

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, February 4, 2014

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
February 3 – February 10, 2014**

Monday, February 3

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

Tuesday, February 4

Economic Development COW.....1:00 pm
Council Chamber – 2nd Floor Government Center

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

Wednesday, February 5

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

Thursday, February 6

No Meetings

Friday, February 7

Senior Services Commission.....8:30 am
Bluegrass Area Development District – 699 Perimeter Drive

Council Budget Retreat.....9:00 am
The Arboretum – 500 Alumni Drive

Bicycle Pedestrian Advisory Committee.....12:00 pm
Conference Room – 7th Floor Phoenix Building

Monday, February 10

No Meetings

**URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
January 28, 2014**

Mayor Gray called the meeting to order at 3:00pm. Council Members Gorton, Ellinger, Kay, Ford, Akers, Beard, Farmer, Stinnett, Scutchfield, Myers, Clarke and Henson were present. Council Members Lawless, Mossotti and Lane were absent.

I. Public Comment – Issues on Agenda

II. Requested Rezonings/Docket Approval

Motion by Scutchfield to approve the docket for the January 30, 2014 Council meeting. Seconded by Akers. Motion passed without dissent.

Motion by Farmer to place on the docket for Thursday, January 30, 2014, a resolution authorizing and directing the Mayor on behalf of the Lexington-Fayette Urban County Government and the Lexington-Fayette Urban County Government Public Facilities Corporation to execute a right of way agreement with Columbia Gas of Kentucky for a gas line on property located at 699, 669 Byrd Thurman Drive. Seconded by Gorton. Motion passed without dissent.

III. Approval of Summary

Motion by Beard to approve the January 21, 2014 work session summary. Seconded by Myers. Motion passed without dissent.

IV. Budget Amendments

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

V. New Business

Motion by Gorton to approve new business. Seconded by Farmer. Motion passed without dissent.

VI. Continuing Business/Presentations

Motion by Akers to approve neighborhood development funds. Seconded by Kay. Motion passed without dissent.

VII. Council Reports

Motion by Henson to refer the Internal Audit report of the MRF collections process into the Environmental Quality Committee to examine a correction plan. Seconded by Myers. Motion passed without dissent.

Motion by Henson to place into the General Government committee to examine the Coroner's office employee salaries and classification. Seconded by Gorton. Motion passed without dissent.

Motion by Stinnett to place into the Budget & Finance committee a review of our wellness center lease and look at options and Administration considerations going forward. Seconded by Gorton. Motion passed without dissent.

VIII. Mayor's Report

Motion by Stinnett to approve the Mayor's report. Seconded by Ellinger. Motion passed without dissent.

IX. Public Comment – Issues Not on Agenda

X. Adjournment

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

**Lexington-Fayette Urban County Government
Work Session Agenda
February 4, 2014**

- I. Public Comment - Issues on Agenda**
- II. Requested Rezoning/ Docket Approval – No**
- III. Approval of Summary – Yes, p. 1 - 2**
- IV. Budget Amendments – No**
- V. New Business – Yes, p. 7 - 17**
- VI. Continuing Business/ Presentations**
 - a** General Government Committee Summary, January 14, 2014, p. 18 - 19
 - b** Budget & Finance Committee Summary, January 28, 2014, p. 20 - 23
- VII. Council Reports**
- VIII. Mayor's Report – No**
- IX. Public Comment - Issues Not on Agenda**
- X. Adjournment**

