

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, September 10, 2013

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
September 9 – September 16, 2013**

Monday, September 9

Fayette County Rural Land Management Board.....3:00 pm
Conference Room – 12th Floor Government Center

Tuesday, September 10

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

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

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

Wednesday, September 11

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

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

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

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

Neighborhood Parks Task Force.....3:30 pm
Conference Room – 5th Floor Government Center

Thursday, September 12

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

Friday, September 13

No Meetings

Monday, September 16

Design Excellence Task Force.....3:30 pm
Conference Room – 5th Floor Government Center

**URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS
August 27, 2013**

Vice Mayor Gorton chaired the meeting and called the meeting to order at 3:03pm. Linda Gorton, Chuck Ellinger, Chris Ford, Shevawn Akers, Diane Lawless, Julian Beard, Bill Farmer, Kevin Stinnett, Jennifer Scutchfield, George Myers, Jennifer Mossotti, Harry Clarke, Peggy Henson and Ed Lane were present. Steve Kay was absent.

- I. Public Comment – Issues on Agenda – No
- II. Requested Rezonings/Docket Approval – Yes

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

Motion by Clarke to place on the docket for August 29, 2013 Council meeting, with a public hearing, an ordinance changing the zone from an Agricultural Urban (A-U) zone to a Planned Neighborhood Residential (R-3) zone, for 24.88 net (27.71 gross) acres, for the property located at 4500 & 4524 Old Schoolhouse Lane. Seconded by Lane. Motion passed without dissent.

Motion by Clarke to set a special meeting on Tuesday, October 8, 2013 at 5:00pm for a zone change hearing. Seconded by Ellinger. Motion passed without dissent.

Motion by Stinnett to place on the docket for the August 29, 2013 Council meeting the following items related to the issuance of bonds:

1. A resolution authorizing the advertisement for bids and the distribution of a preliminary official statement for the purchase of the principal amount of (a) various purpose General Obligation bonds, Series 2013C in the aggregate principal amount not to exceed \$18,250,000 and (b) various purpose General Obligation refunding bonds, Series 2013D, in an aggregate principal amount not to exceed \$80,000,000.
2. A resolution authorizing the advertisement for bids and the distribution of a preliminary official statement for the purchase of the principal amount of Sewer System Refunding Revenue bonds, Series 2013E, in an amount not to exceed \$35,000,000.
3. An ordinance authorizing the issuance of various purpose General Obligation bonds, Series 2013C in the aggregate principal amount not to exceed \$18,250,000 and related actions.
4. An ordinance authorizing the issuance of various purpose General Obligation refunding bonds, Series 2013D, in one or more subseries, in an aggregate principal amount not to exceed \$80,000,000 and related actions.

5. An ordinance authorizing and providing for the issuance of Sewer System Refunding Revenue bonds, Series 2013E, in one or more subseries, in an aggregate principal amount not to exceed \$35,000,000 and related actions.

Seconded by Myers. Motion passed without dissent.

Motion by Lawless to place on the docket for the August 29, 2013 Council meeting, an ordinance creating a pedestrian oriented business district for properties located at 304, 315, 319, 325, 327, 329, 333, 341, 345, 357, 371, 377, 385 and 395 South Limestone Street. Seconded by Lane. Motion passed with a 12 - 2 vote. Gorton, Ellinger, Henson, Beard, Myers, Clarke, Mossotti, Lane, Lawless, Stinnett, Scutchfield and Ford voted yes. Farmer and Akers voted no.

Motion by Akers to place on the docket a resolution authorizing the Mayor on behalf of the Urban County Government to execute an agreement with Leestown Middle School PTSA, Inc. in the amount of \$250 on behalf of the Urban County Council at a cost not to exceed the sums stated. Seconded by Farmer. Motion passed without dissent.

III. Approval of Summary – Yes

Motion by Farmer to approve the summary of the August 20, 2013 Council work session. Seconded by Ellinger. Motion passed without dissent.

IV. Budget Amendments – Yes

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

V. New Business – Yes

Motion by Stinnett to approve new business. Seconded by Myers. Motion passed without dissent.

VI. Continuing Business/Presentations

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

VII. Council reports

Motion by Ford to suspend the rules to allow Council Member Ellinger to report on an item from the Budget and Finance meeting this afternoon. Seconded by Myers. Motion passed with a 13 - 1 vote. Gorton, Ellinger, Henson, Beard, Akers, Myers, Clarke, Mossotti, Lane, Lawless, Stinnett, Scutchfield and Ford voted yes. Farmer voted no.

Motion by Ellinger that \$3.75MM (\$250K per CM) be allocated from the fund balance to establish a capital account within the council office. Seconded by Henson. Motion passed with a 8 - 6 vote. Henson, Akers, Myers, Mossotti, Lawless, Stinnett, Scutchfield and Ford voted yes. Gorton, Ellinger, Beard, Farmer, Clarke and Lane voted no.

Motion by Myers to place the summer youth employment program into the Social Services and Community Development Committee to explore opportunities which can further develop the participants and possibly provide college tuition funds for qualifying student participants. Seconded by Akers. Motion passed without dissent.

Motion by Henson to place in the Public Safety Committee a plan to structurally balance the Division of Enhanced 911 by FY2015. Seconded by Myers. Motion passed without dissent.

VIII. Mayor's Report - Yes

Motion by Farmer to approve the amended Mayor's report. Seconded by Clarke. Motion passed without dissent.

IX. Public Comment – Issues Not on Agenda – No

X. Adjournment

Motion by Stinnett to adjourn. Seconded by Scutchfield. Motion passed without dissent.

**Lexington-Fayette Urban County Government
Work Session Agenda
September 10, 2013**

- I. Public Comment - Issues on Agenda**
- II. Requested Rezoning/ Docket Approval – Yes**
- III. Approval of Summary – Yes, p. 1 - 3**
- IV. Budget Amendments – Yes, p. 9 - 11**
- V. New Business – Yes, p. 12 - 33**
- VI. Continuing Business/ Presentations**
 - a** Neighborhood Development Funds, September 10, 2013, p. 34
 - b** Environmental Quality Committee Summary, August 20, 2013, p. 35 - 36
 - c** Planning & Public Works Committee Summary, August 20, 2013, p. 37 - 42
 - d** Social Services & Community Development Committee Summary, August 27, 2013, p. 43 - 45
 - e** Budget & Finance Committee Summary, August 27, 2013, p. 46 - 48
 - f** Presentation: Remedial Measures Plan (RMP) Update, By: Charlie Martin and Vernon Azevedo, p. 49 - 65
- VII. Council Reports**
- VIII. Mayor's Report – Yes**
- IX. Public Comment - Issues Not on Agenda**
- X. Adjournment**

Administrative Synopsis - New Business Items

- a** **0884-13** Authorization to execute a Facility Usage Agreement with the Fayette County Board of Education for Parks and Recreation Extended School Program (ESP) and Recreational Enrichment and Learning (REAL) Program. (L0884-13) (Hancock/Reed)
 This is a request to execute a Facility Usage Agreement with the Fayette County Board of Education for Parks and Recreation ESP and REAL Programs for the 2013-2014 school year. An honorarium of \$70,000 will be paid from the ESP fund in lieu of rental fees. Funds are budgeted. p. 12
- b** **0917-13** Authorization to execute agreement with Windstream Communications for relocation of utilities for the Clays Mill Road Improvements Project-Section 2C. (L0917-13) (Gooding/Paulsen)
 This is a request to execute agreement with Windstream Communications for an amount of \$16,743.76 for relocation of utilities for the Clays Mill Road Improvements Project-Section 2C. Funds are budgeted. p. 13
- c** **0925-13** Authorization to approve change in use of a portion of the property located at 1050 Delaware Avenue, to declare the property as surplus, and authorize sale at current fair market value. (L0925-13) (Gooding/Reed)
 This is a request to approve change in use of a portion of the property located at 1050 Delaware Avenue, to declare the property as surplus, and authorize sale at current fair market value. Requires Public Hearing scheduled for September 12, 2013. p. 14 - 16
- d** **0934-13** Authorization to execute agreement with Kentucky Utilities Company for relocation of utilities for the Clays Mill Road Improvements Project-Section 2C. (L0934-13) (Gooding/Paulsen)
 This is a request to execute agreement with Kentucky Utilities Company for an amount of \$35,009.71 for relocation of utilities for the Clays Mill Road Improvements Project-Section 2C. Funds are budgeted. p. 17
- e** **0942-13** Authorization to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Associate Traffic Engineer, (Grade 115E) and creating one (1) position of Traffic Engineer (Grade 117E) (& reclassifying the incumbent) in the Division of Traffic Engineering. (L0942-13) (Maxwell/Graham)

This is a request to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Associate Traffic Engineer, (Grade 115E) and creating one (1) position of Traffic Engineer (Grade 117E) (& reclassifying the incumbent) in the Division of Traffic Engineering, effective June 17, 2013. The impact for FY 2014 (26 pay periods) will be a cost of \$7,930.59.
p. 18

