13) (Frazier/Paulsen)
This is a request to approve the conversion of West Fourth Street between Jefferson Street and Newtown Pike from one-way traffic movement to two-way operation. There is no budgetary impact. p. 30 - 31
- n 0712-13** Authorization to amend appropriate sections of Chapter 21 and 22 of the Code of Ordinances, increasing the salaries of full-time and part-time permanent employees by 2%. (L0712-13) (Hamilton)
This is a request to amend appropriate sections of Chapter 21 and 22 of the Code of Ordinances, increasing the salaries of full-time and part-time permanent employees by 2%. p. 32
- o 0713-13** Authorization to amend Section 21-5 of the Code of Ordinances, abolishing two (2) positions of Public Service Worker (Grade 106N), two (2) positions of Equipment Operator Sr. (Grade 109N), one (1) position of Staff Assistant Sr., (Grade 108N) and one (1) position of Staff Assistant (Grade 107N) and creating three (3) positions of Administrative Specialist (Grade 110N), one (1)

position of Operations Manger (Grade 116E) and one (1) position of Public Service Supervisor (Grade 111N) in the Division of Waste Management. (L0713-13) (Maxwell/Moloney)

This is a request to amend Section 21-5 of the Code of Ordinances, abolishing two (2) positions of Public Service Worker (Grade 106N), two (2) positions of Equipment Operator Sr. (Grade 109N), one (1) position of Staff Assistant Sr., (Grade 108N) and one (1) position of Staff Assistant (Grade 107N) and creating three (3) positions of Administrative Specialist (Grade 110N), one (1) position of Operations Manger (Grade 116E) and one (1) position of Public Service Supervisor (Grade 111N) in the Division of Waste Management. The impact for FY 2014 (24 pay periods) will be a cost savings of \$13,936.25. p.33 - 34

- p 0714-13** Authorization to amend Section 21-5, 22-5 and 23-5 of the Code of Ordinances, creating positions that were funded and approved in the FY 14 budget process, to become effective July 1, 2013, the first day of the first pay period in Fiscal Year 2014. (L0714-13) (Maxwell/Graham)

This is a request to amend Section 21-5, 22-5 and 23-5 of the Code of Ordinances, creating positions that were funded and approved in the FY 14 budget process, to become effective July 1, 2013, the first day of the first pay period in Fiscal Year 2014. p. 35

- q 0715-13** Authorization to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Staff Assistant (Grade 107N) and creating one (1) position of Engineering Technician (Grade 111N) in the Division of Traffic Engineering. (L0715-13) (Maxwell/Moloney)

This is a request to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Staff Assistant (Grade 107N) and creating one (1) position of Engineering Technician (Grade 111N) in the Division of Traffic Engineering. The impact for FY 2014 (24 pay periods) will be \$8,937.02. p. 36

- r 0716-13** Authorization to accept deeds of easements from the owners of record on properties needed for the East Lake Trunk Sewer Project. (L0716-13) (Martin/Moloney)

This is a request to accept deeds of easements from the owners of record on properties needed for the East Lake Trunk Sewer Project. There is no budgetary impact. p. 37

- s 0717-13** Authorization to accept deeds of easements from the owners of record on properties needed for the Century Hills Trunk Sewer Replacement Project. (L0717-13) (Martin/Moloney)
This is a request to accept deeds of easements from the owners of record on properties needed for the Century Hills Trunk Sewer Replacement Project at a cost not to exceed \$300,000. Funds are budgeted. p. 38
- t 0718-13** Authorization to execute Purchase of Service Agreements for FY 2014 with seven (7) Partner Agencies. (L0718-13) (Atkins)
This is a request to execute Purchase of Service Agreements for FY 2014 with seven (7) Partner Agencies as follows: Commerce Lexington \$457,000, Downtown Lexington Corporation \$42,710, Kentucky World Trade Center \$100,000, Lexington Kentucky Chapter of SCORE \$5,540, Lyric Theatre and Cultural Arts Center \$160,000, Bluegrass Area Development District \$75,110, and Lexington Downtown Development Authority \$348,000. Funds are budgeted. p. 39
- u 0721-13** Authorization to accept deeds of easements from the owners of record on properties needed for the Bob O Link Sewer Replacement Project. (L0721-13) (Martin/Moloney)
This is a request to accept deeds of easements from the owners of record on properties needed for the Bob O Link Sewer Replacement Project at a cost not to exceed \$250,000. Funds are budgeted. p. 40
- v 0727-13** Authorization to enter into agreement with Kentucky Utilities to install banners on light poles on Versailles Road viaduct on behalf of the Corridors Commission. (L0727-13) (Maynard)
This is a request to enter into agreement with Kentucky Utilities to install banners on light poles on Versailles Road viaduct on behalf of the Corridors Commission. There is no budgetary impact. p. 41
- w 0743-13** Authorization to submit amended Phoenix Park/Courthouse Project Tax Increment Financing (TIF) application to the Kentucky Economic Development Finance Authority (KEDFA). (L0743-13) (Atkins)
This is a request to submit amended Phoenix Park/Courthouse Project TIF application to the KEDFA, lowering the minimum capital investment from \$200 million to \$150 million. There is no budgetary impact. p. 42
- x 0746-13** Authorization to execute Memorandum of Agreement (MOU) with the Federal Emergency Management Agency, Kentucky Heritage Council, and the Kentucky Division of Emergency Management

for demolition of two properties to be purchased under a Hazard Mitigation Grant Program grant for Southbend-Lafayette Parkway Area. (L0746-13) (Gooding/Moloney)

This is a request to execute MOU with the Federal Emergency Management Agency, Kentucky Heritage Council, and the Kentucky Division of Emergency Management for demolition of two properties to be purchased under a Hazard Mitigation Grant Program grant for Southbend-Lafayette Parkway Area. There is no budgetary impact. p. 43

y

0747-13

Authorization to correct amount to be paid to Hilton Lexington/Downtown for the 2013 FEMA Chemical Stockpile Emergency Preparedness annual meeting. (L0747-13) (Gooding/Mason)

This is a request to correct amount to be paid to Hilton Lexington/Downtown for the 2013 FEMA Chemical Stockpile Emergency Preparedness annual meeting from \$16,000 to \$24,701. Due to poor attendance the minimum number of rooms was not reserved. Funds are budgeted. p. 44

BUDGET AMENDMENT REQUEST LIST

JOURNAL	2014001	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 67,500.00 67,500.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Air Quality Planning - FY 2014 as approved by Resolution 179-2013.

JOURNAL	2014002	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 66,000.00 66,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Bike Pedestrian Planning - FY 2014 as approved by Resolution 179-2013.

JOURNAL	2014003	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept HUD 2,259,443.00 2,259,443.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for CDBG - FY 2014 as approved by Resolution 175-2013.

JOURNAL	2014004	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Ag 100,000.00 100,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Child Care Food - FY 2014 as approved by Resolution 309-2013.

JOURNAL	2014005	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 84,000.00 84,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Congestion Management - FY 2014 as approved by Resolution 179-2013.

JOURNAL	2014006	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Grants - State 443,916.00 443,916.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Day Treatment - FY 2014 as approved by Resolution 243-2013.

JOURNAL	2014007	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Grants - State 10,714.28 10,714.28CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Emergency Medical Services - FY 2014 as approved by Resolution 582-2012.

JOURNAL	2014008	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept HUD 290,896.00 290,896.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Emergency Solutions Grant - FY 2014 as approved by Resolution 175-2013.

JOURNAL	2014009	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 438,000.00 438,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for FHWA Planning - FY 2014 as approved by Resolution 179-2013.

JOURNAL	2014010	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Grants - State 2,270,840.00 2,270,840.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Fire Training - FY 2014 as approved by Resolution 289-2013.