Administrative Synopsis - New Business Items

- a 0045-14** Authorization to enter into a Lease Agreement with Bluegrass Workforce Investment Board for space within the Central Kentucky Job Center. (L0045-14) (Reed)
This is a request to enter into a Lease Agreement with Bluegrass Workforce Investment Board for space within the Central Kentucky Job Center. The initial term is for six (6) months, effective January 1, 2014 thru June 30, 2014, with an option of automatic extension for four (4) additional one (1) year periods. The annual rental rate (revenue) is \$23,626. p. 7-8
- b 0059-14** Authorization to accept donation of approximately 200 railroad cross-ties from Norfolk Southern Corporation, Engineering Department, to be utilized by the Hazardous Devices Unit for the explosive bunker at the landfill, Training Facility for the Police Range and the Mounted Unit for projects at the barn. (L0059-14) (Bastin/Mason)
This is a request to accept donation of approximately 200 railroad cross-ties from Norfolk Southern Corporation, Engineering Department, to be utilized by the Hazardous Devices Unit for the explosive bunker at the landfill, Training Facility for the Police Range and the Mounted Unit for projects at the barn. The estimated value of the railroad cross-ties is \$1,200. p. 9
- c 0061-14** Authorization to execute Memorandum of Understanding (MOU) with the United States Marshals Service (USMS), Eastern District of Kentucky (E/KY) authorizing access to radio talk groups assigned to the Lexington Division of Police on the radio system and access to system key as well as the AES Key to enable two-way communications between the agencies. (L0061-14) (Bastin/Mason)
This is a request to execute MOU with the USMS E/KY authorizing access to radio talk groups assigned to the Lexington Division of Police on the radio system and access to system key as well as the AES Key to enable two-way communications between the agencies. This would enhance officer's safety and provide an interoperability capability with Lexington Police that may not be possible after the 800 MHz trunked radio system is fielded. There is no budgetary impact. p. 10
- d 0063-14** Authorization to execute Memorandum of Understanding (MOU) with Transylvania University, Department of Public Safety, to establish an agreement regarding use of the 800 MHz P25 Trunked Radio System. (L0063-14) (Bastin/Mason)

This is a request to execute MOU with Transylvania University, Department of Public Safety, to establish an agreement regarding use of the 800 MHz P25 Trunked Radio System. There is no budgetary impact. p. 11

- e 0064-14** Authorization to execute Agreement with Everbridge, Inc., for Alert and Notification System for Emergency Management using funds awarded under the Chemical Stockpile Emergency Preparedness Program. (L0064-14) (Gooding/Mason)
This is a request to execute Agreement with Everbridge, Inc., in the amount of \$107,468.85 for Alert and Notification System for Emergency Management using funds awarded under the Chemical Stockpile Emergency Preparedness Program. Funds are budgeted. p. 12
- f 0065-14** Authorization to execute a Mutual Aid Agreement with The Transit Authority of Lexington (Lextran), covering provisions by which the parties will provide mutual assistance to each other in the case of a major fire, disaster or other emergency response services upon formal request. (L0065-14) (Jackson/Mason)
This is a request to execute a Mutual Aid Agreement with Lextran, covering provisions by which that the parties will provide mutual assistance to each other in the case of a major fire, disaster or other emergency response services upon formal request. There is no budgetary impact. p. 13
- g 0067-14** Authorization to execute agreement with Horizon Information Systems to provide maintenance for Representative Payee Program through December 21, 2014. (L0067-14) (Mills)
This is a request to execute agreement with Horizon Information Systems to provide maintenance for Representative Payee Program through December 21, 2014 for an amount of \$586.50. Funds are budgeted. p. 14
- h 0068-14** Authorization to execute a revision to the Master Service Agreement with Time Warner Cable for an upgrade to high speed internet service at Police Headquarters from 20m to 50m related to the CJIS Project. (L0068-14) (Bastin/Mason)
This is a request to execute a revision to the Master Service Agreement with Time Warner Cable for an upgrade to high speed internet service at Police Headquarters from 20m to 50m related to the CJIS Project for an additional cost of \$8,604.60. This increase brings the total adjusted cost to \$25,311. Funds are budgeted. p. 15