- f 0950-13 Authorization to execute Change Order No. 1 with Oracle Elevator for the Phoenix / Police HQ elevator renovation project. (L0950-13) (Reed)**
This is a request to execute Change Order No. 1 with Oracle Elevator in the amount of \$2,297.31 for the Phoenix / Police HQ elevator renovation project to add an electrical circuit and piping to relocate an air conditioning unit that could not be installed per the construction plans. This increase brings the new contract total to \$571,072.31. Funds are budgeted. p. 19 - 27
- g 0953-13 Authorization to rename Whitney Young Park Community Building in honor of Charles H. Quillings. (L0953-13) (Hancock/Reed)**
This is a request to rename Whitney Young Park Community Building in honor of Charles H. Quillings. There is no budgetary impact. p. 28 - 29
- h 0954-13 Authorization to accept award from the Commonwealth of Kentucky KYTC Office of Highway Safety for distracted driving services- FY 2014. (L0954-13) (Gooding/Mason)**
This is a request to accept award in the amount of \$20,000 from the Commonwealth of Kentucky KYTC Office of Highway Safety for distracted driving services- FY 2014. No matching funds are required. p. 30
- i 0955-13 Authorization to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Staff Assistant Sr., (Grade 108N) and creating one (1) position of Information Systems Specialist (Grade 111N) in the Division of Parks and Recreation. (L0955-13) (Maxwell/Graham)**
This is a request to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Staff Assistant Sr., (Grade 108N) and creating one (1) position of Information Systems Specialist (Grade 111N) in the Division of Parks and Recreation. The impact for FY 2014 (18 pay periods) will be a cost savings of \$1,443.14. p. 31
- j 0956-13 Authorization of a resolution to correct the funding for the Idle Hour North Storm Water Improvements project. The accounting in the original Resolution, 364-2013, was fund 4051. The correct accounting should be fund 4052. (L0956-13) (Martin/Moloney)**

This is a request to authorize a resolution to correct the funding for the Idle Hour North Storm Water Improvements project. The accounting in the original Resolution, 364-2013, was fund 4051. The correct accounting should be fund 4052. p. 32

k **0958-13** Authorization to execute Amended Grant Agreement with the U.S. Department of Housing and Urban Development amending the Housing Opportunities for Persons with AIDS grant and to execute Amendment to Agreement with AIDS Volunteers, Inc. (L0958-13) (Gooding/Hamilton)

This is a request to execute Amended Grant Agreement with the U.S. Department of Housing and Urban Development amending the Housing Opportunities for Persons with AIDS grant and to execute Amendment to Agreement with AIDS Volunteers, Inc. There is no budgetary impact. p. 33

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS**8**

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
942-13	71925	Traffic Engineering	To abolish one position of Associate Traffic Engineer (115E) and create one position of Traffic Engineer (117E), reclassifying the incumbent, in the Division of Traffic Engineering. 1101 9,254.33 1101 9,254.33CR .00
955-13	71935	Parks and Recreation	To abolish one position of Staff Assistant Sr., (108N) and create one position of Information Systems Specialist (111N) in the Division of Parks and Recreation. 1101 1,443.14CR 1,443.14CR
EFFECT ON FUND BALANCES			
FUND 1101	1,443.14	INCREASE TO:	GENERAL SERVICE DISTRICT FUND

BUDGET AMENDMENT REQUEST LIST

JOURNAL	71798	DIVISION	Fire and Emergency Services	Fund Name Fund Impact	General Fund 250,000.00 250,000.00
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To provide funds for replacement of Fire Engine 8 which was rolled over on the interstate during FY 2013 and damaged beyond repair. Council approved funds during FY 2013 but the insurance proceeds were not yet available. Funds for this budget amendment will come from FY 2013 fund balance.

JOURNAL	71865	DIVISION	Planning Commissioner's Office	Fund Name Fund Impact	General Fund 11,557.00 11,557.00
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To provide for landscape maintenance on Versailles Road corridor by decreasing fund balance. Funds for this should have been encumbered in FY 2013 in order to accept a bid approved by Council.

JOURNAL	71885	DIVISION	General Fund	Fund Name Fund Impact	General Fund 91,000.00 17,000.00CR 74,000.00
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To adjust ad valorem budget for the General Services District Fund based on adopted rates and state certification of property assessment for FY 2014.

JOURNAL	71886	DIVISION	Library	Fund Name Fund Impact	General Fund 30,320.00CR 30,320.00CR
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To adjust budget for the Lexington Public Library based on state certification of property assessment for FY 2014.

JOURNAL	71858-59	DIVISION	Environmental Policy	Fund Name Fund Impact	Donation Fund 250.00 250.00CR .00
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To provide funds for Keep Lexington Beautiful by recognizing donations received for this purpose.

JOURNAL	71926-27	DIVISION	Environmental Policy	Fund Name Fund Impact	Donation Fund 5,000.00 5,000.00CR .00
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To provide funds for Keep Lexington Beautiful by recognizing contributions received.

JOURNAL	71762	DIVISION	Waste Management	Fund Name Fund Impact	Urban Services Fund 75,310.00CR 75,310.00CR
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To establish Personnel Recovery for Kentucky Pride 2014 grant for Division of Waste Management.

JOURNAL	71856-57	DIVISION	Environmental Policy	Fund Name	Urban Services Fund
				Fund Impact	2,631.80
					2,631.80CR
					.00

To provide funds for professional services for the Underground Storage Tank monitoring by recognizing funds received for this purpose from the state.

JOURNAL	71887	DIVISION	Urban Fund	Fund Name	Urban Services Fund
				Fund Impact	6,000.00
					87,000.00CR
					81,000.00CR

To adjust ad valorem budget for the Urban Services Districts Fund based on adopted rates and state certification of property assessment for FY 2014.

JOURNAL	71860-61	DIVISION	Grants and Special Projects	Fund Name	US Dept of Agriculture
				Fund Impact	2,000,000.00
					2,000,000.00CR
					.00

To recognize grant funds from the Federal Farm and Ranch Lands Protection Program for FY 214 PDR conservation easement acquisition.

JOURNAL	71799	DIVISION	Grants and Special Projects	Fund Name	US Dept Homeland Sec
				Fund Impact	1,470.00
					1,470.00CR
					.00

To amend Emergency Management 2013 grant to provide for purchase of Samsung Galaxy tablets by decreasing funds for operating.

JOURNAL	71682-83	DIVISION	Grants and Special Projects	Fund Name	Grants - State
				Fund Impact	3,000.00
					3,000.00CR
					.00

To establish grant budget for Waste Tire - 2014.

JOURNAL	71707-08	DIVISION	Grants and Special Projects	Fund Name	Grants - State
				Fund Impact	27,979.72
					27,979.72CR
					.00

To establish grant budget for Area Development Fund-Family Care Center.

JOURNAL	71759	DIVISION	Parks and Recreation	Fund Name	PFC - Parks Fund
				Fund Impact	31,600.00
					31,600.00

To reappropriate funds received from the Commonwealth of Kentucky at the end of FY2011 for improvements to the Masterson Station Park related to the widening of Leestown Road. Landscaping cannot be completed until the state has widened the road.

JOURNAL	71761	DIVISION	Water Quality	Fund Name	Water Quality Fund
				Fund Impact	33,000.00
					33,000.00CR
					.00

To establish grant match and personnel recovery from Water Quality Management fund for Wolf Run 2014 grant.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District Fund	305,237.00
Fund	1103	Donation Fund	.00
Fund	1115	Full Urban Services District Fund	156,310.00CR
Fund	2601	Bond Projects – FY 2011	.00
Fund	3100	US Department of Agriculture	.00
Fund	3200	US Department of Homeland Security	.00
Fund	3400	Grants – State	.00
Fund	4024	PFC – Parks Projects Fund	31,600.00
Fund	4051	Water Quality Management Fund	.00



12
0884-13

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Sally Hamilton
Chief Administrative Officer

MEMORANDUM

To: Jim Gray, Mayor
Urban County Council Members

FROM: 
Jerry Hancock

RE: Facility Usage Contract

DATE: August 19, 2013

This is a request for Council approval of a Facility Usage Contract between the Fayette County Board of Education and the LFUCG Parks and Recreation, Extended School Program (ESP) and Recreational Enrichment and Learning (REAL) program.

This Facility Usage Contract is for the purpose of using FCPS facilities for our ESP and REAL program. This contract covers the 2013-2014 school year and will expire June 3, 2014 or the last day of school for students. An honorarium is paid from the ESP fund in lieu of rental fees. The honorarium this year is \$70,000.00.

Please contact me if there are any questions.

CC: Geoff Reed
Commissioner of General Services

JEH/bac



Lexington-Fayette Urban County Government
DIVISION OF GRANTS AND SPECIAL PROGRAMS

Jim Gray
Mayor

Sally Hamilton
CAO

**TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: IRENE GOODING, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: AUGUST 19, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT
WITH WINDSTREAM COMMUNICATIONS FOR RELOCATION OF
UTILITIES FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT—
SECTION 2C**

On September 18, 2008 (Ordinance # 213-2008), the LFUCG executed Supplemental Agreement No. 2 with the Kentucky Transportation Cabinet for the utilities phase of the Clays Mill Road Improvements Project from New Circle Road to Twain Ridge Drive.

An agreement has been negotiated with Windstream Communications for relocation of utilities constructed and maintained by Windstream Communications in the 1.2 mile section Keithshire Way to Waco Drive. The agreement provides for Windstream Communications to make the necessary removal, alterations or adjustments to its facilities to accommodate the proposed highway construction, at a cost of \$401,088.62. The LFUCG shall be responsible for 4.17% (\$16,743.76) of the total costs of relocating these utilities on private right of way.

Funds are budgeted as follows:

FUND	DID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3160	303202	3222	91715	CLY_ML_RD_2005	2005	FED_GRANT

Council authorization to execute agreement with Windstream Communications is hereby requested.