JOURNAL	2014011	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 60,500.00 60,500.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Federal Transit Administration Section 5303 - FY 2014 as approved by Resolution 179-2013.

JOURNAL	2014012	DIVISION	Grants and Special Projects	Fund Name Fund Impact	U.S. Election Assist. 1,125,000.00 1,125,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Help Americans Vote Act - FY 2014 as approved by Resolution 342-2012.

JOURNAL	2014013	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept HUD 1,352,037.00 1,352,037.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for HOME - FY 2014 as approved by Resolution 175-2013.

JOURNAL	2014014	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of HHS 479,952.00 479,952.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Home Network - FY 2014 as approved by Resolution 202-2013.

JOURNAL	2014015	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 575,000.00 575,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Intelligent Transportation System/Congestion Management System - FY 2014 as approved by Resolution 313-2013.

JOURNAL	2014016	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Justice 17,981.00 17,981.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Juvenile Accountability Block Grant - FY 2014 as approved by Resolution 303-2013.

JOURNAL	2014017	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Justice 229,909.00 229,909.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Justice Assistance - FY 2014 to be approved by Council.

JOURNAL	2014018	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Grants - State 32,505.00 32,505.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Ky. Recycling Grant Program - FY 2014 as approved by Resolution 138-2013.

JOURNAL	2014019	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Grants - State 125,000.00 125,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Law Enforcement Service Fee - FY 2014 as approved by Resolution 135-2013.

JOURNAL	2014020	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 93,750.00 93,750.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Motor Carrier Safety Assistance Program - FY 2014 to be approved by Council.

JOURNAL	2014021	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 127,500.00 127,500.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Mobility - FY 2014 as approved by Resolution 179-2013.

JOURNAL	2014022	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Grants - State 2,246,560.00 2,246,560.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Police Training - FY 2014 as approved by Resolution 288-2013.

JOURNAL	2014023	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Grants - State 2,500,000.00 2,500,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Rupp Arena - FY 2013 as approved by Resolution 184-2013.

JOURNAL	2014024	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of HHS 257,067.00 257,067.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Senior Citizens - FY 2014 as approved by Resolution 265-2013.

JOURNAL	2014025	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Justice 100,000.00 100,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Street Sales - FY 2014 as approved by Resolution 136-2013.

JOURNAL	2014026	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 50,000.00 50,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Speed Enforcement Project - FY 2014 as approved by Resolution 50-2013.

JOURNAL	2014027	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Dept of Transportation 165,000.00 165,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	--

To provide funds for Traffic Safety Program - FY 2014 as approved by Resolution 50-2013.

JOURNAL	2014028	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Labor 165,000.00 165,000.00CR .00
----------------	---------	-----------------	--------------------------------	--	---

To provide funds for Workforce Investment Act - Youth - FY 2014 as approved by Resolution 312-2013.

JOURNAL	2014029	DIVISION	Grants and Special Projects	Fund Name	US Dept HUD
				Fund Impact	8,278.00 8,278.00CR .00

To provide additional funds from Community Development Block Grant 2012 for the rehabilitation of apartment complex at 381-391 Virginia Avenue. Facility is operated by Bluegrass.org for residential use by persons who have intellectual/developmental disabilities or severe and persistent mental illnesses.

JOURNAL	2014030	DIVISION	Grants and Special Projects	Fund Name	General Fund
				Fund Impact	30,000.00 87,210.00CR 57,210.00CR

To provide funds for grant match and personnel recovery based on the actual grant award for Workforce Investment Act - Youth - FY 2014.

JOURNAL	2014031	DIVISION	Grants and Special Projects	Fund Name	Urban Fund
				Fund Impact	7,587.00 2,587.00CR 5,000.00CR

To provide funds for grant match and personnel recovery based on the actual grant award for Ky. Recycling Grant Program - FY 2014

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Services District Fund	57,210.00CR
Fund	1115	Urban Services District Fund	5,000.00CR
Fund	3100	US Department of Agriculture	.00
Fund	3120	US Department of Housing & Urban Development	.00
Fund	3140	US Department of Justice	.00
Fund	3150	US Department of Labor	.00
Fund	3160	US Department of Transportation	.00
Fund	3190	US Department of Health & Human Services	.00
Fund	3220	U.S. Election Assistance Com.	.00
Fund	3400	Grants – State	.00

BUDGET AMENDMENT REQUEST LIST FY 2013

JOURNAL	70043-44	DIVISION	Finance	Fund Name	General Fund
				Fund Impact	172,490.02 172,490.02CR .00

To provide funds for required FY 2013 payment to the Library based on actual property tax revenues received during the year.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Services District Fund	.00
------	------	--------------------------------	-----

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

14

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
714-13	70152	Police and Family Services	To correct accounting from Civil Service to Non-Civil Service for Police Public Information Officer and Social Worker Senior. <div> <div>1101</div> <div>106,121.00</div> </div> <div> <div>1101</div> <div>106,121.00CR</div> </div> <div> <div></div> <div>.00</div> </div>
715-13	70154	Traffic Engineering	To provide funds create one position of Engineering Technician (Grade 111) by abolishing one position of Staff Assistant (Grade 107). <div> <div>1101</div> <div>9,311.80</div> </div> <div> <div>1101</div> <div>9,311.80CR</div> </div> <div> <div></div> <div>.00</div> </div>
713-13	70175	Waste Management	To provide funds for various position changes in Waste Management. <div> <div>1115</div> <div>168,550.00</div> </div> <div> <div>1115</div> <div>167,698.00CR</div> </div> <div> <div></div> <div>852.00</div> </div>

EFFECT ON FUND BALANCES

FUND 1101	.00	NO IMPACT TO:	GENERAL SERVICE DISTRICT FUND
FUND 1115	852.00	DECREASE TO:	URBAN SERVICES DISTRICT FUND



15
0662-13

Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Gray
Mayor

William O'Mara
Commissioner

MEMORANDUM

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

FROM: Bill O'Mara, Commissioner *WPS*

DATE: June 13, 2012

SUBJECT: Occupational License Tax Data Sharing Agreement

The Division of Revenue requests that the Mayor be authorized to sign an agreement with the Board of Education of Fayette County, Kentucky to share data for the collection of LFUCG Occupational License Fees and the Board's Occupational License Taxes. The agreement defines the terms and conditions by which LFUCG may share data contained in the Government's data base as well as data contained in the Board's data base.



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: JUNE 13, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
PURCHASE OF SERVICE AGREEMENT IN THE AMOUNT OF
\$235,000 WITH LEXINGTON-FAYETTE URBAN COUNTY
HUMAN RIGHTS COMMISSION**

The proposed FY 2014 General Fund budget provides for \$235,000 to support the operating costs of the Lexington-Fayette Urban County Human Rights Commission. The agency will continue to safeguard all individuals within Lexington-Fayette County from discrimination based on race, color, religion, national origin, sex, age, disability, familial status and sexual orientation/gender identity in connection with housing, employment and public accommodations and to effect the provisions and purposes of the Kentucky Civil Rights Act (KRS Chapter 3444), Urban County Ordinance 199-94 and 201-99, provision 7.17 of the Lexington-Fayette Merger Charter of 1974, and any other laws enacted by the Lexington-Fayette Urban County relating to the Commission.

Council authorization to execute agreement is requested, subject to the availability of sufficient funds in FY 2014.