- i **0069-14** Authorization for the Division of Fire and Emergency Services to purchase a Lucas 2 CPR assist device from the sole source provider Physio Control Inc., to be used on a new EC Unit soon to be placed online. (L0069-14) (Jackson/Mason)
This is a request for the Division of Fire and Emergency Services to purchase a Lucas 2 CPR assist device from the sole source provider Physio Control Inc., for an amount of \$20,363.20, to be used on a new EC Unit soon to be placed online. Funds are budgeted. p. 16
- j **0079-14** Authorization to execute Supplemental Agreement No. 1 with the Kentucky Transportation Cabinet, accepting additional federal funds for Polo Club Boulevard Design Phase. (L0079-14) (Gooding/Paulsen)
This is a request to execute Supplemental Agreement No. 1 with the Kentucky Transportation Cabinet, accepting additional federal funds in the amount of \$28,000 for Polo Club Boulevard Design Phase. Additional matching funds of \$7,000 are required. This increase brings the total design phase cost to \$200,000. Funds are budgeted. p. 17



Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Geoff Reed
Commissioner

MEMORANDUM

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

FROM: Geoff Reed
Geoff Reed
Commissioner of General Services

DATE: January 8, 2014

RE: Lease Agreement with Bluegrass Workforce Investment Board for space within Central Kentucky Job Center located at 1055 Industry Road.

I am requesting Urban County Council approval to enter into a lease agreement with Bluegrass Workforce Investment Board for space located at 1055 Industry Road within the Central Kentucky Job Center. The area is located on the first floor of the building and consists of approximately 2,054 s/ft of space (office, training, assessment) and 210 s/ft of shared space. Their mission within this facility is to assist the unemployed to learn or hone job skills that are required to successfully gain employment within the area.

The initial term of this agreement will be for a period of six (6) months, beginning January 1, 2014 and ending on June 30, 2014 with an option of automatic annual renewal for four (4) additional one (1) year terms. LFUCG will receive Fair Market Value for use of the space with an annual rental rate of \$23,826.00 per year.

LEASE AGREEMENT OVERVIEW

Occupant: Bluegrass Workforce Investment Board

Location: Central Kentucky Job Center

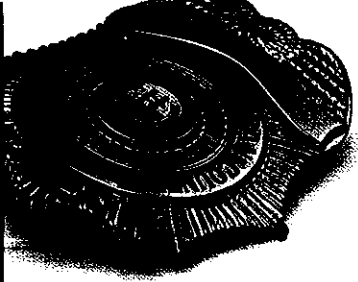
Address: 1055 Industry Road

OVERVIEW	
S/ft of space occupied	2,054
S/ft of shared space (occupant's pro-rata share)	210
Total S/ft	2,264
Initial Term (Jan 1st – Jun 30th)	
Total s/f	2,264
Monthly rental	\$2,646.36
TOTAL DUE	\$15,878.16
Additional Periods	
Annual pro-rata share of utilities, O&M and CIP (approx. \$3.10 S/ft)	\$7,018.40
Annual base (approx. \$7.4238 S/ft)	\$16,807.60
Established Annual Fair Market Value (\$/ft)	\$10.5238
Annual Fair Market Value (FMV) of Space	\$23,826.00
Recommended Annual Adjustment to FMV	-\$0.00
RECOMMENDED ANNUAL RENTAL RATE	\$23,826.00
Current annual rental rate	\$0.00
Difference	\$23,826.00

JUSTIFICATION FOR WAIVER

Commissioner Beth Mills recommends that Bluegrass Workforce Investment Board pay Fair Market Value (\$23,826.00) in annual rent for use of space at this facility.

- This organization provides services as a part of the one stop employment center and has occupied space within the facility since it opened
- The organization receives no LFUCG partner agency funding and no Federal fund allocations by LFUCG
- The Social Service recommendation is for the occupant to pay Fair Market Value (FMV) for use of the space



LEXINGTON DIVISION OF POLICE
OFFICE OF THE CHIEF

TO: Mayor Jim Gray
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: January 13, 2014

RE: Donation – Norfolk Southern Corporation, Engineering Department

Please find attached letter from Don Sutherland, Norfolk Southern Corporation, Engineering Department, in regards to their intent to donate approximately 200 railroad cross-ties to the Lexington Division of Police. The railroad cross-ties will be utilized by the Hazardous Devices Unit for the explosive bunker at the landfill, Training Facility for the Police Range and the Mounted Unit for projects at the barn. The estimated value of the railroad cross-ties is \$1,200. There will be no cost incurred.

