

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, February 18, 2014

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
February 17 – February 24, 2014**

Monday, February 17

President's Day – LFUCG Offices Closed

Tuesday, February 18

Special Economic Development COW.....10:00 am
Council Chamber – 2nd Floor Government Center

Environmental Quality 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, February 19

Vacant Property Review Commission.....10:00 am
Conference Room – 5th Floor Government Center

Local Food Coordinator Advisory Committee.....10:00 am
Fayette Co. Extension Office – 1140 Red Mile Place, Room 123

Thursday, February 20

Keep Lexington Beautiful Commission.....9:30 am
Conference Room – 5th Floor Government Center

Corridors Commission.....11:00 am
Conference Room – 5th Floor Government Center

Quarterly COW.....4:30 pm
Caucus Room – 2nd Floor Government Center

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

Friday, February 21

No Meetings

Monday, February 24

No Meetings

**URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
February 11, 2014**

Mayor Gray called the meeting to order at 3:04pm. Council Members Gorton, Ellinger, Kay, Ford, Akers, Lawless, Beard, Farmer, Stinnett, Scutchfield, Myers, Mossotti, Clarke and Henson were present. Council Member Lane was absent.

I. Public Comment – Issues on Agenda - None

II. Requested Rezonings/Docket Approval

Motion by Beard to approve the February 13, 2014 council meeting docket. Seconded by Henson. Motion passed without dissent.

III. Approval of Summary

Motion by Gorton to approve the February 4, 2014 work session summary. Seconded by Myers. Motion passed without dissent.

IV. Budget Amendments

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

Motion by Stinnett that the Budget Amendment Request List on pages 7-10 of the Work Session Packet be amended to add Budget Journals 75660 and 75661 to provide funds for Street and Roads for additional salt in the amount of \$304,365. Funds are being reallocated from budgets for the temporary salt storage facility and landline phone accounts within the General Fund. Seconded by Myers. Motion passed without dissent.

V. New Business

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

VI. Continuing Business/Presentations

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

VII. Council Reports

Motion by Lawless to put into the Planning & Public Works Committee a review and possible changes in code enforcement fines. Seconded by Gorton. Motion passed without dissent.

Motion by Lawless to put into the Planning & Public Works Committee the enforcement of local ordinances that were under building inspection that are now civil rather than criminal. Seconded by Kay. Motion passed without dissent.

Motion by Lawless to put into the Planning & Public Works Committee the issue of off premises signage. Seconded by Mossotti. Motion passed without dissent.

Motion by Lawless to place the taxi cab ordinance into the Public Safety Committee. Seconded by Henson. Motion passed 9-5. Ellinger, Ford, Akers, Lawless, Beard, Myers, Mossotti, Clarke and Henson voted yes. Gorton, Kay, Farmer, Stinnett and Scutchfield voted no.

Motion by Beard to place on the docket for the February 13, 2014 Council meeting a resolution authorizing the Mayor and the Commissioner of Finance to execute a Master Development Agreement with Bayer Properties, LLC, related to the Summit Lexington Development Area TIF. Seconded by Henson. Motion passed without dissent.

Motion by Stinnett to refer the streetlight issue to the Planning & Public Works Committee, how many crews we will ask KU to operate, how many people are on the streetlight waiting list and in what order are we eventually going to install the streetlights. Seconded by Scutchfield. Motion withdrawn.

Motion by Stinnett to refer the snow plan to the Planning & Public Works Committee for discussion. Seconded by Scutchfield. Motion passed without dissent.

Motion by Farmer to refer the Downtown Arts Center utilization into the General Government Committee. Seconded by Gorton. Motion passed without dissent.

Motion by Clarke to refer using the name “Lexington” for branding and promotional purposes to the General Government Committee. Seconded by Gorton. Motion passed without dissent.

VIII. Mayor’s Report

Motion by Gorton to approve the Mayor’s report. Seconded by Scutchfield. Motion passed without dissent.