Irene Gooding, Director

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



Lexington-Fayette Urban County Government
DIVISION OF GRANTS AND SPECIAL PROGRAMS

Jim Gray
Mayor

Sally Hamilton
CAO

**TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: IRENE GOODING, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: AUGUST 21, 2013

**SUBJECT: COUNCIL AUTHORIZATION TO APPROVE CHANGE IN USE OF A
PORTION OF THE PROPERTY LOCATED AT 1050 DELAWARE
AVENUE, TO DECLARE THE PROPERTY AS SURPLUS, AND
AUTHORIZE SALE AT CURRENT FAIR MARKET VALUE.-
REQUIRES PUBLIC HEARING SCHEDULED FOR
SEPTEMBER 12, 2013**

On September 7, 1994, Lexington-Fayette Urban County Government used Community Development Block Grant funds, from the U.S. Department of Housing and Urban Development in the amount of \$158,500, to purchase property at 1050 Delaware Avenue for construction of a regional stormwater detention basin to alleviate flooding in the Liberty Heights neighborhood. The Division of Water Quality has completed the construction of the detention basin and in consultation with the Department of General Services and the Division of Grants and Special Programs has determined that a portion of this property is surplus, and should be made available for sale to a private entity for a private use. See accompanying memo requesting declaration of surplus property and map.

The regulation at 24 CFR 570.505 requires that the government provide affected citizens with reasonable notice of, and opportunity to comment on any proposed change in use of real property acquired or improved in whole or in part using CDBG funds in excess of \$25,000. If the changed use of the property does not qualify as meeting a national objective under 24 CFR 570.208 (low income benefit, urgent need, and prevention/elimination of slums or blight), the CDBG program must be reimbursed in the amount of the current fair market value of the property, less any portion of the value attributable to expenditures of non-CDBG funds for acquisition of, and improvements to, the property.

The proposed use is as an area for fill from an adjacent, vacant industrial lot. The property would be equipped with drainage, filled, re-graded, and re-used as industrial property. In addition to paying current fair market value, purchaser would be responsible for all costs of surveying, platting, appraisal, closing costs, and recording fees.

Council authorization to approve the change in use of a portion of the property at 1050 Delaware Avenue from public infrastructure to industrial/commercial use consistent with current zoning, to declare the property as surplus, and authorize sale at current fair market value.



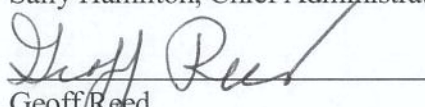
Irene Gooding, Director

XC: Geoffrey Reed, Commissioner of General Services

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICESJim Gray
MayorGeoff Reed
Commissioner

MEMORANDUM

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

FROM: 
Geoff Reed
Commissioner of General Services

DATE: June 12, 2013

RE: Request Council authorization to declare a section of the parcel of land located at 1050 Delaware Avenue as surplus.

It is our request that Urban County Council grant authorization to dispose of a section of the parcel of land known as 1050 Delaware Avenue, whereas LFUCG is shown as the owner in the PVA records. The parcel has a total of 2.11 acres (91,912 s/f) and the portion that would become surplus would be defined by a land survey under the direction of the Division of Water Quality.

NO	Street Name	Parcel ID	Acres	Square Ft	Council Dist	Owner
1050	Delaware Avenue	19333450	2.11	91,912	5	LFUCG
Disposal area (TBD by land survey)			TBD	TBD	5	LFUCG

The Department of General Services conducted a request for information from various departments within LFUCG to determine if a portion of the parcel could be disposed. Community Development Block Grant funding was used to purchase the property for the Liberty Heights Public Improvement Project and after investigation, the Division of Water Quality concluded that a portion of the parcel could be sold providing deed restrictions are used, upgrades are made at purchaser's expense to ensure all future drainage including the installation or replacement of existing drainage, and permanent easements are provided. As a result, and after a review was conducted by the Department of Law, General Services desires to offer a portion (TBD by survey) of the 1050 Delaware Avenue parcel for consideration for disposal to an adjacent property owner. The parcel would be sold at Fair Market Value as determined by an appraisal and with restrictions as specified by the Divisions of Water Quality and Planning. All easements or rights-of-way located on the parcel shall convey and remain in effect. The survey, appraisal, and other related expenses shall be the responsibility of the purchaser. A Public Hearing shall be held and proceeds from the sale returned to the Community Development Block Grant program. Disposal of the property would alleviate ongoing maintenance and place the parcel back onto the tax roll.





Lexington-Fayette Urban County Government
DIVISION OF GRANTS AND SPECIAL PROGRAMS

Jim Gray
Mayor

Sally Hamilton
CAO

**TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: IRENE GOODING, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: AUGUST 22, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT
WITH KENTUCKY UTILITIES COMPANY FOR RELOCATION OF
UTILITIES FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT—
SECTION 2C**

On September 18, 2008 (Ordinance # 213-2008), the LFUCG executed Supplemental Agreement No. 2 with the Kentucky Transportation Cabinet for the utilities phase of the Clays Mill Road Improvements Project from New Circle Road to Twain Ridge Drive.

An agreement has been negotiated with Kentucky Utilities Company for relocation of utilities constructed and maintained by Kentucky Utilities Company in the 1.2 mile section Keithshire Way to Waco Drive. The agreement provides for Kentucky Utilities Company to make the necessary removal, alterations or adjustments to its facilities to accommodate the proposed highway construction, at a cost of \$42,694.77. The LFUCG shall be responsible for 82% (\$35,009.71) of the total costs of relocating these utilities on private right of way.

Funds are budgeted as follows:

FUND	DID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3160	303202	3222	91715	CLY_ML_RD_2005	2005	FED_GRANT

Council authorization to execute agreement with Kentucky Utilities Company is hereby requested.

Irene Gooding, Director

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



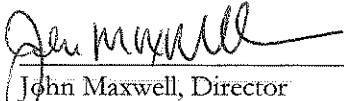
Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

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: August 27, 2013

SUBJECT: Automatic Reclassification – Division of Traffic Engineering

The attached action amends Section 21-5 of the Code of Ordinances, abolishing one (1) position of Associate Traffic Engineer, (Grade 115E) and creating one (1) position of Traffic Engineer (Grade 117E) (& reclassifying the incumbent) in the Division of Traffic Engineering, effective June 17, 2013.

It is the policy of the Urban County Government to reclassify Associate Traffic Engineers to Traffic Engineers once an employee has obtained his/her Professional Engineer registration from the Commonwealth of Kentucky. This individual has recently obtained registration as a Professional Engineer; therefore, she will be reclassified from an Associate Traffic Engineer to a Traffic Engineer.

The fiscal impact for FY2014 (26 pay periods) will be a cost of \$7,930.59 and will be funded out of the Division of Engineering's operating account and professional services account. All costs include benefits.

Name	Position Title	Bi-weekly Salary Before	Bi-weekly Salary After	Bi-weekly Increase/Decrease
Casey Kaucher	Traffic Engineer	\$1,768.68	\$2,009.20	\$240.52
Total Annual Impact/ Salary and Benefits \$7,930.59				

If you have questions or need additional information, please contact Nicole Rodriguez at (859) 258-3129.

Attachment

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

Log #14-0011



Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Geoff Reed
Commissioner

TO: Jim Gray, Mayor
Urban County Council

FROM: Geoff Reed, Commissioner of General Services

DATE: August 21, 2013

SUBJECT: Request Council Authorization to Execute Change Order #1 with Oracle Elevator in the Amount of \$2,297.31 for the Phoenix/Police HQ Elevator Renovation Project, Contract #636-2012

The Department of General Services is recommending the execution of change order No. 1 for \$2,297.31 with Oracle Elevator, Louisville, Kentucky for the Phoenix/Police HQ Elevator Renovation project. The new contract total is \$571,072.31.

The change order compensates the contractor for adding an electrical circuit and piping to relocate an air conditioning unit that could not be installed per the construction plans.

Sufficient funds are budgeted in the following account:

FUND	DEPT ID	SECTION	ACCOUNT	AMOUNT
2516	707501	7041	91014	\$2,297.31

Council authorization to execute Change Order No. 1 to the agreement with Oracle Elevator in the amount of \$2,297.31 is hereby requested.



Geoff Reed, Commissioner

Cc: Jamshid Baradaran, Director of Facilities and Fleet Management
Joyce Thomas, Project Manager

CONTRACT HISTORY FORMContractor: Oracle ElevatorProject Name: Phoenix/Police HQ Elevator RenovationContract Number and Date: 636-2012 11/29/2012Responsible 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:	\$ <u>568,775.00</u>	
B. Cumulative Amount of Previous Change Orders:	\$ <u>0.00</u>	<u>0%</u> % (Line B / Line A)
C. Total Contract Amount Prior to this Change Order:	\$ <u>568,775.00</u>	
<u>Current Change Order</u>		
D. Amount of This Change Order:	\$ <u>2,297.31</u>	<u>0%</u> % (Line D / Line A)
E. New Contract Amount Including this Change Order:	\$ <u>571,072.31</u>	<u>100%</u> % (Line E / Line A)

SIGNATURE LINESProject Manager: Gayle Thomas Date: 8/21/13

Grant Manager: _____ Date: _____

Division Director: [Signature] Date: 8/21/13



Change Order

PROJECT:	4065 4065 LFUCG Phoenix Elev	DATE:	8/6/2013
CHANGE ORDER FOR:	Phoenix Bldg. HVAC Relocation	CONTRACT ID:	00001
TO:	Oracle Elevator	CHANGE ORDER:	CO-001-01

The contract is changed as follows:

SMS Scarborough: \$1,676.46
 Ready Electric: \$412.00
 Oracle's Elevator Co.'s O&P: \$208.85

The original was	\$568,775.00
Net change by previously approved Change Orders	\$0.00
The amount prior to this Change Order was	\$568,775.00
The amount will be changed by this Change Order in the amount of	\$2,297.31
The new amount including this Change Order will be	\$571,072.31
The Contract time will be changed by	0
The date of Substantial Completion as of the date of this Change Order is	7/11/2013

This **Change Order** is intended to, and the **Contractor** agrees that it does, fairly and adequately compensate the **Contractor** for extra direct costs (labor, materials, etc.) as well as all expenses and damages which may result from any delays, suspensions, stretch-outs, scheduling, inefficiencies, and accelerations in the Work associated with this Change Order, and the Contractor releases the Owner and the Architect/Engineer from any claims for such expenses and damages, including but not limited to changes in sequence of work; delays; disruption; rescheduling; extended overhead; acceleration; wage; material; or other escalations; and all other impact costs.