This is being forwarded for Mayor and Council approval.

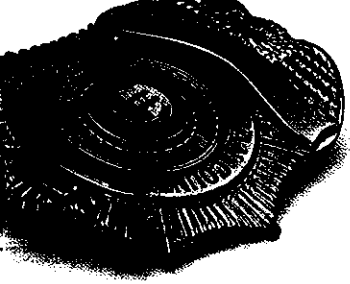
If you have any questions or require additional information, please contact my office.

A handwritten signature of Ronnie Bastin in cursive script.

Ronnie Bastin
Chief of Police

RB/rmh

cc: Clay Mason, Commissioner of Public Safety



LEXINGTON DIVISION OF POLICE
OFFICE OF THE CHIEF

10

0061-14

TO: Mayor Jim Gray
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: January 13, 2014

RE: Memorandum of Understanding – United States Marshals Service

Please find attached Memorandum of Understanding (MOU) with the United States Marshals Service (USMS), Eastern District of Kentucky (E/KY).

The U.S. Marshals Service (USMS) in the Eastern District of Kentucky (E/KY) has fielded a dual-band radio capable. The USMS E/KY is respectfully requesting access to radio talk groups assigned to the Lexington Division of Police on the radio system and access to system key as well as the AES Key to enable two-way communications between our agencies. This would enhance our officer's safety and provide an interoperability capability with Lexington Police that may not be possible after the 800 MHz trunked radio system is fielded.

The USMS primary enforcement mission is in the apprehension of fugitives as well as in the investigation and prosecution of sex offenders. The use of the system will greatly assist the USMS in these efforts daily. The USMS works daily side-by-side with Lexington Police Officers. Usage of the radio system will include the ability to program the talk groups/frequencies used by the Lexington Police (law enforcement partners on our Fugitive Task Force) within the Lexington Police purview would promote officer safety in metro areas and further help to protect the public and maintain the highest level of officer safety.

This is being forwarded for Mayor and Council approval.

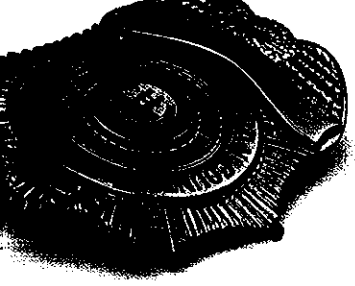
If you have any questions or require additional information, please contact my office.

A handwritten signature in cursive script, reading "R. Bastin", is positioned above the printed name and title.

Ronnie Bastin
Chief of Police

RB/rmh

cc: Clay Mason, Commissioner of Public Safety



LEXINGTON DIVISION OF POLICE
OFFICE OF THE CHIEF

11

0063-14

TO: Mayor Jim Gray
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: January 13, 2014

RE: Memorandum of Understanding – Transylvania University, Department of Public Safety – Radio System

Please find attached Memorandum of Understanding (MOU) between Transylvania University, Department of Public Safety and Lexington-Fayette Urban County Government.

The purpose of the attached MOU is to establish an agreement with Transylvania University Department of Public Safety regarding use of the 800 MHz P25 Trunked Radio System.

Upon Mayor Gray signing, please return original document to the Chief's Office to acquire additional signatures.

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

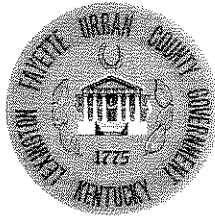
A handwritten signature in cursive script, reading "R. Bastin".