Irene Gooding, Director

Xc: Sally Hamilton, Chief Administrative Officer

HORSE CAPITAL OF THE WORLD



Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Geoff Reed
Commissioner, General Services

MEMORANDUM

To: Mayor Jim Gray
Urban County Council Members
From: Jerry Hancock, Director, Parks and Recreation *J. Hancock*
Subj: Renewal of Concession Agreement with Lexington Youth Soccer Association
Date: June 14, 2013

This is a request to renew the lease, or Concession Agreement, as the National Park Service refers to it. They are the overseer of the property, donated to us by the Federal Government). The agreement is between LFUCG and the Lexington Youth Soccer Association for use of space at Masterson Station Park.

LYSA has provided soccer to the Lexington community for many years at no cost to the government. During that period of time, they have developed and improved soccer fields, parking and a restroom/concession building at Masterson Station Park at their own expense, for the enjoyment of their nearly 3,000 soccer players of all ages each year.

LYSA has been an excellent partner and has contributed hundreds of thousands of dollars and significant in-kind resources to the development of over 24 soccer fields, and many practice spaces in Lexington over the years. They donate the use of the fields they have developed to the Bluegrass State Games each year, and have assisted in the development of the Hispanic Men's Soccer League. LYSA is also an active partner with Parks and Recreation on many projects, and are active participants in the Masterson Station Park Advisory Board. .

LYSA currently operates at Masterson under an agreement (R-376-2004) signed on July 8, 2004 which provides space for use as soccer fields for a 7 year period, with a 3 year extension which expires on July 8, 2014. It is the intention of this new agreement to extend the agreement under exactly the same terms and conditions for another 10 years. The agreement has been reviewed by the Law Department.

This agreement request is being brought forward so that LYSA can plan its capital improvements for the next several years. Please call me with any questions that you may have.



LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Planning, Preservation & Development
Division of Engineering

Jim Gray
Mayor

Derek J. Paulsen, Ph.D.
Commissioner

MEMORANDUM

To: Jim Gray, Mayor
Urban County Council

From: A. Bradley Frazier ABF 6/11/13
Urban County Engineer

Date: June 11, 2013

Re: Resolution Authorizing Acceptance of Maintenance Agreement for Shared-Use Paths
Along Harrodsburg Road at the New Circle Road Interchange

The purpose of this memorandum is to request a resolution authorizing execution of a maintenance agreement with the Kentucky Transportation Cabinet for the shared-use path along each side of Harrodsburg Road from Alexandria Drive to Beaumont Centre Parkway. These paths were constructed by the state at the request of the Urban County Government, in conjunction with the Double Crossover Diamond. This agreement will assign maintenance responsibility for the 10 foot wide asphalt paths and path-related signage to the LFUCG. The Kentucky Transportation Cabinet will retain maintenance of the roadway, pavement markings, retaining wall structures, and routine grass mowing. There is no direct cost associated with this agreement.

ABF:JRW:MD

C: Derek J. Paulsen, Ph.D.; Bob Bayert; Albert Miller

13.1000.116.US68DCDMaintAgrmt

HORSE CAPITAL OF THE WORLD



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: JUNE 17, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AGREEMENT WITH TEXAS A&M ENGINEERING EXTENSION
SERVICE FOR THE DIVISION OF POLICE-BID #2-2013**

On December 11, 2012 (Resolution No. 714-2012), Council approved acceptance of federal funds in the amount of \$55,000 from the Kentucky Office of Homeland Security for Hazardous Devices Unit Training for the Division of Police.

In response to BID # 2-2013-Advanced Ordnance Recognition Training, the Division of Police has selected Texas A&M Engineering Extension Service, to provide this training, as the lowest bidder for training of 25 persons. Acceptance of the bid was approved by Council on March 21, 2013 (Resolution #106-2013). The agreement with Kentucky Office of Homeland Security requires a written agreement with the vendor. Total cost of these services is \$40,500.

Funds are in process of being budgeted as follows:

FUND	DEPT ID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3200	505505	5542	71299	STHO_POL_2013	2013	FED_GRANT

Council authorization to execute agreement is hereby requested.

Irene Gooding, Director

Xc: Clay Mason, Commissioner, Department of Public Safety

HORSE CAPITAL OF THE WORLD



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: JUNE 19, 2013

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 1
WITH CHURCHILL MCGEE, LLC, FOR THE CARVER COMMUNITY CENTER
RENOVATION FOR THE NEWTOWN PIKE EXTENSION PROJECT

The Lexington-Fayette Urban County Government has been awarded federal funds from the Kentucky Department of Transportation for the planning, design, and construction of the Newtown Pike extension. The Newtown Pike extension is authorized by Congress as a High Priority Project under the Transportation Equity Act for the 21st Century. Council approved project agreement on November 9, 2000 (Ordinance #344-2000). On June 23, 2011 (Ordinance # 76-2011, Council approved acceptance of additional federal funds for final design of Phase II and Phase III, and mitigation expenses, which includes rehabilitation of Carver Center.

On February 28, 2013 (Resolution # 062-2013), Council approved bid acceptance from Churchill McGee, LLC, in the amount of \$1,094,520 for the Carver Community Center Renovation. The Department of General Services has negotiated Change Order No. 1 in the amount of \$3,655.85 for the addition of eight motion sensors to enhance building security, the time in of an existing fan in Room 110D to a switch in the same room, and the relocation of a conduit in Room 110 to avoid conflict with new HVAC ductwork. This change order has the prior approval of the Kentucky Transportation Cabinet. New total is \$1,098,175.85.

Funds are budgeted as follows:

FUND	DID	SECT	ACCT	PROJECT	BUD REF	ACTIVITY
3160	303202	3211	91012	NEWTOWNPK_2011	2011	FED_GRANT

Council authorization to execute Change Order No. 1 with Churchill McGee, LLC, is hereby requested.

Irene Gooding, Director

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

HORSE CAPITAL OF THE WORLD

CONTRACT CHANGE ORDER

Date:	June 3, 2013
Project:	Carver Comm
Location:	Lexington

Project:	Carver Community Center Renovation
Location:	Lexington

Location:
Lexington

Churchill McGee

Contract No.: 62-2013

Change Order No: 1

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

[illegible][illegible]

3,655.85 \$

New Contract Amount: \$1,098,175.85

Date 6/3/13

Date 6/5/13

Date _____

Date _____

Date _____

JUSTIFICATION FOR CHANGE

PROJECT: Carver Community Center Renovation 0692-13

CONTRACT NO. 62-2013

CHANGE ORDER: 1

1. Necessity for change: Adding 8 motion sensors will enhance security system where bars over the windows will be removed. Connect existing fan to switch. Relocate conduit to avoid duct conflict.
2. Is proposed change an alternate bid? __ Yes X No
3. Will proposed change alter the physical size of the project? __ Yes X No
If "Yes", explain.
4. Effect of this change on other prime contractors: None
5. Has consent of surety been obtained? __ Yes X Not Necessary
6. Will this change affect expiration or extent of insurance coverage? __ Yes X No
If "Yes", will the policies be extended? __ Yes __ No
7. Effect on operation and maintenance costs: Better security for the building will save LFUCG in insurance claims. Utilize RR exhaust fan. Prevent more costly re-routing of duct work.
8. Effect on contract completion date: 9 days (project is currently ahead of schedule)

Recommended by Garyce L Mayor Date
(Project Manager)

Approved by (Grant Manager)

CONTRACT HISTORY FORM

23

0692-13

Contractor: Churchill McGeeProject Name: Carver Community Center RenovationContract Number and Date: 62-2013 02/28/2013Responsible LFUCG Division: General Services

CHANGE ORDER DETAILS

Summary of Previous Change Orders To Date

Dollar Amount

Percent Change to Original Contract

A. Original Contract Amount: \$ 1,094,520.00B. Cumulative Amount of
Previous Change Orders: \$ 0.000% %
(Line B / Line A)C. Total Contract Amount
Prior to this Change Order: \$ 1,094,520.00

Current Change Order #1

D. Amount of This Change Order: \$ 3,655.850% %
(Line D / Line A)E. New Contract Amount
Including this Change Order: \$ 1,098,175.85100% %
(Line E / Line A)

SIGNATURE LINES

Project Manager: Joyce J. —Date: 6/3/13

Grant Manager: _____

Date: _____

Division Director: _____

Date: _____



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: JUNE 20, 2013

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AGREEMENT WITH GRW ENGINEERS, INC., FOR DESIGN OF
POLO CLUB BOULEVARD PUBLIC IMPROVEMENTS PROJECT

On October 11, 2012, Resolution No. 558-2012), Council approved the acceptance of federal funds from the Kentucky Transportation Cabinet for design of Polo Club Boulevard Public Improvements Project.