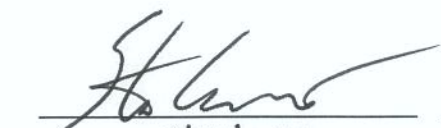
This **Change Order** is intended to, and the **Contractor** agrees that it does, provide the **Contractor** a reasonable and adequate period of time in which to complete the Work in accordance with the Contract For Construction, as amended by this Change Order, and the Contractor releases the Owner and the Architect/Engineer from any claims for additional time to perform the Work.

NOT VALID UNTIL SIGNED BY THE ARCHITECT/ENGINEER, CONTRACTOR AND OWNER.

CONTRACTOR ACCEPTANCE
Oracle Elevator

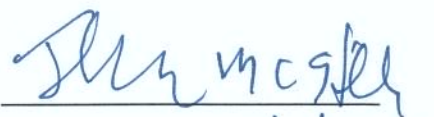
OWNER ACCEPTANCE
**Lexington Fayette Urban
County Government**

ARCHITECT ACCEPTANCE
GRW


By: 8/14/2013

Steve Lancaster
Midwest Construction
Manager

By:


By: 8/6/2013

Teddi Hibberd

Oracle ^{Elevator}

Change Order

Project Name: Phoenix Building/Police Headquarters

Project Number: BP-156-2012

Attention to: Teddi Hibberd

Change Requested

Relocate Air Conditioning Unit in the Phoenix Building's elevator equipment room.

Ready Electric:	\$412.00
Scarborough:	\$1,676.46
10% O & P:	<u>\$208.85</u>
Total:	\$2,297.31

Approval:



GRW

8/6/2013
Date



Oracle Elevator

8/14/2013
Date

Melissa Hansell

From: Billy VanBuren <billyv@ReadyElec.com>
Sent: Tuesday, May 28, 2013 2:24 PM
To: Melissa Hansell
Cc: Jack Pilcher
Subject: RE: RFI

Melissa,

There is not a cost associated with the movement of the A/C unit, but there is an added cost because the indoor units power connection is different from the contract documents. The drawings show the indoor unit powered directly from the outdoor unit, but this indoor unit is powered from a separate circuit, so we will need to run an additional circuit from the panel to feed this unit. These two units also have a control conduit and cable that run between them that is not shown. I plan to use the original conduit/wire we had in the quote for power between the units for the control conduit/cable required so that part is already covered. The only add will be for the additional power conduit/wire.

Conduit	\$33
Wire	\$34
Breaker	\$85
Labor	\$260

Total for Change \$412.00

Let me know if you need this in a more formal change order request or have any questions.
Thanks

----- Original Message -----

Subject: RFI
From: Melissa Hansell <melissa.hansell@oracleelevator.com>
To: 'Darrel Scarborough' <darrel@scarboroughmechanical.com>, Jack Pilcher <Jackp@ReadyElec.com>
CC:

Darrel,

I was told that I was supposed to be getting an RFI from Scarborough on the movement of the air conditioning unit. Could you forward that to me please?

Jack,

I was also told that there would be a cost for the above. Could you please let me know what the increase would be?

Thank you,

Melissa Hansell

Modernization/Repair Administrator
Oracle Elevator

PROJECT: Phoenix/Police HQ Elevator Renovation	0950-13
CONTRACT NO. 636-2012	
CHANGE ORDER: 1	

1. Necessity for change: The HVAC unit in the Phoenix elevator equipment can not be installed as designed due to space constraints. An additional electrical circuit and additional piping are necessary to accommodate the relocation of the unit.
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: None
8. Effect on contract completion date: None

<p>Recommended by <u>Joyce [Signature]</u> Mayor (Project Manager)</p>	
<p>Approved by _____ (Grant Manager)</p>	




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 
Date: August 30, 2013
Subj: Naming Rights Request, Whitney Young Park neighborhood building

The St. Martin's Village Neighborhood Association recommended the naming of the Whitney Young Park neighborhood building after Mr. Charles H. Quillings. This request honors Mr. Quillings' significant contributions and leadership in the park over more than 30 years. These included acting as long time neighborhood supervisor in the park and his construction management oversight for the community building's expansion several years ago. He was a tireless volunteer and community leader, who was instrumental in the development and maintenance of Whitney Young Park.

Parks and Recreation recommended approval of the application to the Parks Advisory Board. The request has the full endorsement of the St. Martin's Village Neighborhood Association, as well as the support of current Council Member Chris Ford and former 2nd District Council Member Robert Jefferson. The full application is attached for your review.

The Parks & Recreation Naming Policy calls for such applications to be read and voted on at two consecutive Parks Advisory Board meetings, which was recommended unanimously on August 28, 2013. Parks and Recreation is requesting Urban County Council approval to name the community building after Mr. Quillings and to place a small sign on the building to honor his memory.

Please feel free to call me with any questions that you may have.



Office of
Chris Ford
1st District Councilman

MEMORANDUM

To: *Jerry Hancock*, Parks & Recreation Director

From: Councilman Chris Ford *Chris Ford*

Date: May 16, 2013

RE: **Recommendation of Naming Rights Application
Charles H. Quillings Community Center**

On behalf of the St. Martin's Village Neighborhood Association and its many residents, I wish to express my support for naming of the community center at Whitney Young Park in honor of *Mr. Charles H. Quillings*.

An accomplished musician and teacher, *Mr. Quillings* was well known throughout Lexington, the state of Kentucky, and points far beyond. He served as the band director at the Old Dunbar High School, beginning in 1947.

But close to home, *Mr. Quillings* was known as a good neighbor and community leader, who volunteered many hours to the betterment of the St. Martin's Village neighborhood. In particular, his efforts and leadership were instrumental in the development and maintenance of the Whitney Young Park. For over 30 years, he worked as a neighborhood supervisor in the park, and led the construction management for the community building's expansion.

This request has the full endorsement of the St. Martin's Village Neighborhood Association. On behalf of neighborhood association president, former 2nd District Councilman Robert Jefferson, I submit to you the Naming Rights Application. I request your review and consent for presentation to the Parks Advisory Board at its June 26th meeting.

Thanks for your assistance, and please feel free advise if additional information is required in the interim.

Cc: *Honorable Robert Jefferson*

Attachments

200 East Main Street • Lexington, KY 40507 • (859) 258-3216
cford@lexingtonky.gov

Horse Capital of the World



Lexington-Fayette Urban County Government
DIVISION OF GRANTS AND SPECIAL PROGRAMS

Jim Gray
Mayor

Sally Hamilton
CAO

**TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: IRENE GOODING, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: AUGUST 30, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM
THE COMMONWEALTH OF KENTUCKY KYTC OFFICE OF HIGHWAY
SAFETY FOR DISTRACTED DRIVING SERVICES- FY 2014**

The Kentucky Transportation Cabinet's Office of Highway Safety Programs has offered Lexington-Fayette Urban County Government federal funds in the amount of \$20,000 for the provision of Distracted Driving related services. All funds will be used to support officer overtime for the period of September 5, 2013 through December 5, 2013. No matching funds are required.

With these funds, Division of Police will expand its traffic enforcement to include distracted driving. Officers on an overtime basis will conduct distracted driving enforcement in areas of cell phone usage, texting while driving, and other high risk driving habits such as eating, reading books and papers while driving.

The project objectives are to: (1) to decrease the number of distracted-related collisions by 10% from 86 in August 2012 to 77 by December 5, 2013; and (2) to decrease the number of distracted-related occupant injuries by 10% from 31 in August 2012 to 28 by December 5, 2013.

Council authorization to accept the award is hereby requested.

Irene Gooding
Director

Xc: Clay Mason, Commissioner of Public Safety



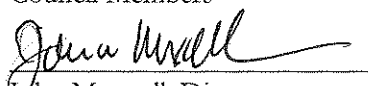
Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

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: August 30, 2013

SUBJECT: Abolish/Create Positions – Division of Parks and Recreation

The attached action amends Section 21-5 of the Code of Ordinances, abolishing one (1) position of Staff Assistant Sr., (Grade 108N) and creating one (1) position of Information Systems Specialist (Grade 111N) in the Division of Parks and Recreation, effective upon passage by Council.

The Division states that the Information Systems Specialist is needed to support their division's participant registration system, manage the division's webpage and various social media platforms to reach the public, perform upkeep of Tubby's Klubhouse Computers, and assist division personnel with PC solutions.

The fiscal impact for FY2014 (18 pay periods) will be a cost savings of \$1,443.14. 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 Sr.*	\$35,171.37	\$0	\$(35,171.37)
Vacant	Information Systems Specialist	\$0	\$ 33,527.64	\$33,527.64
Total Annual Impact/ Salary and Benefits \$(2,084.54)				

*actual budget

If you have questions or need additional information, please contact Nicole Rodriguez at (859) 258-3129.

Attachment

cc: Geoff Reed, Commissioner - Department of General Services
Jerry Hancock, Director – Division of Parks and Recreation
Chris Cooperrider, Deputy Director – Division of Parks and Recreation

Log #14-0007

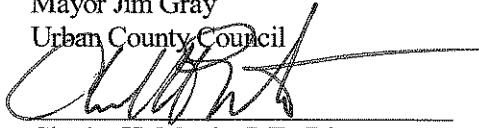


Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY AND PUBLIC WORKS

Jim Gray
Mayor

Richard Moloney
Commissioner

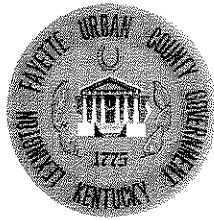
To: Mayor Jim Gray
Urban County Council

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

Date: August 19, 2013

Subject: Resolution correcting funding for the Idle Hour North Storm Water Improvements RES # 364-2013

The Division of Water Quality requests approval of a Resolution correcting the fund for Resolution number 364-2013 Idle Hour North Storm Water Improvements from fund 4051 to fund 4052.