Ronnie Bastin
Chief of Police

RB/rmh

Attachment

cc: Clay Mason, Commissioner of Public Safety



Lexington-Fayette Urban County Government
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: JANUARY 21, 2014

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AGREEMENT WITH EVERBRIDGE, INC., IN THE AMOUNT OF
\$107,468.85 FOR ALERT AND NOTIFICATION SYSTEM FOR
EMERGENCY MANAGEMENT USING FUNDS AWARDED UNDER
THE CHEMICAL STOCKPILE EMERGENCY PREPAREDNESS
PROGRAM (CSEPP)— RFP 12-2013**

RFP # 12-2013 was issued for the Department of Public Safety requesting proposals for an Alert and Notification System for Emergency Management. Five corporations submitted proposals. A selection committee was convened and after careful consideration, Everbridge, Inc., was selected because of its superior software and its ease of management by LFUCG personnel. Year one fees total \$107,468.85. Ongoing annual recurring fees are \$90,693.38.

On April 12, 2013 (Resolution 162-2012), Council approved acceptance of federal funds from the Kentucky Department of Military Affairs, Division of Emergency Management for the continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) for Fiscal Year 2012. On April 25, 2013 (Resolution 176-2013), Council approved acceptance of federal funds for project continuation. 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. An Alert and Notification System for first responders and citizens across multiple communication devices is an approved activity of these grant funds.

Funds are budgeted as follows:

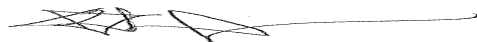
FUND	DEPT ID	SECT	ACCT	BUD REF	ACTIVITY	PROJECT	AMOUNT
3200	505201	0001	96201	2012	KY-FAY-473	CSEPP 2012	\$15,000
3200	505201	0001	96202	2012	KY-FAY-473	CSEPP 2012	\$60,000
3200	505201	0001	96202	2013	KY-FAY-473	CSEPP 2013	\$32,468.85

Council authorization to execute the agreement is hereby requested.


Irene Gooding, Director

Xc: Clay Mason, Commissioner of Public Safety

To: Mayor Jim Gray
Clay Mason, Public Safety Commissioner
LFUCG Council Members



From: Chief Keith L. Jackson

Date: January 22, 2014

The Division of Fire & Emergency Services is requesting to enter into a mutual aid agreement with The Transit Authority "Lextran" of Lexington, Kentucky. In the agreement both parties will provide mutual assistance to each other in the case of a major fire, disaster or other emergency response services upon formal request. There is no cost to the Lexington Fire Department (LFUCG) for this service. The contract can be cancelled by either party providing a written notice.



Lexington-Fayette Urban County Government
DEPARTMENT OF SOCIAL SERVICES

Jim Gray
Mayor

Beth Mills
Commissioner

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

THRU: Beth K. Mills
Beth Mills, Commissioner
Department of Social Services

FROM: Connie Godfrey
Connie Godfrey, Director
Adult & Tenant Services

DATE: January 2, 2014

RE: Software Maintenance/End User License Agreement with Horizon
Information Systems

This action authorizes the Mayor to execute an agreement with Horizon Information Systems to provide maintenance for Representative Payee Software. The effective date is January 1, 2014 through December 31, 2014, at a cost of \$586.50.

**LEXINGTON DIVISION OF POLICE**

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

TO: Mayor Jim Gray
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: January 22, 2014

RE: Time Warner Cable – Master Service Agreement (Revision - R200-2013)

Please find attached revision to the Master Service Agreement (R200-2013) between Time Warner Cable and the Lexington-Fayette Urban County Government. The revision is for an upgrade to our high speed internet service at Police Headquarters, from 20m to 50m. This service relates to the CJIS Project and is a reoccurring cost. I have attached the original resolution in regards to this agreement, the original cost was \$16,706.40. The adjusted cost will be \$25,311, with a difference of \$8,604.60. The increase in cost is fully budgeted. The attached agreement requires Mayor Gray's signature.

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

A handwritten signature in black ink, appearing to read "R. Bastin".