The Kentucky Transportation Cabinet has established statewide contracts for use by local public agencies for Professional Services. GRW Engineers, Inc. has a statewide contract and the Kentucky Transportation Cabinet has provided a letter agreement for use of design services by LFUCG in the amount of \$199,737 for the design of Polo Club Boulevard Public Improvements Project.

The project begins at Todds Road and extends to 200 feet north of Deer Haven Lane, an area that is approximately .3 mile.

Funds are budgeted as follows:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF	AMOUNT
3160	303202	3251	91715	POLO 2013	FED GRANT	2013	\$165,000
1136	303202	3251	91715				\$34,737

Council authorization to execute agreement with GRW Engineers, Inc. for design of Polo Club Boulevard Public Improvements Project is hereby requested.


Irene Gooding, Director

XC: Derek Paulsen, Commissioner of Planning, Preservation, and Development

HORSE CAPITAL OF THE WORLD

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

FAWP51\HCD\GRANTS\FEDERAL\US DEPT OF TRANSPORTATION\POLO CLUB BLVD\13-bluesheet memo for GRW.doc



LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Department of Planning, Preservation & Development
Division of Engineering

Jim Gray
Mayor

Derek J. Paulsen, Ph.D.
Commissioner

MEMORANDUM

To: Jim Gray, Mayor
Urban County Council

From: James R. Wray *[Signature]*
Engineering Technician Principal

Date: June 21, 2013

Re: Resolution Authorizing Increase in Right of Way Costs
Project No. 625 – Fourth Street & Jefferson Street Signalization

The purpose of this memorandum is to request a resolution to amend Resolution 208-2013, to increase the amount authorized for right of way acquisition from \$4,000.00 to \$16,000.00, an increase of \$12,000.00. This increase is necessary due to a change in the original scope of work for this project. The original resolution provided for upgrading signalization at the intersection of W. Fourth and Jefferson. The scope change provides funds for temporary construction easements, to construct new sidewalk along the south side of W. Fourth Street, from Jefferson Street westward to the railroad crossing.

Funds for the payments are budgeted in 1136-303202-3251-91715.

Approved by:

[Signature: Derek Paulsen]
Derek J. Paulsen, Ph.D. *[Signed by ABF]*
Commissioner, Department of
Planning, Preservation & Development

[Signature: A. Bradley Frazier]
A. Bradley Frazier
Director, Division of Engineering

13.P625.406.bluesheet request memorandum

HORSE CAPITAL OF THE WORLD



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**

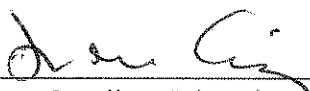
DATE: JUNE 21, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION
AND ACCEPT AWARD OF FEDERAL FUNDS IN THE AMOUNT OF
\$75,000 FROM THE KENTUCKY STATE POLICE—COMMERCIAL
VEHICLE ENFORCEMENT DIVISION FOR OPERATION OF A
MOTOR CARRIER SAFETY ASSISTANCE PROGRAM – FY 2014**

The Division of Police has prepared an application for submission to the Kentucky State Police--Commercial Vehicle Enforcement Division to continue operation of the Motor Carrier Safety Assistance Program (MCSAP) in the Division of Police for FY 2014. Federal funding in the amount of \$75,000 will be used for officer overtime, professional development, and minor equipment and operating supplies. A 20% match is required. The match of \$18,750 will come from existing budgeted staff salaries in the Division of Police. Total cost of the project is \$93,750. The source of federal funds is the Federal Highway Administration.

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

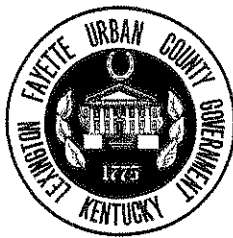
Council authorization to submit the application and accept the award if offered is hereby requested.



Irene Gooding, Director

Xc: Clay Mason, Commissioner of Public Safety

HORSE CAPITAL OF THE WORLD



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: JUNE 21, 2013

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT
APPLICATION TO THE KENTUCKY OFFICE OF HOMELAND
SECURITY REQUESTING FEDERAL FUNDS FOR PURCHASE
OF A MICRO-ROBOT UNDER THE 2013 STATE HOMELAND
SECURITY GRANT PROGRAM

The Kentucky Office of Homeland Security is accepting applications from local governments requesting federal funding from the Fiscal Year 2013 Homeland Security Grant Program. This federally funded program, originating from the Department of Homeland Security, provides financial assistance to the states to prevent, respond to, and recover from acts of terrorism. The states have the responsibility for apportioning funding to local governments. All projects must be related to the Goals and Objectives of the State Homeland Security Strategy. No matching funds are required.

The Division of Police has prepared a grant application requesting funds in the amount of \$13,633. If approved, these funds will be used for the purchase of a Throwbot XT. This is a robot designed for the US Military and police tactical teams. The Throwbot XT is a throwable micro-robot that enables operators to obtain instant video and audio reconnaissance either in an indoor or outdoor environment.

Council authorization to submit the application is hereby requested.


Irene Gooding, Director

Xc: Clay Mason, Commissioner, Department of Public Safety

HORSE CAPITAL OF THE WORLD



LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT
Department of Planning, Preservation & Development
Division of Engineering

Jim Gray
Mayor

Derek J. Paulsen, Ph.D.
Commissioner

MEMORANDUM

To: Jim Gray, Mayor
Urban County Council

From: A. Bradley Frazier *ABF 6/19/13*
Urban County Engineer

Date: June 19, 2013

Re: Reimbursement Agreement with Transylvania University
Fourth Street Improvements

In conjunction with Kentucky Transportation Cabinet Fourth Street improvements near the Bluegrass Community and Technical College Newtown Pike campus, the state has made funds available to the Urban County Government to continue improvements along Fourth Street, east of their project area. Also at this time, Transylvania University has acquired and is redeveloping numerous properties along the north side of Fourth Street, between the CSX/Corman railroad crossing and Jefferson Street. Transylvania desires to replace sidewalks and curbs along their frontage and the Urban County Government desires to do likewise along the south side, using funds provided by the state for this area.

To facilitate procurement and stay on track with Transylvania's construction schedule, Transylvania will contract the work and LFUCG will reimburse them for items attributable to the LFUCG, per the reimbursement agreement.

Engineering requests approval of this agreement. Funds are budgeted in 1136-303202-3251-91715.

ABF:RAB:MD

C: Derek J. Paulsen, Ph.D.; Richard Moloney; Bob Bayert

13.P625.400.TransyReimb

H O R S E C A P I T A L O F T H E W O R L D



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: JUNE 21, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT
WITH SPEC.RESCUE INTERNATIONAL FOR STRUCTURAL
COLLAPSE TRAINING AND TO ESTABLISH A SOLE SOURCE
PROVIDER CONTRACT WITH SPEC.RESCUE INTERNATIONAL FOR
THE DIVISION OF FIRE AND EMERGENCY SERVICES**

On December 11, 2012 (Resolution # 714-2012), Council approved acceptance of federal funds from the Kentucky Office of Homeland Security for structural collapse technician certification training for the Division of Fire and Emergency Services.