Lexington-Fayette Urban County Government
DIVISION OF GRANTS AND SPECIAL PROGRAMS

Jim Gray
Mayor

Sally Hamilton
CAO

**TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: IRENE GOODING, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**


DATE: SEPTEMBER 3, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AMENDED
GRANT AGREEMENT WITH THE U.S. DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT AMENDING THE HOUSING
OPPORTUNITIES FOR PERSONS WITH AIDS GRANT AND TO
EXECUTE AMENDMENT TO AGREEMENT WITH AIDS VOLUNTEERS,
INC.**

On December 6, 2011 (Resolution 573-2011) Council approved acceptance of federal funds from the U.S. Department of Housing and Urban Development in the amount of \$1,430,000 for continuation of the Housing Opportunities for Persons with AIDS project for an additional three years through December 31, 2014. The AVOL AIDS Housing Program provides permanent supportive housing and transitional housing services for persons living with HIV/AIDS through two housing facilities (Rainbow Apartments and Solomon House). Solomon House is a community residence which provides permanent supportive housing for individuals living with HIV/AIDS who are in the advanced stages of their illness and require personal care, supervision and supportive services. Rainbow Apartments is a transitional housing program designed to respond to persons with HIV/AIDS who are homeless or at risk for homelessness and in need of a spectrum of supportive services while they work through those issues that may have contributed to their homelessness.

The Amended Grant Agreement provides for the use of some of the federal funds for operation of a Tenant Based Rental Assistance program that will provide eligible clients with decent, safe, and affordable rental housing in the private market. Existing housing programs will not be affected. No budget amendment is required.

Council authorization to execute the Amended Grant Agreement and to execute Amendment to Agreement with AIDS Volunteers, Inc., is hereby requested



Irene Gooding, Director

Xc: Sally Hamilton, Chief Administrative Officer

**Neighborhood Development Funds
September 10, 2013
Work Session**

Amount	Recipient	Purpose
\$ 300.00	Bluegrass Youth Ballet 1595 Mercer Road, Suite 150 Lexington, KY 40511 Jennifer Reynolds	To help purchase ballet shoes for students participating in the El Ballet Juvenil del Bluegrass at Valley Park.



Environmental Quality Committee August 20th, 2013 Summary and Motions

Chair Kevin Stinnett called the meeting to order 11:00am. Committee members Jennifer Mossotti, Linda Gorton, Bill Farmer, Shevawn Akers, Jennifer Scutchfield, George Myers, Harry Clarke, Peggy Henson and Ed Lane were present. Steve Kay attended as a non-voting member.

1. Approval of Summary

Motion by Scutchfield to approve the summary. Seconded by Myers. Motion passed without dissent.

2. Distillery District Update

Planning Commissioner Derek Paulsen provided an update on the Distillery District. There was discussion and concern about the original intent of the bonds for the project.

Motion by Gorton that the Administration look at these bonds, specifically for the Town Branch Trail as proposed here – the easement requirement and design and engineering, just as they originally were meant to be and move forward with that before anything else is done with the finds, particularly anything that was not part of the original scope. Seconded by Myers. Motion passed with a 6-3 vote. Akers, Myers, Gorton, Mossotti, Stinnett and Scutchfield voted yes. Henson, Clarke and Lane voted no.

Motion by Mossotti to amend the motion to incorporate the flood plain study in the original motion. Seconded by Scutchfield. Motion failed with a 1-8 vote. Mossotti voted yes. Henson, Akers, Myers, Gorton, Clarke, Lane, Stinnett and Scutchfield voted no.

Motion by Akers to amend the motion to focus only on number 1. Seconded by Gorton. Motion passed without dissent.

Myers asked if the Developer can attend the next meeting to answer questions from the committee.

3. Internal Audit Waste Management Audit

Bruce Sahli provided information to the committee regarding the Waste Management Internal Audit findings.

There was discussion about the Internal Audit process, how findings are rated, follow-up information and how the Internal Audit department decides which areas to audit.

Stinnett commented that we need to improve our follow-up process. He added that we need a response from the Administration about the process going forward.

Motion by Henson that Council receive a follow-up audit on all the findings by October 31st. Seconded by Myers. Motion passed without dissent.

4. Empower Lexington Plan: Public Component

Motion by Mossotti to table this item until September to allow for a full discussion. Seconded by Scutchfield. Motion passed without dissent.

5. Monthly Financials

There was no discussion on the monthly financials. Stinnett said there will be a Sanitary Sewer update at the September meeting.

6. Items in Committee

Empower Lexington will be the first item on the September agenda, with a continuation of the Distillery District, presentation by Rick Prewitt about Climate Adaptations and CAP update.

Motion by Myers to adjourn. Seconded by Akers. Motion passed without dissent.



Planning and Public Works Committee August 20th, 2013 Summary and Motions

Chair Bill Farmer Jr. called the meeting to order 1:00pm. Committee members Jennifer Mossotti, Charles Ellinger, Steve Kay, VM Linda Gorton, 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 Beard to approve the summary. Seconded by Ellinger. Motion passed without dissent.

2. Capital Road Projects for Major Corridors and the Ability of the Lexington-Fayette Urban County Government (LFUCG) to Maintain Maintenance of those Roads

Planning Commissioner Derek Paulsen provided information on the major corridors owned by the LFUCG and associated maintenance costs, including a list of all city owned roads and the cost to repave them.

Farmer suggested that it is a policy discussion to determine how they will fund it.

Stinnett stated that these are the roads that the LFUCG owns and that the Council Members are expected to maintain in their repaving budget, but there are not sufficient funds in the budget to do so. The thought is to add funds to the budget going forward to pave these roads outside of the normal paving dollars. He is hopeful that we can agree on a list and go back to evaluate and come up with a plan going forward to maintain these roads.

Lawless stated that we do not own Alumni Drive but the city is responsible for maintaining it. She added that the University of Kentucky (UK) Master Plan wants to change the way it runs. She is hoping to get assistance from the state. Paulsen said they had talked with UK about their interest to redo Alumni Drive and the way it flows, along with people from District 7, representatives from the state and the Department of Transportation. They are meeting again in October and are still hazy as to what the alignment will be. They do know that there is a lot of construction going on around the stadium. They also have the FEMA project that ends by Nicholasville Road and are trying to come up with a way to do all of the projects together. They are going to discuss a budget number and design, will come up with a proposal. UK is trying to get state funds for the projects.

Farmer commented on pg 14 of the packet and asked that the list be broken down, adding Council Districts so they can get an idea of where they are, along with adding their current rating. They will not necessarily all need to be paved on the first day. Kevin Wentz came to the podium and announced that there is a contract with a developer

in Northern Kentucky who is assisting them with putting together a GIS application, a pavement management system. It is initially complete and is in the process of being implemented on an iPad. What he would like to see this do is to assist them in predicting when roads will need to be resurfaced. He envisions that all roads will be evaluated on an annual basis. This will not happen immediately but this application will allow them to implement the system. This will increase efficiencies and allow budgeting ahead of time. Farmer asked about a timeframe for this. Wente said it is ready now and he is in the process of ordering an iPad because he had it developed on an Apple based computer system, which will be facilitated on an iPad so that they would no longer have to drive each corridor with a spreadsheet. It will have GPS-based locator so that there is no question as to which street is being evaluated. There will be no more spreadsheets. Council Members will receive a color-coded map based on roads of greatest need so that they can allocate your resurfacing moneys to those roads or roads they deem necessary based on the needs of their constituency.

Farmer asked if next month would be too soon for a follow-up. Wente stated that this is a policy decision. The first part of the policy would be to effectively agree on what are the critical LFUCG corridors because some are completely within council districts and some of the roads divide council districts. It would be a matter of the committee determining the roads of greatest need, based on Council Member Stinnett's inquiry into this issue. From there we would move to look at current ratings and track those moving forward for budgetary allotments.

Akers thought Citation Boulevard was a state road. Wente said it is ours to maintain, such as Man O War.

Lawless asked if the GIS program would give a view of the roads and if they will be able to look at them. Wente said no, they would be in the field evaluating roads as they do now but the information reported will be in a graphic format as opposed to an excel sheet. Lawless stated that the rating doesn't always look like the road does. Lawless added that they had also commented on the traffic as a policy (dead end streets versus a cut through across town) and asked if there will be ability to gauge that also. Wente said that was the intent. He forecasts that the efficiencies provided by this program will allow them to rate roads on an annual basis as opposed to doing half of the county every other year.

Clarke asked if we adopted a policy such as this, will we be talking about two different funding sources (one for primary corridors and another fund for neighborhood district paving). Paulsen said he would defer to Council to decide how they would like it done. Clarke asked if we went with one fund, how would they determine which comes first? Maloney stated that they will have to see how much Municipal Aid Program (MAP) money we receive next year and then come up with a percentage for what goes to Council Districts and what goes to major corridors. He reminded Council Members that \$1.5MM will come right off the top for bond repayment. They will need to determine what to set aside for each. Clarke asked Stinnett for a specific reason for doing it this way. Stinnett stated that prior to 2006 the government only used MAP money for resurfacing and did not put local dollars from our budget toward resurfacing. In 2006, we started adding \$3MM in bonding to catch our roads up and were in a deficit of about \$30MM. This was halted for a couple of years due to the recession. We came back last year and added \$13MM in local dollars to fund some of our road issues. However, you will never have enough district money to do Beaumont Circle, nor would you want to use all of your money to do one road. Stinnett used Lansdowne as an example. It would cost approximately \$850K and five or six neighborhood roads could be done for the same cost. The thought is to come up with roads everyone used and come up with a list of roads and a

plan to maintain these roads. Once they come up with a plan, they can decide during the budget process how to fund it.