Ronnie Bastin
Chief of Police

RB/rmh

cc: Clay Mason, Commissioner of Public Safety



16
0069-14

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

Jim Gray
Mayor

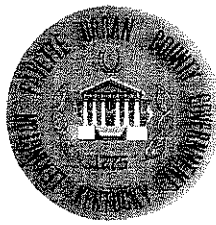
Keith L. Jackson
Fire Chief

Date: January 23, 2014

To: Mayor Jim Gray
Clay Mason, Public Safety Commissioner
LFUCG Council Members

From: Chief Keith L. Jackson

The Division of Fire & Emergency Services is requesting to purchase a Lucas 2 device from the sole source provider Physio Control Inc. The Lucas 2 is a CPR assist device. It delivers constant automated chest compressions and assists in the resuscitation of victims of sudden cardiac arrest. There is only one other device that is similar to the Lucas 2. The Lexington Division of Fire and Emergency Services (LDFES) has trialed both of these devices. After our field trials both devices returned similar results, however with the results being even the Lucas 2 was much cheaper to operate and maintain. Also crews found that it was easier to operate. For this reason we opted to purchase the Lucas 2. It is also even in price to the other like device. The LDFES currently operates a fleet of six Lucas 2 devices and we are purchasing another in advance of placing a new EC unit online.



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: JANUARY 27, 2014

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
SUPPLEMENTAL AGREEMENT NO. 1 WITH THE KENTUCKY
TRANSPORTATION CABINET, ACCEPTING ADDITIONAL FEDERAL
FUNDS IN THE AMOUNT OF \$28,000 FOR POLO CLUB BOULEVARD
DESIGN PHASE**

On October 11, 2012 (Resolution No. 558-2012), Council approved acceptance of federal funds in the amount of \$132,000 for the design of Polo Club Blvd at Deer Haven Lane and Todds Road. This design phase will include preliminary engineering, environmental concurrence, coordination of utility relocation, easements, final design, and preparation of a bid package for the project.

Kentucky Transportation Cabinet has offered the LFUCG additional funding in the amount of \$28,000 (Supplemental Agreement No. 1) for additional costs of the design phase. Additional matching funds in the amount of \$7,000 are required. Total design phase cost is now \$200,000.

Polo Club Boulevard is an approved priority project in the Transportation Improvement Plan.

Additional match will come from Fund 1136 (Municipal Aid Program).

Council authorization to execute Supplemental Agreement No. 1, accepting additional federal funds, is hereby requested.

Irene Gooding, Director

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

General Government Committee

January 14, 2014

Summary and Motions

Chair Kay called the meeting to order at 11:05am. All Committee members were present except Lawless and Lane.

1. Approval of Summary

Motion by Beard approve the summary. Seconded by Myers. Motion passed without dissent.

2. Move Human Resources

Clarke stated that at the last meeting he suggested Human Resources should be its own department. He stated that it was too important to be part of Law or any other Department.

Beard stated that most large organizations have stand alone human resources functions.

Maxwell discussed the 3 sections of Human Resources; Talent Management, Benefits and Employee & Labor Relations. He was asked to provide a written summary of the 3 sections and their responsibilities.

Ford voiced his support for promoting efficiency. He also reminded his colleagues that Council has the final approval over any reorganization plan.

In response to a question from Kay, Hamilton stated that she can provide an estimate of costs and benefits of a new structure for human resources.

3. Barrier Free Parks

Gorton introduced the topic of barrier free parks.

Cooperrider provided a summary of what Parks & Recreation is doing to promote and develop barrier free parks. He provided a history of the parks parity initiative started in 2006.

Cooperrider stated that Cardinal Run, Southland and Mary Todd were identified in 2011 as potential barrier free parks.

Cooperrider stated that the division has installed approximately 9,000 yards of safety surface in the last five years. He also stated that the FY 14 Budget still has \$ 60,000 for barrier free park improvements in 2014. He stated that new playground designs have been recommended for Veterans Park and Jacobson Park in 2015 and Shill to, Woodland and Cardinal Valley in FY 2016.