The Division of Fire and Emergency Services has selected Spec.Rescue International to provide professional services for a Structural Collapse Technician Training Course (80 hrs of instruction) for 30 students and a Train the Trainer Instructor course for 5 students (90 hrs) . Total cost of these services is \$20,000. The Division also requests approval to establish a sole source provider contract with Spec.Rescue International because this vendor provided Structural Collapse Training to LFUCG's Division of Fire in 2010, establishing a training standard. The division wants to ensure continuity of this specialized training and operational practices from class to class.

Funds are budgeted as follows:

FUND	DEPT ID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3200	505702	5714	71299	STHO_TR_2013	2013	FED_GRANT

Council authorization to execute agreement and to establish a sole source provider contract with Spec.Rescue International as is hereby requested.

Irene Gooding, Director

Xc: Clay Mason, Commissioner, Department of Public Safety

HORSE CAPITAL OF THE WORLD



LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Planning, Preservation & Development
Division of Engineering

Jim Gray
Mayor

Derek J. Paulsen, Ph.D.
Commissioner

MEMORANDUM

To: Jim Gray, Mayor
Urban County Council

From: Derek J. Paulsen, Ph.D., Commissioner
Department of Planning, Preservation and Development

Date: June 21, 2013

Re: West Fourth Street
Conversion to two-way operation

ABF 6/24/13

The Department of Planning, Preservation and Development requests that the Urban County Council give formal approval to the conversion of West Fourth Street between Jefferson Street and Newtown Pike from one-way traffic movement to two-way operation. We believe this is in the public's best interest for four reasons:

First, redevelopment of the prior Eastern State Hospital property on Newtown Pike into a new campus for Bluegrass Community and Technical College (BCTC) has resulted in numerous changes to the surrounding street system. One of the modifications the Kentucky Transportation Cabinet is making is the addition of a campus entrance from West Fourth Street. This entrance will provide the most utility if it provides ingress and egress from both directions.

Second, just to the east of the BCTC property, Transylvania University is redeveloping several properties into athletic facilities, offices and other uses. Access to these facilities, as well as interactions between them and BCTC could most easily be facilitated via a two-way street.

Third, in conjunction with the Fourth Street improvements associated with BCTC, the state has made funds available to the Urban County Government to continue improvements along Fourth Street, east of the BCTC project area. A separate request is before you to approve a reimbursement agreement with Transylvania University, for certain hardscape improvements that will be jointly funded by Transylvania and LFUCG. The improvements addressed by the agreement will allow us to upgrade pedestrian and bicycle facilities, which again would be optimally utilized in a two-way capacity.

H O R S E C A P I T A L O F T H E W O R L D

Fourth, preliminary findings of the *Downtown Lexington Traffic Movement and Revitalization Study* indicate that this section of Fourth Street could be converted to two-way operation with minimal downside.

Exact timing of an actual conversion is uncertain, since it is dependent on culmination of construction by four entities. If the Council should resolve to pass this conversion, we would suggest that it be approved effective as of a certain date, with the understanding that it would be implemented somewhat later this year, when all pieces are in place.

DJP:RAB:MD

C: Derek J. Paulsen, Ph.D.; Richard Moloney; Brad Frazier, P.E.; Bob Bayert, P.E.

2013.P625.403.Fourth Street Conversion



32
0712-13

Lexington-Fayette Urban County Government
CHIEF ADMINISTRATIVE OFFICE

Jim Gray
Mayor

Sally Hamilton
CAO

To: Jim Gray, Mayor
Members, Urban County Council

From: Office of the CAO

Date: June 21, 2013

Re: Pay Increases

Council authorization is requested to amend the appropriate sections of Chapter 21 of the Code of Ordinances and Chapter 22 of the Code of Ordinances increasing the salaries of full-time and part-time permanent employees by 2%.

If you have any questions, please let me know.

Sally Hamilton
Chief Administrative Officer



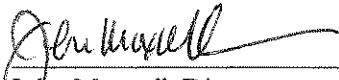
Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

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

FROM: 
John Maxwell, Director
Division of Human Resources

DATE: June 24, 2013

SUBJECT: Abolish/Create positions – Division of Waste Management

The attached action amends Section 21-5 of the Code of Ordinances, abolishing two (2) positions of Public Service Worker (Grade 106N), two (2) positions of Equipment Operator Sr. (Grade 109N), one (1) position of Staff Assistant Sr., (Grade 108N) and one (1) position of Staff Assistant (Grade 107N) and creating three (3) positions of Administrative Specialist (Grade 110N), one (1) position of Operations Manager (Grade 116E) and one (1) position of Public Service Supervisor (Grade 111N) in the Division of Waste Management, effective upon passage by Council.

The one (1) Administrative Specialist position will be responsible for the Enforcement Section. The other two (2) positions will assist in the Routing Dispatch area to record and monitor RoutePro, Zonar, Kronos and Customer Service Database System. The Public Service Supervisor is needed to supervise the day to day operations of the MRF. The Operations Manager duties to include but not limited to Automatic Routing Systems, Kronos Timekeeping Advance Modules and Customer Service Database System. The Public Service Supervisor will supervise the MRF.

The fiscal impact for FY2014 (24 pay periods) will be a savings of \$13,936.25 to fund 1115. 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	Public Service Worker (two positions)	\$61,695.92	\$0	\$(61,695.92)
Vacant	Equipment Operator Sr. * (two positions)	\$63,976.64	\$0	\$(63,976.64)
Vacant	Staff Assistant Sr.	\$25,208.82	\$0	\$(25,208.82)
Vacant	Staff Assistant *	\$32,906.12	\$0	\$(32,906.12)
Vacant	Administrative Specialist (three positions)	\$0	\$94,127.28	\$94,127.28

Vacant	Operations Manager	\$0	\$50,432.98	\$50,432.98
Vacant	Public Service Supervisor	\$0	\$33,527.26	\$33,527.26
<p style="text-align: center;">Total Annual Impact/ Salary and Benefits \$(15,097.60)</p>				

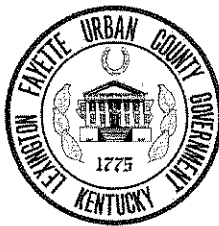
*actual budget

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
Steve Feese, Director – Division of Waste Management

Log #13-0065



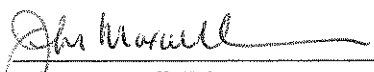
Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

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: June 21, 2013

RE: Create Positions

The attached action amends Section 21-5, 22-5 and 23-5 of the Code of Ordinances, creating positions that were funded and approved in the FY 14 budget process, to become effective July 1, 2013, the first day of the first pay period in Fiscal Year 2014.

These approved positions include the following:

- In 21-5 of the Code of Ordinances one (1) position of Administrative Specialist Principal and one (1) position of Administrative Specialist in the Division of Revenue; one (1) position of Administrative Officer in the Department of Planning, Preservation and Development; two (2) positions of Community Corrections Lieutenant, one (1) position of Skilled Trades Worker Sr. and six (6) positions of Community Corrections Officer in the Division of Community Corrections; one (1) position of Microcomputer Support Specialist, two (2) positions of Victim's Advocate, one (1) position of Police Analyst, two (2) positions of Evidence Technician in the Division of Police; one (1) position of Program Specialist in the Department of Social Services; and one (1) position of Public Service Supervisor in the Division of Parks and Recreation.
- In 22-5 of to the Code of Ordinances one (1) position of Chief Information Officer, one (1) position of Administrative Officer in the Office of the Chief Administrative Officer and one (1) position of Project Engineering Coordinator in the Division of Water Quality.
- In 23-5 of the Code of Ordinances two (2) positions of Fire Lieutenant and thirty three (33) positions of Fire Fighter.