IX. Public Comment – Issues Not on Agenda - None

X. Adjournment

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

**Lexington-Fayette Urban County Government
Work Session Agenda
February 18, 2014**

- 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. 7-9**
- V. New Business – Yes, p. 11-31**
- VI. Continuing Business/ Presentations**
 - a** Neighborhood Development Funds, February 18, 2014, p. 32
 - b** Economic Development COW Summary, February 4, 2014, p. 33-34
- VII. Council Reports**
- VIII. Mayor's Report – No**
- IX. Public Comment - Issues Not on Agenda**
- X. Adjournment**

Administrative Synopsis - New Business Items

- a 0082-14** Authorization to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Municipal Engineer Sr. (Grade 119E) and creating one (1) position of Program Manager Sr. (120E) in the Division of Water Quality. (L0082-14) (Maxwell/Graham)
This is a request to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Municipal Engineer Sr. (Grade 119E) and creating one (1) position of Program Manager Sr. (120E) in the Division of Water Quality. The impact for FY 2014 (8 pay periods) is a cost savings of \$5,903.05. p. 11
- b 0111-14** Authorization to change street names and/or individual property address numbers within various Council Districts in order to eliminate problem addresses and to insure the proper operation of the Enhanced 9-1-1 system. (L0111-14) (Mason)
This is a request to change street names and/or individual property address numbers within various Council Districts in order to eliminate problem addresses and to insure the proper operation of the Enhanced 9-1-1 system. There is no budgetary impact. p. 12-13
- c 0115-14** Authorization to execute amendment to agreement with the Kentucky Transportation Cabinet, accepting additional federal funds for the Bates Creek Road Sidewalk Improvements Project. (L0115-14) (Gooding/Paulsen)
This is a request to execute amendment to agreement with the Kentucky Transportation Cabinet, accepting additional federal funds in the amount of \$555,776 for the Bates Creek Road Sidewalk Improvements Project. Additional match of \$138,944 will come from the Mutual Aid Program. This increase brings the new total project cost to \$2,021,420 (\$1,617,136 federal amount and \$404,284 local match). Budget amendment in process. p. 14
- d 0116-14** Authorization to execute a Golf Course Marketing Agreement with GolfTek, LLC d/b/a Eagle Watch Golf. (L0116-14) (Reed)
This is a request to execute a Golf Course Marketing Agreement with GolfTek, LLC d/b/a Eagle Watch Golf, which will provide innovative ways to generate additional revenue and excitement for golfers by using wireless cameras to track exceptional shots. There is no budgetary impact. p. 15

- e** **0117-14** Authorization to execute Change Order No. 1 (final) with Smith Contractors for Expansion Area 2A Contract 2 - Force Main. (L0117-14) (Martin)
This is a request to execute Change Order No. 1 (final) with Smith Contractors for an amount of \$62,879.59 for Expansion Area 2A Contract 2 - Force Main. This decrease brings the new total contract cost to \$1,084,002.41. p. 16-19
- f** **0121-14** Authorization to execute a Memorandum of Agreement (MOA) with Eastern Kentucky University (EKU) which describes the conditions under which academic credit for a specific course offered by EKU will be awarded for members of the Lexington Division of Police ("LDP") at a mutually agreed-upon cohort tuition rate and to assign responsibilities of the parties. (L0121-14) (Bastin/Mason)
This is a request to execute a MOA with EKU which describes the conditions under which academic credit for a specific course offered by EKU will be awarded for members of the LDP at a mutually agreed-upon cohort tuition rate and to assign responsibilities of the parties. The tuition rate is \$32,000 for up to 100 students enrolled in PLS330, Police Studies, with the first class to be delivered in the Spring of 2014. Funds are budgeted. p. 20-21
- g** **0123-14** Authorization to purchase specialized diving equipment manufactured by Interspiro Fire/Dive Rescue, a sole source provider, for the Division of Fire & Emergency Services through a federal grant received from the Kentucky Office of Homeland Security. (L0123-14) (Jackson/Mason)
This is a request to purchase specialized diving equipment manufactured by Interspiro Fire/Dive Rescue, a sole source provider, for the Division of Fire & Emergency Services through a federal grant received from the Kentucky Office of Homeland Security. The cost is \$18,370.90. Funds are budgeted. p. 22
- h** **0124-14** Authorization to purchase specialized boats manufactured by Rescue ONE Connector Boats, a sole source provider, for the Division of Fire & Emergency Services through a federal grant received from the Kentucky Office of Homeland Security. (L0124-14) (Jackson/Mason)
This is a request to purchase specialized boats manufactured by Rescue ONE Connector Boats, a sole source provider, for the Division of Fire & Emergency Services through a federal grant received from the Kentucky Office of Homeland Security. The cost is \$48,000. Funds are budgeted. p. 23