In response to a question from Scutchfield, Cooperrider stated that the Division has not been very successful in obtaining external funds through grants for barrier free parka installations.

In response to a question from Kay, Cooperrider stated that most of the parks data is antidotal. He stated that the Division had used remote photography to determine usage in a few parks for a short period of time.

Gorton discussed the projects report that is utilized by Water Quality,. She encourage Parks to develop and utilize similar tools to track projects. She was concerned that Parks still had funds in FY 14 to create barrier free parks but it hasn't been started yet.

4. Items Referred

Kay discussed the items referred list. He stated that the “ Relationship with BGADD” should be heard after the State Auditor has released his audit.

Kay stated that “Moving Human Resources” and “Parks Enterprise Programming” should be on the February agenda. He also stated “Sponsoring Parks”, “Impact of Vacant Parks Positions”, “Building Security” and “Standardized Cell Phone Procurement” could be part of the March agenda.

Motion by Myers to adjourn. Seconded by Gorton. Meeting was adjourned at 12:15 PM.



Budget & Finance Committee January 28th, 2014 Summary and Motions

Council Member Ellinger called the meeting to order at 1:00pm. Council Members Stinnett, Gorton, Kay, Ford, Beard, Farmer, Scutchfield and Henson were present. Council Member Mossotti was absent. Council Members Myers, Akers and Clarke were present as non-voting attendees.

1. December 10, 2013 Committee Summary

Motion by Beard to approve the December 10, 2013 committee summary. Seconded by Gorton. Motion passed without dissent.

Motion by Stinnett to postpone item #4 (Police and Fire Pension Update) to the next meeting due to lack of information in the packet. Seconded by Scutchfield. Motion passed without dissent.

Motion by Kay to move item #5 (Parking Fines in Handicap Zones) to the top of the agenda for public comment. Seconded by Gorton. Motion passed without dissent.

2. Parking Fines in Handicap Zones

Kristy Stambaugh and Donnie Wittler presented to the committee on the Commission for Citizen's with Disabilities recommendations for the issue of handicap parking violations. They would like to erect a sign saying no parking anytime for the wheelchair loading area, they also would like to add no parking anytime language in paint to the striped area as well as change the striping to blue. They have received a grant from LexPark to assist with the cost for businesses that want to come into compliance prior to the language becoming law. Our current citation rate for Lexington is \$15. They propose that the fine be raised to a minimum of \$150 (or whatever Council determines appropriate but would like to see it set at more than \$15).

Gorton asked how much the grant was for. Stambaugh said \$10K this fiscal year and \$10K in July from LexPark. They anticipate going in for half of the cost with interested businesses. Gorton asked if these would be in Fayette Co. Stambaugh said yes. They will approach all businesses but will start with the list provided where people have the most issues with finding handicap parking. Gorton asked if towing the cars was possible. Stambaugh said she wasn't sure but added that the committee had discussed graduated fees for repeat offenders.

Myers asked if they considered raising the fee to \$250 or \$300. Stambaugh said they would gladly raise the fee to anything the council decided.

Stinnett asked if this was the same for public and private property (some are marked \$300). Stambaugh said yes. If police write it as a traffic violation the fine is \$250 and the money goes to the state but if they write the ticket as a parking violation the fee is \$15 and the money goes to the city. They plan to speak with the police to update them on the ordinance change and request patrolling assistance. Means commented that there are two separate pads used for tickets, which is where the two fees come into play. All local parking citations are paid at LexPark and go to the parking program.

Farmer asked about the pricing listed on page 36. Stambaugh said we already had the stencil so we could provide them that and cover half of the associated cost. If they are upgrading 6 spaces, the city would cover 3.