Henson asked what determined if it made the critical list; was it a rating of 65 or below? Paulsen said it was him going through and deciding which were most expensive. Farmer added that this was not about ratings, it was about arterial. Paulsen said the attempt was to get a starting list that everyone agreed were the most critical.

Gorton asked about Reynolds Road being on the critical list and feels that Malibu Drive is equally travelled but was not on the list. Paulsen commented on the list and how it was created. The point was to provide a starting point and add/remove from the list. Gorton suggested they look at Malibu Drive. Farmer stated that the problem will be to define critical roads as they are a moving target.

Akers suggested that they look at all corridors from the first list and assess them to determine which roads need it most and divide up the rest between districts.

Brad Frasier came to the podium and recommended that rather than focus on page 14, they should add the information requested; Council District, cost, traffic volumes, and classification of the roadway. He feels the classification of the roadway is very important (local streets versus collector roads, minor and major arterials). Typically, the level of importance goes up, the critical functionality increases along with the road classification. Frasier suggested they modify the information and re-present it for feedback. The committee was in agreement. Farmer asked how much time they would need. Frasier said they could give their preliminary work up in a month but he does not want to lock in traffic volumes at this point as he does not know their schedule is or what they have as far as existing data. Farmer stated that they will see where they are in a month. This issue can remain in committee until everyone is comfortable with the information.

3. Private Streets: Enforcement, Maintenance, Specifications

Mossotti commented on the item and her request for information. She stated that there have been instances in the past of private streets being brought into the public domain and concerns about traffic enforcement, parking, etc. We have accepted private streets in the past that were not up to standard. In the future, should we even consider having more private streets done? She understands that there are developments and gated communities that have private streets and the homeowners pay for maintenance, plowing, etc. But when the development is complete or they no longer want to do it, we end up getting these private streets dedicated to us. She felt it was important to bring it up as a point of discussion to see if others shared her concerns and move it forward. Bill Sallee is going to provide additional information regarding this issue for the packet next month.

Stinnett asked for the resolution and the Chief Administrative Office (CAO) Policy that is referenced in the memo from Paul Schoninger. Farmer agreed that this is relevant information for the next meeting.

Stinnett said that if we want to continue to take private streets, we need to figure out how to take them. He added that on one of the streets identified, we are making them put in sidewalks before we take over the street. Citizens cannot afford to pay for curb and gutters on private streets. We need an approach for new

neighborhoods; do we allow private streets going forward and then develop an approach for existing private streets?

Farmer said that next month we will have another discussion with more information included in the packet on the issue. Maloney came to the podium to give an update on repaving.

4. Design Excellence Update

Kay provided an overview of where the Task Force is in their work and where they are going in the next month or two. He said that the draft is almost complete and will be reviewed by the Law Department. It will then be reviewed by the Division of Planning. They are working to schedule a workshop for Council Members after the next task force meeting on September 16th. The workshop would allow the Council to review the completed draft to ask questions and offer input before it goes out to the public. The framework makes a distinction between standards and guidelines. A section on standards provides quantitative information on what we believe offers design excellence in the downtown area (height, windows, etc.). The guidelines sections gives examples of things they would like to encourage as well as things they would like to discourage, along with illustrations. In addition, they are working on a set of incentives, but this is in the early stages and will be available at the workshop. They also plan to incorporate the work of the Courthouse Area Design Review Board. They will be dissolved and their work will be incorporated into the design standards.

Clarke asked Kay for the footprint of the area. Brandy Berryman, from the Downtown Development Authority, stated that it was mostly the downtown core (B-2, B-2a and B-2b). Gorton provided a visual of the area. Third Street is the northernmost point. To the south it is mostly along High Street but juts down to the parking lot at Rupp Arena. It goes over to Midland Avenue and a little further East to Woodland to get the Eastside of Downtown. On the Westside, it cuts off at Jefferson Street and almost to Newtown Pike along the Main Street corridor.

Farmer asked about the length of the current draft in pages. Kay said approximately 50 pages.

Farmer asked about the purpose of the incentive program. Kay said there had been talk in the Infill & Redevelopment Committee for a while about incentives as it presents more hurdles to go through. This is a continuation of that because if we are going to ask the community to impose additional regulation upon itself, it would be helpful to have incentive provided.

Gorton commented on the history of the Downtown Master Plan. One recommendation was to adopt form based codes. This recommendation drove us to Design Excellence rather than Form Based Codes.

Farmer asked when Kay would come back to committee. Kay said that after the workshop and public comment, they would come back to the Planning committee in October or November. He would like to complete it before the end of the year.

5. Adult Day Cares

Henson commented on the definition of adult day care center versus a day shelter, which serves drop-ins and people in need and provides services. The Division of Planning provided a definition of an adult day care center, which Henson received walking into the meeting. Henson asked that this item be deferred until the next meeting.

Ford commented that he was agreeable to waiting until next month to discuss this issue.

Ford commented on four motions made at the last meeting (page 19 of the packet). He commented on the changes that Henson wants to make to those motions.

6. Items in Committee

Farmer stated that the Elm Tree Lane sidewalk closure was referred to the Planning Committee at the July 9th Work Session and needs to be added to the items in committee list.

Clarke would like to make a recommendation at the next meeting about erecting large poles in Right Of Way or dismiss the issue.

Clarke would like to remove the re-paving program and the review of street tree and tree protection ordinances from the list.

Motion by Clarke to remove the re-paving program and the review of street tree and tree protection ordinances from the items in committee list. Seconded by Ellinger. Motion passed without dissent.

Gorton asked for an update on working with Fayette County Public Schools (FCPS) on road salt services and asked if anyone is looking at it. Farmer does not think anyone is looking at this issue and will place it on the agenda for the next meeting.

Farmer commented on the possible revision of the sign ordinance and would like to leave it on the list.

Farmer felt we were moving in the right direction on the use of alternative fuel resources and felt this can be removed unless someone wants to leave it on the list. Henson asked for an update on alternative fuel issue prior to removing it from committee. Farmer is amenable to having an update at a future meeting.

Farmer stated that we talked about adult day care centers and private streets.

Farmer met with Myers about the notification process for H1 overlay and Myers is close to having something to bring to committee.

Farmer added that we talked about capital road projects.

Farmer said performance bonds versus letters of credit was discussed last month but did not sense that there was an interest in committee action. Stinnett referred the item and it can remain on the list until Stinnett can comment.

Farmer said the B1 ZOTA issue was sent back to the Division of Planning because the changes made were material and the item will remain on the list.

Farmer talked about the last four items since they are just updated. Paulsen will find out about the Oliver Lewis Way Project and update the committee.

Farmer commented on the Todds Road widening project and the downtown traffic study, which are quarterly updates. Kay updated the committee on the Design Excellence Task Force.

Lawless asked when the B1 ZOTA issue will be heard by Planning Commission. Sallee said either this week or at the September meeting. Lawless asked if there would still be an opportunity to make additional changes when it comes back. Farmer said that there would be an opportunity to do that.

Ford commented on the Oliver Lewis Way project and would like clarification on what we are studying (Newtown Pike extended to campus with various phases or Oliver Way), suggested that perhaps we need to rename the issue "Newtown Pike Extension."

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

Social Services & Community Development Committee August 27, 2013 Summary & Motions

Ford called the meeting to order at 11:00 AM. All members were present except Kay and Lawless. Clarke was also in attendance.

6.18.13 Committee Summary

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

Social Services Needs Assessment: Barriers to Self Sufficiency

Ford called on Commissioner Mills. Mills introduced DR. Ginny Wilson, with the University of Kentucky Martin School for Public Administration and Policy. Wilson discussed the purpose of the data analysis. She introduced graduate students, Zhen Li; Heath Rico; Chenglin Zhao; and Ellie Song.

The students discussed the methodology used to analyze the data. They also outlined the comparison of non profit social service providers in various peer cities.

The students stated that 17.9% of the Lexington population is below the poverty guideline. In addition 16.5% of the population has a single parent household.

The students stated that there were a substantial number of non profit service provides in Lexington and that the per capita revenue for the providers is \$ 2300. They stated that it provides for almost 8% of the city's total personal income.

The non profit service providers identified the major barriers to self sufficiency:

- Lack of safe affordable housing;
- Lack of access to mental health services;
- Lack of information about services;
- Lack of coordinated human services case management;
- Lack of marketable skills;
- Lack of high school education;
- Lack of available jobs;
- Financial exploitation;
- Lack of access to mental health services outside of weekday hours;
- Cost of childcare services;
- Lack of public transportation; and
- Lack of information about available jobs.

The students also discussed service capacity within the non profit service providers. The students noted that many of the service providers are located in areas that are not served by public transit or are in areas not needing the services so access is important.

FY 15 Social Services Partner Agency Process

Mills discussed the social services partner agency budget review process. She summarized the results of surveys of the partner agencies and the reviewers.

She stated that the applicants were generally pleased with the process. In addition the survey of reviewers was also positive.

Mills identified recommendations to enhance the budget review process including:

- Add one week after submission deadline for review and corrections;
- Point penalties to start after review/correction period;
- Addition question to application regarding how will the program be impacted by receiving less than the requested funding;
- Financial Statement amended to require reporting salary and positions for program staff only;
- Scoring to include up to 5 points of currently funded programs; and
- Add points for programs dealing with needs identified in Barrier Study

On a motion by Myers, second Akers to add points meeting needs identified in the Needs Assessment was approved unanimously.