The fiscal impact for FY2014 (26 pay periods) will be budget neutral. All funding for the new positions were included in the FY 2014 approved budget. The remainder of the approved new positions will be submitted after a review by the Division of Human Resources.

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

Attachment
14-0001




Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

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

FROM: 
John Maxwell, Director
Division of Human Resources

DATE: June 24, 2013

SUBJECT: Abolish/Create positions – Division of Traffic Engineering

The attached action amends Section 21-5 of the Code of Ordinances, abolishing one (1) position of Staff Assistant (Grade 107N) and creates one (1) position of Engineering Technician (Grade 111N) in the Division of Traffic Engineering, effective upon passage by Council.

The division requests this action due to the fact that the Staff Assistant position is no longer needed. They have a greater need for and Engineering Technician to address a variety of traffic engineering duties within the administrative office of the Division of Traffic Engineering.

The fiscal impact for FY2014 (24 pay periods) will be a cost of \$8,937.02 and will be funded from the divisions Operations Repairs and Maintenance 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	Staff Assistant	\$25,892.88	\$0	\$(25,892.88)
Vacant	Engineering Technician	\$0	\$33,527.26	\$33,527.26
Total Annual Impact/ Salary and Benefits \$9,681.77				

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

Attachment

cc: Richard Moloney, Acting Commissioner - Department of Environmental Quality and Public Works
Jim Woods, Acting Director – Division of Traffic Engineering
Log #13-0066




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

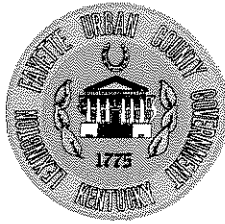
Date: June 24, 2013

Re: Easement acquisition for the East Lake Trunk Sewer Project

The purpose of this memorandum is to request a resolution authorizing the acceptance of deeds of easements from the owners of record on properties needed for the East Lake Trunk Sewer Project. There are no costs associated with the easements (Kentucky-American Water Company).

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
Doug Baldwin, P.E., Project Manager, Division of Water Quality



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

Date: June 24, 2013

Re: Easement/property acquisition for the Century Hills Trunk Sewer Replacement Project

The purpose of this memorandum is to request a resolution authorizing the acceptance of deeds of easements from the owners of record on properties needed for the Century Hills Trunk Sewer Replacement Project. Costs not to exceed \$300,000. Funds are budgeted in 4003-303408-3466-92811.

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
Doug Baldwin, P.E., Project Manager, Division of Water Quality



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Urban County Council

From: Kevin Atkins 
Chief Development Officer

Date: June 24, 2013

RE: Approve PSA economic development partner agencies

Council authorization is requested for the Mayor to execute FY2014 Purchase Service Agreements with seven Partner Agencies: Commerce Lexington, Downtown Lexington Corporation, Kentucky World Trade Center, Lexington Kentucky Chapter of SCORE, Lyric Theatre and Cultural Arts Center, Bluegrass Area Development District and Lexington Downtown Development Authority, Inc.

Listed below are the organizations with the appropriate funding amount each PSA is for:

Commerce Lexington \$457,000
Downtown Lexington Corporation \$42,710
Kentucky World Trade Center \$100,000
Lexington Kentucky Chapter of SCORE \$5,540
Lyric Theatre and Cultural Arts Center \$160,000
Bluegrass Area Development District \$75,110
Lexington Downtown Development Authority \$348,000

FOLLOW MAYOR GRAY:

www.facebook.com/JimGrayLexKY www.twitter.com/JimGrayLexKY



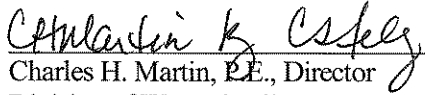
Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL QUALITY

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: June 24, 2013

Re: Easement/property acquisition for the Bob O Link Sewer Replacement Project

The purpose of this memorandum is to request a resolution authorizing the acceptance of deeds of easements from the owners of record on properties needed for the Bob O Link Sewer Replacement Project. Costs not to exceed \$250,000. Funds are budgeted in 4003-303408-3466-71301 Project: BOBLNKTRNK_2013 Activity: CONSENT_DE.

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
Mark Fischer, P.E., Project Manager, Division of Water Quality
William Azevedo, P.E., Remedial Measures Manager, Division of Water Quality



Lexington-Fayette Urban County Council

TO: Mayor Jim Gray
Councilmembers

FROM: Paul Schoninger
Research Analyst

DATE: June 24, 2013

SUBJECT: Approve Agreement with Kentucky Utilities to Install Banners
On Light Poles on Versailles Rd Viaduct

Your approval is sought on the attached agreement with Kentucky Utilities. It allows Lexington Fayette Urban County Government to install banners along Versailles Rd on light poles owned by Kentucky Utilities.

This is a Corridor Commission project to enhance the Versailles Rd corridor.

Should you need any further information please do not hesitate to contact via e mail at paulas@lexingtonky.gov, or at 258.3208.

Paul Schoninger
Research Analyst



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Urban County Council

From: Kevin R. Atkins 
Chief Development Officer

Date: June 24, 2013

RE: Approve amended application for the Phoenix Park/Courthouse Project Tax Increment Financing (TIF)

As part of the 2013 Regular Session of the Kentucky General Assembly HB260 was passed to allow the Kentucky Economic Development Finance Authority (KEDFA) to lower the minimum capital investment required of certain signature TIF projects with an existing agreement from \$200 million to \$150 million. As part of this process an amended application for the Phoenix Park/Courthouse Project TIF is required by KEDFA.

We are requesting approval to submit the amended Phoenix Park/Courthouse Project TIF application to KEDFA for the project.

FOLLOW MAYOR GRAY:

www.facebook.com/JimGrayLexKY www.twitter.com/JimGrayLexKY



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

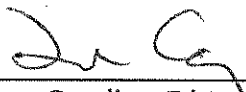
DATE: JUNE 25, 2013

SUBJECT: Request Council authorization to execute Memorandum of Agreement with the Federal Emergency Management Agency, Kentucky Heritage Council, and the Kentucky Division of Emergency Management for demolition of two properties to be purchased under a Hazard Mitigation Grant Program grant for Southbend-Lafayette Parkway Area

On November 18, 2010 (Resolution No. 621-2010), Council approved the submission of a grant application for federal funds from the Department Of Military Affairs/Kentucky Division of Emergency Management under the Federal Emergency Management Agency for the implementation of a flood hazard mitigation project. This project includes the purchase and demolition of four residential properties in the Southbend-Lafayette Parkway area.

FEMA has determined, in consultation with the Kentucky Heritage Council that two properties to be demolished (277 Lafayette Parkway and 283 Lafayette Parkway) are contributing properties to the Lafayette Parkway Historic District, which is eligible for inclusion in the National Register of Historic Places (NRHP), and that the demolition of these two properties would adversely affect the historic district. In order to mitigate the adverse effect of the demolition, an agreement has been negotiated requiring FEMA to survey and document the two units and to complete a report on the historic district under the direction of a qualified firm/individual. The LFUCG Division of Historic Preservation will also be given access to the two units for recordation and documentation. The LFUCG is also required to notify FEMA, Kentucky Division of Emergency Management, and Kentucky Heritage Council in the event that there is a discovery of any archeological deposits.

Council authorization to execute the Memorandum of Agreement is hereby requested.