Clarke asked how long it would take to make this happen and why we are giving them so long to correct this issue. Stambaugh said they did not want this to become a controversial issue and prevent businesses from wanting to come to or stay in Lexington. They do not want to create undue hardship and hit them with something that is not currently on their radar. Clarke stated that this can't really be a huge expense and feels that the sooner the better. Is there a way for a driver to know that the fine is \$150 or whatever is decided. Stambaugh said they can do this through the education campaign but that the ADA does not require us to post the cost of the fine. Clarke feels we need to post something for people who come in from out of town to let them know the amount of the fine. Stambaugh stated that the state citation is \$250 and that is out there for everyone to see and know.

Ellinger added that we could add that to the bottom of the sign.

3. Parking Fines

Gary Means commented on the difference between the two issues. The handicap parking fine issue requires an ordinance. The presentation on parking fines is just an update to Council on a previous discussion and does not require any action by Council because they are not increasing anything more than \$100.

Ellinger asked if these new fines were in effect yet. Means said no that they were waiting until July 1, 2014 to implement but that the rates in the packet have been approved by the Parking Authority. Ellinger asked if Means had advice on what the handicap violation should be. Means said he agrees that it should be \$250 which is what the current fine is for the state.

Farmer asked about the changes that were higher than the average, five examples. Farmer added that Council has very little say in this but added that he does not support the ones that are increasing above the average.

Henson stated that the ones that are more frequent than others should be increased in her opinion and asked for clarification.

Clarke asked if there were curb markings all over the city that would make it obvious to citizens that you can't park there. The distance is not clear to everyone. Means said there are some hydrants that have no coloring and some have yellow. He agrees that it would make sense to

mark them all. Clarke added on putting a "maximum of" on the sign stating would make it seem like the fine could be less. Means agreed that we need to work on the wording for the signage. Myers commented on where they came up with the pricing for the various fines. He gave an example of dropping his child off at Maxwell Elementary and seeing fire trucks having problems getting out of the fire station for calls due to people parking in front of the station. Farmer clarified that everything on the list has already been done except for the handicap parking fine which needs Council approval. Means agreed adding that the fines have not been implemented at this time, they have just been adopted by the Parking Authority. Scutchfield commented on issues at her school where citations are being issued that had not been issued previously adding that we need to communicate this to anyone impacted. Gorton asked if we had to have a range or can we just set the fine at \$250 for handicap violations. Graham said they can just set the fine without a range. Gorton asked about signage with a tow truck on it, can this be used for handicap parking as well. Graham stated that the existing ordinance has a provision in the penalty part of it but she would have to check to see if this can be added to other sections. Gorton asked if this could be added for people who continue to park illegally in a handicap zone. Means suggested that the policy could state a fine of \$250 or possible towing. This would allow Council to set the number of offenses that would result in towing at a later date.

Motion by Henson to set the fine at a minimum \$150 up to \$250. Seconded by Scutchfield. Motion passed without dissent as amended.

Farmer asked for clarification on the language in the packet "no less than \$250 and no more than \$500" will the language of the motion replace this. If so, how does this flow into item I, will it be the same. He does not see the distinction between D and I but they are listed separately. Barberie stated that the idea behind I was to give an incentive to pay it or the amount increases.

Motion by Gorton to amend the setting the fine at \$250. Seconded by Beard. Motion passed 8 – 1. Ellinger, Stinnett, Gorton, Kay, Ford, Beard, Scutchfield and Henson voted yes. Farmer voted no.

Motion by Farmer to approve signage as submitted in the presentation. Seconded by Gorton. Motion passed without dissent.

Ellinger will report the motion out to the full council at the February 4, 2014 work session. He will add the towing issue for that discussion.

4. Monthly Financial Report

Commissioner O'Mara, Melissa Lueker and Rusty Cook walked the committee through the monthly financial presentation.

Gorton asked about the salt budget. Lueker stated that they are looking for money to do a budget amendment to cover more salt.

Simon Kemmer, Dean Dorton Allen and Ford, walked the committee through the Comprehensive Annual Financial Report (CAFR) and Audit.

5. Items Referred to Committee

Motion by Gorton to remove parking fines issue from the committee referral list. Seconded by Scutchfield. Motion passed without dissent.

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