On a motion by Myers, second Scutchfield to adopt schedule for Partner Agency funding process was approved unanimously.

On a motion by Myers, second Scutchfield to add 1 week to the schedule for review and corrections was approved unanimously.

On a motion by Myers, second Akers to add program outcome points was approved unanimously.

On a motion by Myers, second Beard the Financial Statement was amended to require salary and position information for direct program staff only.

On a motion by Myers, second Ellinger to add question “How will program be impacted if agency receives less than requested amount”?

Mills stated that once the changes are made Councilmembers will receive a final copy for review.

Summer Youth Employment Update

Mattie Morton discussed the summer youth employment program. She stated that they received 400 applications and 225 were hired. She stated 223 youth worked at 113 different work sites 20 hours per week for 6 weeks (mid June to the end of July).

Morton stated that there were 116 females and 106 males in the program. She stated that 168 were African American, 30 were White and 25 were another race.

Morton stated 130 businesses applied and 117 work sites were selected. She stated that 65 were repeat sites and 52 were new sites.

She stated that the participants earned \$ 7.25 per hour for the 120 hour 6 week period. Morton reviewed an end of summer evaluation of the participants.

The meeting adjourned at 12:55 PM.

PAS 9.3.13

BUDGET & FINANCE COMMITTEE

August 27, 2013

Summary

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

I. Monthly Financial Report

Bill O'Mara, Finance Commissioner provided the monthly financial report. He discussed several economic indicators. He stated that the unemployment rate had risen in June but he did not think that was significant.

O'Mara stated that building permits, and home sales were in a positive position, but that foreclosures rose somewhat for the month of July.

O'Mara also addressed the Code Enforcement abatement collections for July.

Melissa Lueker stated that for the month of July revenue was approximately \$ 870,000 above budget. She stated that this was primarily driven by higher than budget insurance premium revenue and services revenue, primarily from Jail revenue.

Lueker also reported that expenditures were approximately \$ 350,000 below budget for July.

II. Fund Balance Discussion

O'Mara reviewed the Fund Balance process under Governmental Accounting Standards Board (GASB) effective with FY 2011.

O'Mara stated that GASB required that fund balance be identified by categories including Restricted, Non Spendable Restricted; and several unrestricted categories including Committed; Assigned; and Unassigned.

O'Mara stated that the Committed category included items that have been committed by Council, but in order to expend those funds Council would need to authorize such expenditures via budget amendment or other fiscal tool.

O'Mara stated that the Assigned category includes projects that the Administration intends to pursue.

Farmer stated that he thought this would include a continued discussion of the unallocated FY 12 fund balance from April.

Farmer stated that in April Council took action to allocate a portion of the FY 12 Fund Balance. He stated that this included allocating some of the Fund Balance for Employee Health Care Fund, Grant Match, Capital and a transfer to the Street Lights Fund.

O'Mara agreed and stated that Council did allocate funds but he thought this would be a discussion of the process. He stated that he would be prepared to discuss the preliminary FY 13 Fund Balance by October 1.

Ellinger stated that he was responsible for the miss-communication.

Stinnett agreed with Farmer stating that this was not the information Council requested this past spring.

O'Mara provided information about the FY 12 Fund Balance. He stated that before Council action in April, the Fund Balance was \$ 13,451,904. He stated that Council approved allocating \$ 2,600,000 to Capital Projects; \$ 250,000 for the HOME grant match; \$ 700,000 for other grant match; \$ 640,000 for Fire Overtime; \$ 2,500,000 for Street Light Fund transfer for a total of \$ 7,690,000. He stated that LFUCG has spent \$ 5.1 million of that allocation.

He stated that the FY 12 Fund Balance is \$ 8,283,913. He stated that in October this would be part of the preliminary FY 13 Fund Balance.

Farmer stated tat he wanted Council to consider the FY 12 Fund Balance prior to discussing the FY 13 Fund Balance at the October Budget & Finance Committee..

Ellinger discussed moving the Budget Y& Finance Committee from September 24 to October 1. He stated that this would require moving the Public Safety Committee as well. He stated that Chair Henson is agreeable with the change.

O'Mara stated that the Administration will try to meet the deadline for an Oct 1 meeting.

On a motion by Mossotti, second Farmer the Budget & Finance committee scheduled for September 24 was moved to October 1. Motion passed unanimously.

Gorton suggested that Councilmembers identify capital projects for consideration for the Budget & Finance Committee meeting.

Ellinger stated that if Councilmember's can get information on potential uses of the Fund Balance to Paul Schoninger by Wednesday September 25, that information can be tabulated and included in the Oct 1 Budget & Finance Committee packet.

Gorton stated that this will allow Council to vet any project proposed by a Councilmember or by the Administration before making a decision on using the Fund Balance.

On a motion by Mossotti, second Ford, the Committee agreed to recommend the establishment of a Council Capital Fund utilizing Fund Balance funds. Each Councilmember would be allocated \$ 250,000 for capital projects. Motion passed on a 5-4 vote (YES- Henson, Mossotti, Stinnett, Ford & Scutchfield; NO- Beard, Ellinger, Farmer, Gorton)

Meeting adjourned at 2:55 PM.

PAS 09.03.13

Remedial Measures Plan (RMP) Update



SEPTEMBER 10, 2013



Remedial Measures Plan

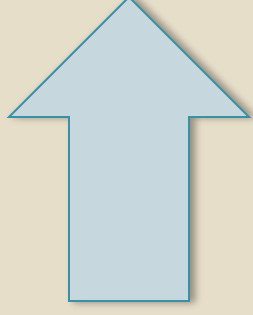


- 2 Year – 24 Hour

- 3.2”

- \$600,000,000

- 2024



- 5 Year – 24 Hour

- 3.7”

- \$900,000,000

- 2024

Remedial Measures Plan



- 82 Projects
- \$44-\$57 Million/Year
- 6-17 Projects/Year
- 48 Miles of Pipe
- 108,000,000 Gallons Wet Weather Storage (WWS)
- 15 Pump Stations

Challenges



- Budget/Revenue/Debt
- Schedule
- Public Education/Engagement
- Disruption

Statements of Fact



- There will be future SSOs
- There will likely be future fines

Storm Event Comparison



- 2-year storm is likely the smallest storm EPA would consider
- Selection of 2-year storm would result in lowest cost and lowest rate increases
- Selection of larger storm event would have higher costs, but would have less SSOs, less residential impacts, and less regulatory fines
 - Building improvements for the 2-year storm would result in an estimated 13 SSOs during a 5-year storm, and 53 SSOs during a 10-year storm

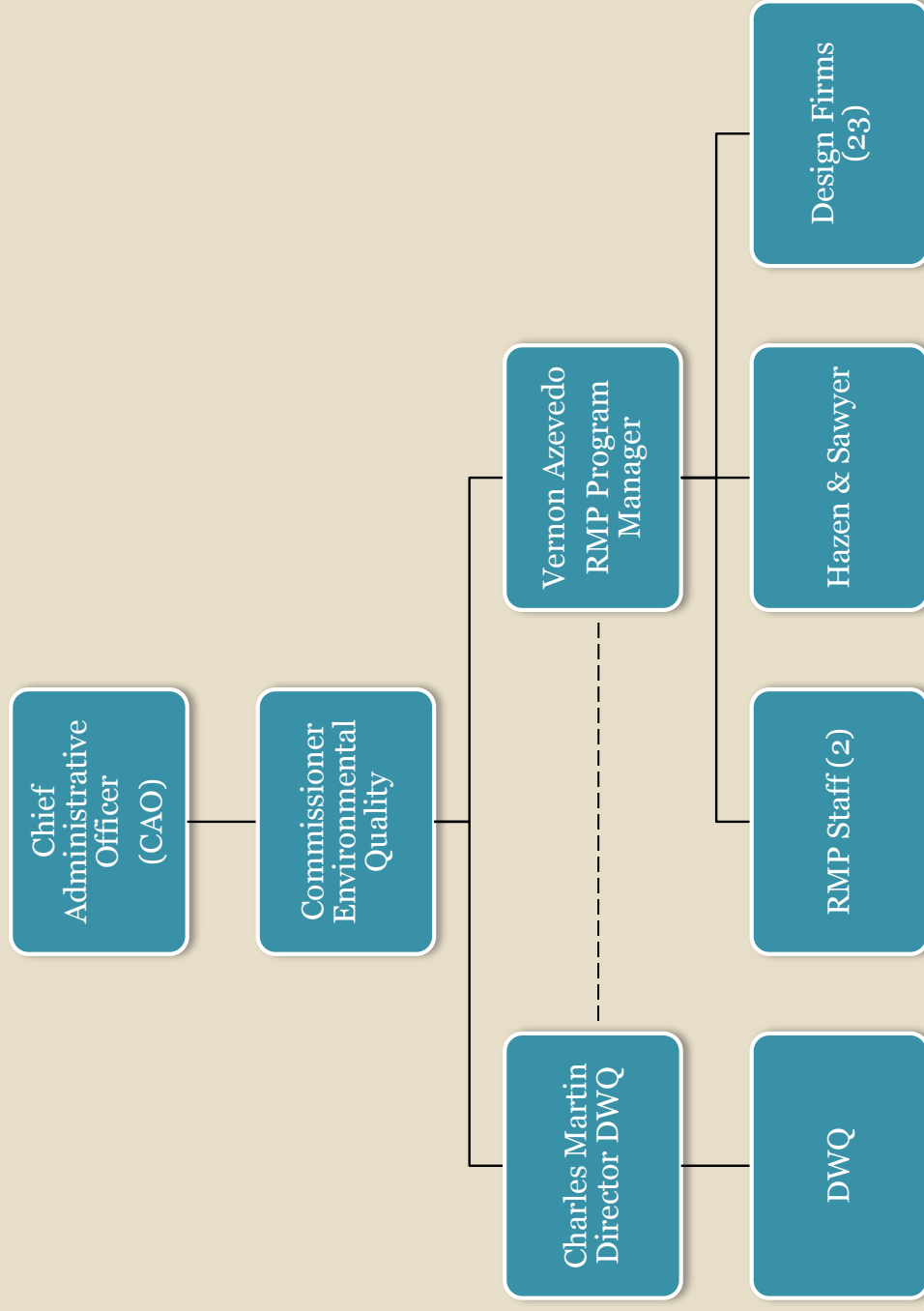
Potential Regulatory Penalties



- Fines
 - Any SSO after its elimination deadline
 - \$1000 to \$5000 depending on volume
- Frame of reference:
 - 13 SSOs projected for 5-Year storm: Potential Fine = \$65,000 every 5 years
 - 53 SSOs projected in a 10-Year storm: Potential fine = \$265,000 every 10 years
 - Annual principal paid over 20 years on a \$300 M increase in project costs (from 2-year storm to 5-year storm)

\$15.0 M per year!