Irene Gooding, Director

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

HORSE CAPITAL OF THE WORLD



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: JUNE 25, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO CORRECT
AMOUNT TO BE PAID TO HILTON
LEXINGTON/DOWNTOWN FOR THE 2013 FEMA CHEMICAL
STOCKPILE EMERGENCY PREPAREDNESS ANNUAL
MEETING**

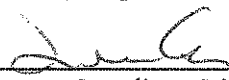
On April 25, 2013 (Resolution No. 171-2013), Council authorized an amount not to exceed \$16,000 in payment to Hilton Lexington/Downtown for the 2013 Chemical Stockpile Emergency Preparedness Annual Meeting. Due to poor attendance, the minimum number of rooms was not reserved; therefore the amount owed to the hotel is \$24,701.

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 held 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.

Funds are budgeted as follows:

FUND	DEPT ID	SECT	ACCT	BUD REF	ACTIVITY	PROJECT
3200	505201	0001	71399	2011	KY-FAY-477	CSEPP 2011

Council authorization to correct the amount owed to Hilton Lexington/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

Social Services & Community Development Committee June 18, 2013 Summary & Motions

Ford called the meeting to order at 11:05 AM. All members were present. Gorton and Clarke also were in attendance.

5.28.13 Committee Summary

On a motion by Ellinger, second Myers, the summary of the 6.18.13 Social Services & Community Development Committee meeting was approved unanimously.

Senior Citizens Center Update

Ford called on CAO Hamilton. Hamilton stated that the YMCA of Central Kentucky approached the Mayor's Office about partnering for senior citizens facilities and services.

David Martorano, President & CEO of the YMCA of Central Kentucky made a presentation. He reviewed past efforts to replace the Lexington Senior Citizens Center on Nicholasville Road. He also stated that the YMCA has been seeking opportunities to expand its services to seniors.

Martorano proposed that the City and the YMCA renovate or expand three existing YMCA facilities, at Beaumont, North Lexington and High Street to include dedicated senior citizen space. In addition part of the proposed new facility in Hamburg would be dedicated to senior citizen services.

Martorano proposed that the YMCA would contribute a portion of the capital funding required. He proposed that Lexington would provide \$ 12 million in capital, including \$ 5 million in FY 14.

Martorano stated that the YMCA would assume operational responsibilities for the senior citizen centers.

Gorton asked Hamilton if LFUCG had ever paid for a facility that it did not own other than the William Wells Brown School. Hamilton will respond with more information.

Gorton asked about hours of service. In response Martorano stated that he was aware that the present senior facility was open until 5PM and he was proposing offering services until 3PM.

Kay stated that he was supportive of the concept and asked Commissioner Mills for her comments. In response Mills stated that she received the proposal last week and had several questions about it.

Scutchfield asked about the current workforce at the senior center. In response Martorano stated that could be part of the management agreement, but the YMCA was willing to operate the facility.

In response to a question from Scutchfield Mills stated that approximately 50 seniors utilize the facility between 3 and 5PM. In response to a question from Scutchfield Martorano stated that he can get information about communities and YMCAs that jointly operate similar facilities.

Akers asked about the history of this proposal and why the Commissioner of Social Services was not involved in the initial conversations. In response Hamilton stated that the YMCA had approached the Mayor's Office in mid spring and Mills was not involved because she would be opposed and she wanted to discuss this with the Commissioner.

Mills stated that she was a proponent of a single central senior citizens facility. She was concerned that several partner agencies that offer services at the center could not offer similar level of services at multi sites.

Lane stated that he was in favor of multi sites due to the growing senior population.

Stinnett asked about the timeline and stated that time was critical. In response Martorano stated that Beaumont would be expended, followed by the construction of the Hamburg facility, followed by the expansion of the North Lexington YMCA and finally the High Street facility.

Stinnett discussed the size of the facilities. He stated that he didn't think 5-10,000 square feet were adequate. He stated that 2- 20,000 sf facilities may be between than 4- 10,000 sf centers.

Beard discussed partnership arrangements and the need to work together.

Clarke discussed control of the proposed facilities. He also discussed programming for the senior population. He also discussed mixing various age groups in one facility.

In response to a question from Ford, Martorano stated that he first discussed this proposal with Mayor Gray in early May at the Commerce Lexington Leadership visit to Omaha. Ford also discussed current partnerships with the YMCA.

On a motion by Akers, second Myers, to move forward on the original plan for a single central Senior Citizens Center and to consider partnering with the YMCA for satellite locations and other future partnering opportunities passed on a 6-4 vote (Ford, Akers, Ellinger, Lawless, Scutchfield, Myers-Yes; Kay, Stinnett, Beard, Lane- No.

Stinnett stated that Council had not heard from the Administration since February on this matter. He asked what the plan is? In response Hamilton stated that at least one of the sites under consideration is no longer available. She stated that she will schedule a

presentation at an upcoming Work Session to discuss the preferred site and a request for proposals to go forward.

Office of Aging Services & Disability Support

Kristy Stambaugh made the presentation on the Office of Aging Services & Disability Support. She provided demographic information on the senior and disabled populations.

She stated that the City offers senior programs at several locations including the Senior Citizen Center, Bell House, the Eldercrafters at the Black & Williams Center, and the Charles Young Center.

Stambaugh state that the Senior Citizens Center is open Monday-Friday from 8AM-5PM. The average daily attendance is approximately 129 and they have 870 unique users registered. The average age is 78; 75% of the users are woman; and approximately 40% live alone while the other 60% live with others.

Stambaugh described the Bluegrass Help at Home Registry, the Senior Intern Program and the Senior Minute program on WKYT.

The meeting adjourned at 12:35 PM.

PAS 6.26.13



Planning and Public Works Committee
June 18th, 2013
Summary and Motions

Chair Bill Farmer Jr. called the meeting to order 1:00pm. Committee members Jennifer Mossotti, Vice Mayor Linda Gorton, Charles Ellinger, Steve Kay, Chris Ford, Diane Lawless, Julian Beard, Harry Clarke and Peggy Henson were in attendance. Kevin Stinnett and Shevawn Akers attended as non-voting members.

1. Approval of Summary

Motion by Gorton to approve the summary. Seconded by Kay. Motion passed without dissent.

2. Adult Day Care Centers

Henson presented her proposal to separate adult day care centers from day drop-in centers. Henson said that she would like to add a new definition allowing for day drop-in centers. These would be facilities that provide services to at least four (4) adults, who are free to come and go at will, part-time, day or night, but less than twenty-four (24) hours. Henson proposed that these centers be conditional uses if within 500 feet of a school, daycare center, adult day center or residential zone. She also proposed an off-street parking requirement of one (1) space for every ten (10) persons being provided services, plus one (1) space per staff member on the maximum shift.

Henson proposed changing the definition of an adult day care center to any adult facility which provides part-time care, day or night, but less than twenty-four (24) hours, to at least four (4) adults, who must be in a protective environment, not related to the operator of the adult care facility by blood, marriage, or adoption.

Bill Sallee came to the podium to respond to Henson. Sallee distributed a handout from the Division of Planning on the issue. Sallee said that the use that Henson has described has been described by the American Planning Association (APA) as a social service facility. APA also recommends that the social service facilities be regulated differently than adult day care facilities. The social service facilities are generally conditional uses in commercial zones but are not allowed at all in residential zones. Community centers are often conditional uses in residential zones and permitted in commercial zones and that is how they are regulated in Fayette County as well. Adult day care centers are usually permitted uses in both residential and commercial zones.

Sallee said that the Division of Planning does not have an issue with the proposed parking changes. Sallee said it was unclear to him that if the use is more than 500 feet from a school, daycare center, adult day care center or residential zone, whether they will be permitted or not. Henson responded that in the four (4) zones, P-1, B-1, B2, and B-2A if it is more than 500 feet, it would be permitted.

Beard asked Henson why they would change the parking requirement from one space per four (4) people to one space per ten (10) people. Henson said that participants in these types of programs usually have significant disabilities and are unable to drive.

Ford asked Sallee if he thinks the social service facility definition is more appropriate. Sallee said that he thinks the drop-in center definition or the day shelter definition seems more appropriate for the original use that prompted this text amendment a year ago. Ford agreed that either of those definitions would be more appropriate in the spirit of compromise.

Ford asked how they would apply the conditional use if it is only 500 feet. Sallee said that it would be a determination that would be made when the permit is applied for. Sallee said that it could be determined at that time if the particular situation had to go before the Board of Adjustment (BOA).

Gorton said that she wants to see another draft with the new language.

Henson asked Sallee how they would go about changing the definition. Chris King said that Traci Jones will have to provide a legal opinion.

Henson said that they will have to know where all the schools, daycare centers, and adult day care centers are. She went on to say that it might be easier to make them conditional uses across the city.

Stinnett asked King if they could produce a map illustrating the 500 foot buffer to see where these facilities could be located. King said that doing a map to show a 500 foot buffer from residential zones would be doable. King was reluctant to commit to producing a map that would illustrate all the buffers.

Motion by Ford to approve the revision to the parking requirements from one space for every four (4) to one space for every ten (10) persons being provided services, plus one (1) space per caregiver on the maximum shift. Seconded by Mossotti. Motion passed without dissent.

Motion by Ford to define adult day care centers as "Any adult care facility which provides part-time care, day or night, but less than twenty-four (24) hours, to at least four (4) adults, who must be in a protective environment, not related to the operator of the adult care facility by blood, marriage, or adoption." Seconded by Lawless. Motion passed without dissent.

Motion by Ford to accept the definition of Homeless Day Center as "A facility whose primary purpose is to provide service to those experiencing homelessness, such as day center, free meals or snacks, free clothing, personal hygiene facilities, information and referral, counseling, mail and/or telephone services with overnight shelter prohibited." Seconded by Henson.

Ford withdrew his motion. Henson withdrew her second.

Motion by Kay to define a day shelter as a facility providing basic services generally during daylight hours, which may include food; personal hygiene support; information and referrals; employment, mail and telephone services; but excluding overnight sleeping accommodations, to people with limited financial resources, including people who are homeless. Seconded by Henson. Motion passed without dissent.

Motion by Ford to make day shelters conditional uses throughout the zones in the original ZOTA. Seconded by Kay. Motion passed without dissent.

3. B1 ZOTA

Farmer spoke briefly about the history of the B1 ZOTA.

Lawless expressed concern about rehabilitation homes.

Motion by Lawless to investigate making rehabilitation homes conditional uses in P-1 and B-1 zones regardless of how far they are from residential. Seconded by Ford.

Motion to amend by Lawless to make rehabilitation homes conditional uses in P-1, P-2, B-1 and B-2A zones. Amendment seconded by Ford. Amendment passed without dissent.

Beard expressed concern that setting a 500 foot boundary is ridiculous. He said that if someone is mentally ill, a line drawn is not going to stop them.

King said that he would have to ask the Law Department about the potential changes to see if it will need to go back to the Planning Commission.

In response to a question from Kay, King said that if they make a change in a zone and there was no advertisement that they were making a change in that zone, it would be a red flag and would need to be re-heard by the Planning Commission. King said if they were going to introduce or eliminate a use from a zone, this would be an orange flag to the Law Department. King urged the Council to see where they are comfortable and King said he will proceed as necessary.

Clarke said that he does not see why rehabilitation homes cannot be conditional uses and went on to say that he supported the motion by Lawless.

Amended motion passed without dissent.

Mossotti asked for clarification on whether or not a tattoo parlor would be considered a prohibited use in a P-1 zone. Sallee said yes.

King said that right now, tattoo parlors are allowed by right in P-1 zones.

Motion by Mossotti to remove tattoo parlors from the B1 ZOTA prohibited uses in the P-1 zone and make them principle uses in the P-1 zone. Seconded by Beard. Motion failed 4-6. Gorton, Clarke, Farmer, Kay, Ellinger, and Henson voted nay.

Clarke directed the Committee members to page eighteen (18) number forty (40) (refers to 8-16 (o)(4) which is not in the document). Clarke said it should read 8-16 (o)(3). Farmer noted the change.

Motion by Lawless to remove tattoo parlors from the B1 ZOTA prohibited uses in the B-2B zone and make them conditional uses in the B-2B zone. Seconded by Kay. Motion passed without dissent.

Gorton mentioned the Recreational ZOTA Work Group. She asked how the recommendations from that Work Group will come forward to fit into this document. Sallee said that they will be worked into this language.

King said that he will consult with the Law Department to see if the revised language has to be sent back to the Planning Commission. King said that they can report it out to the full Council and King will advise if the full Council will need to send it to the Planning Commission.

Motion by Gorton to forward the revised B1 ZOTA to the full Council. Seconded by Kay. Motion passed without dissent.

4. Subdivision Bonds and Letters of Credit

Brad Frazier, the Director of the Division of Engineering, came to the podium.

Frazier said that he was going to quickly go through the process about accepting sureties for new development. Frazier said that the Division of Planning has subdivision regulations for new development and they require development plans and/or preliminary subdivision plans. They also require construction drawings.

Frazier told the Committee members that Article 4 (7) lists the subdivision regulations. He also referenced Appendix E of the Division of Engineering's Procedures Manual for Infrastructure Development.

Frazier discussed surety cost determination:

- Warranty Period
 - Roadways
 - Sanitary sewer facilities
 - Stormwater facilities
- Surety Amount
 - 100% of the punch list items
 - 10% of the cost estimate of the completed project infrastructure
 - 20% contingencies of previous listed items

Frazier said that there are three types of sureties: letters of credit (LOC's), checks, and bonds. The LOC's are essentially promises to pay for items listed in the provided documentation. They are issued by banks with offices in Lexington-Fayette County. Frazier said that checks are a cash surety. He went on to say that in 2011, the Division of Engineering began accepting bonds along with LOC's and checks.

Performance bond forms should specify if a plat is needed or if a plat is not required. The bonded surety calculation is the same as LOC. Frazier said that the Principal (developer) and surety insurance company are to fill out, have witnessed, and provide the Embossed Insurance Company Seal to the performance bond form. Frazier also said that the General Power of Attorney form is to be provided with the completed performance bond form.

Stinnett asked Frazier if his presentation focused on the process for new development only. Frazier said yes.

Stinnett reminded Committee members that this issue came up three years ago when there were several defaults. Stinnett said that the LFUCG is now a party to the bond. Stinnett asked Frazier if this is the same process we would require from one of our sub-contractors. Frazier said the process is different. Frazier said that the infrastructure is being done privately in this case. The bonds would be structured differently in the capital section.

Stinnett asked if the LFUCG is requiring one bond for the entire project or if they can be piecemealed? Frazier said that the platting process determines this. He said that there is quite a bit of flexibility. There is a surety tied to each plat.

Frazier said that the developers can reduce the letters or credit or the bonds down as the projects progress.

Stinnett asked Frazier to find out how other counties in Kentucky are operating. He asked Frazier to look at the language other counties are using for their bonds. Frazier agreed to research this. Stinnett also said

that any efforts by the LFUCG to make it less stringent or equal would be welcomed. He expressed concern that a more stringent process drives up land costs.

5. Items in Committee

Farmer said that there was not time to review the items in Committee but told Council Members that the items referred list had been reorganized to list current and recurring items separately.

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

Submitted by Jenifer Benningfield, Council Administrative Specialist