RMP Organizational Management Structure



Project Management - Design



- Engineer Procurement Process
- Value Engineering
- Scope of Work
- Cost-Effective Designs
- Communications

Project Management - Construction



- Standard Contract Documents
- Bonds
- Tracking Costs
- Communications

Engineers



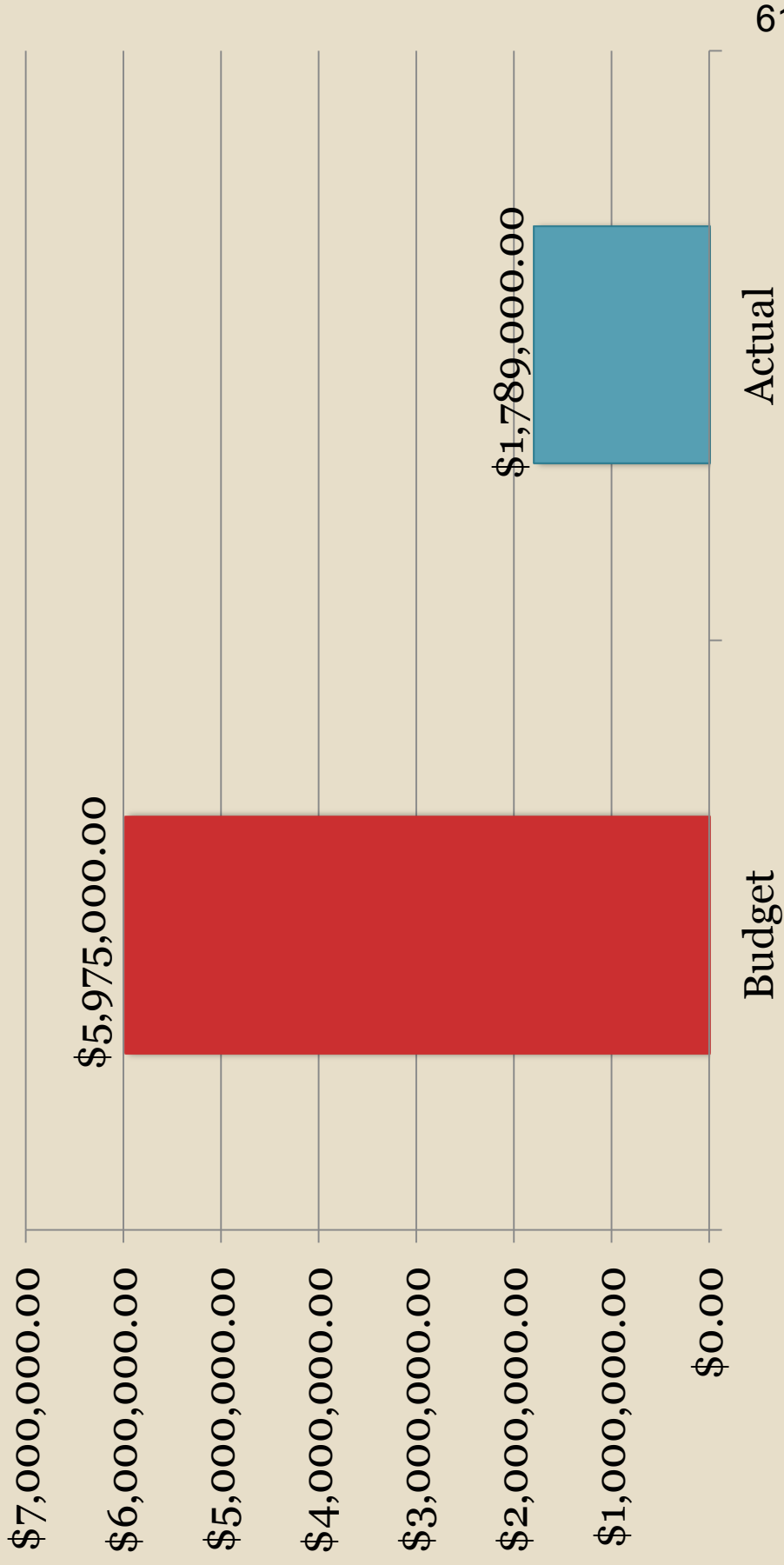
- Program Manager: Hazen & Sawyer
- Indefinite Services Delivery Contract
- Six Functional Categories
- 23 Different Firms

Current Program Status



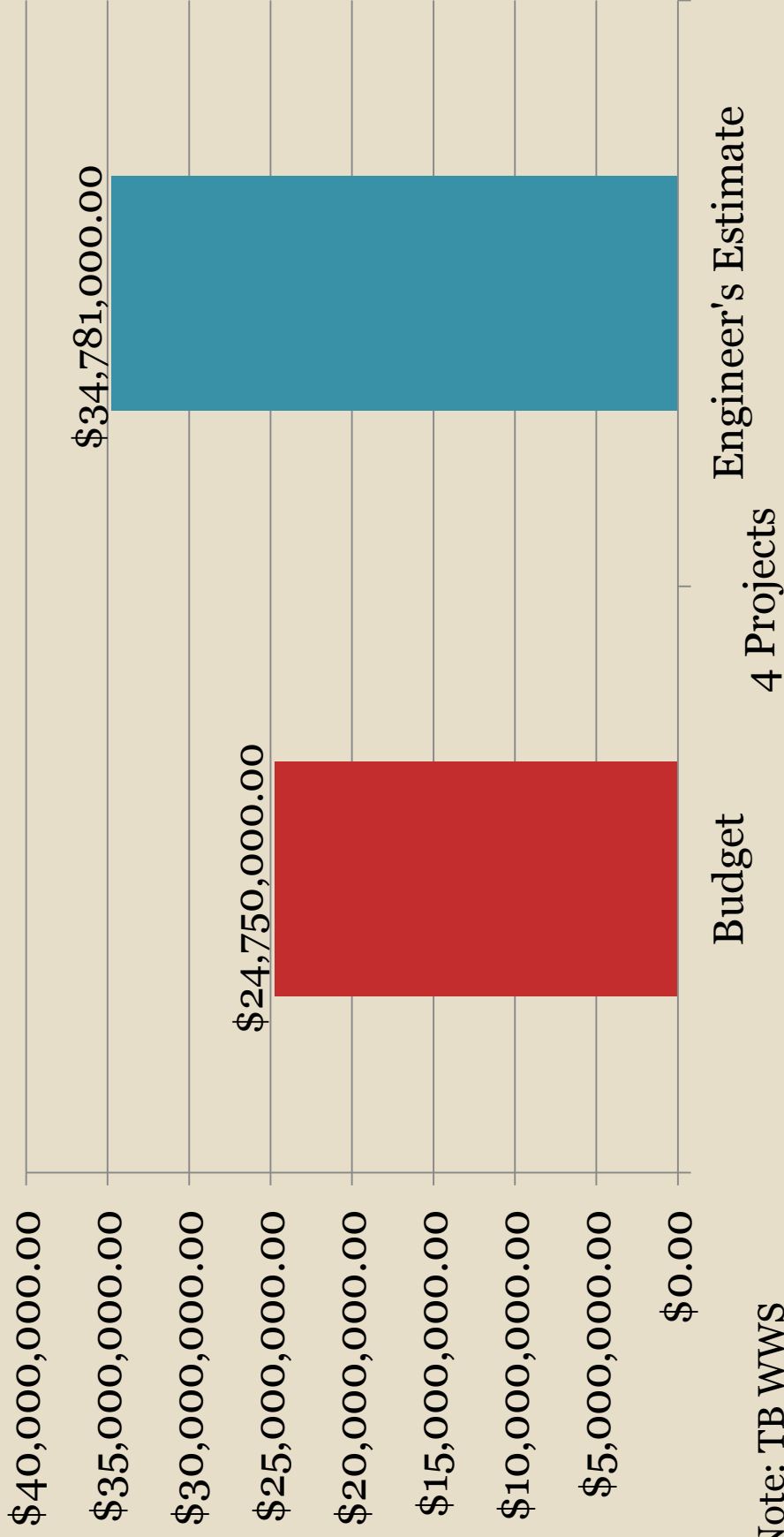
- Planning : 3 Projects
- Design: 5 Projects
- Construction: 1 Project

Engineering Costs



6 Projects

Construction Costs



Note: TB WWS

Cost: \$2.45/Gal → \$1.10/Gal

Phase 1: 10 MG → 22 MG

Sources of Funding



- Reserve Fund
- KIA Loans
- Sale of Bonds
- User Fees

Communications Plan



- Website
- Social Media
- Public Meetings
- Mailers

Project Impact



- Backyards
- Dirt/Dust/Mud
- Traffic
- Site Restoration