- i 0133-14 Authorization to transfer public right-of-way on Shadybrook Lane to adjacent property owners residing on Lakeside Drive. (L0133-14) (Martin)**
 This is a request to transfer public right-of-way on Shadybrook Lane to adjacent property owners residing on Lakeside Drive. There is no budgetary impact. p. 24-27
- j 0134-14 Authorization to execute agreement with the Board of Education of Fayette County, Kentucky for continuation of a gang prevention program under the 2011 Project Safe Neighborhood Grant-RFP 15-2012. (L0134-14) (Gooding/Mason)**
 This is a request to execute agreement with the Board of Education of Fayette County, Kentucky in the amount of \$20,000 for continuation of a gang prevention program under the 2011 Project Safe Neighborhood Grant-RFP 15-2012. Funds are budgeted. p. 28
- k 0135-14 Authorization to accept award from the Kentucky Department of Military Affairs, Division of Emergency Management for federal funds under the Chemical Stockpile Emergency Preparedness Program (CSEPP)-FY 2014. (L0135-14) (Gooding/Mason)**
 This is a request to accept award from the Kentucky Department of Military Affairs, Division of Emergency Management for federal funds in the amount of \$982,300 under the Chemical Stockpile Emergency Preparedness Program (CSEPP)-FY 2014. Budget amendment in process. p. 29
- l 0141-14 Authorization to submit application to the U.S. Department of Housing and Urban Development requesting federal funds for renewal of Housing Opportunities for Persons with AIDS Grant. (L0141-14) (Gooding/Hamilton)**
 This is a request to submit application to the U.S. Department of Housing and Urban Development requesting federal funds in the amount of \$1.474 million for renewal of Housing Opportunities for Persons with AIDS Grant. p. 30-

BUDGET AMENDMENT REQUEST LIST

JOURNAL	75698-99	DIVISION	Engineering	Fund Name	General Fund
				Fund Impact	4,460.00
					4,460.00CR
					.00

To provide funds for quarry inspections by recognizing revenues received for quarry occupancy renewal.

JOURNAL	75714-15	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	400.00
					400.00CR
					.00

To provide funds for a cooking class for autistic children by recognizing a donation from the Autism Society of the Bluegrass.

JOURNAL	75662-63	DIVISION	Social Services Administration	Fund Name	Donation Fund
				Fund Impact	5,445.00
					5,445.00CR
					.00

To provide funds for operating supplies and expenses at the Senior Citizens Center by recognizing revenues received for this purpose.

JOURNAL	75697	DIVISION	Engineering	Fund Name	Municipal Aid Program
				Fund Impact	138,944.00
					138,944.00CR
					.00

To provide additional match for Tates Creek Sidewalks Improvements project.

JOURNAL	75695-96	DIVISION	Grants and Special Projects	Fund Name	US Dept of Transportation
				Fund Impact	694,720.00
					694,720.00CR
					.00

To amend Tates Creek Road Sidewalks Improvements Project to provide additional federal funds and local match.

JOURNAL	75648-49	DIVISION	Grants and Special Projects	Fund Name	US Dept of Homeland Sec
				Fund Impact	10,000.00
					10,000.00CR
					.00

To amend the Chemical Stockpile Emergency Preparedness Program (CSEPP) 2013 grant to provide additional federal funds for support of travel to May Colorado exercise and to attend the August CSEPP meetings in Colorado.

JOURNAL	75650-51	DIVISION	Grants and Special Projects	Fund Name	US Dept of Homeland Sec
				Fund Impact	982,300.00
					982,300.00CR
					.00

To establish grant budget for Chemical Stockpile Emergency Preparedness Program (CSEPP) 2014.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District Fund	.00
Fund	1103	Donations Fund	.00
Fund	1136	Municipal Aid Program Fund	.00
Fund	3160	US Department of Transportation	.00
Fund	3200	US Department of Homeland Security	.00

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

10

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
0082-14	75628	Water Quality	To provide funds for one position of Program Manager Sr. (120E) and decreasing funds for one position of Municipal Engineer Sr (119E) in the Division of Water Quality. 4002 21,054.00 4002 26,957.00CR 5,903.00CR

EFFECT ON FUND BALANCES

FUND 4002	5,903.00	INCREASE TO:	SANITARY SEWER REVENUE AND OPERATING FUND
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Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

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

FROM: 
John Maxwell, Director
Division of Human Resources

DATE: January 23, 2014

SUBJECT: Abolish/Create positions – Division of Water Quality

The attached action amends Section 21-5 of the Code of Ordinances by abolishing one (1) position of Municipal Engineer Sr. (Grade 119E) and creating one (1) position of Program Manager Sr. (120E) in the Division of Water Quality, effective upon passage of Council.

The purpose of this change is to provide the staffing necessary to best respond to the Consent Decree requirements related to the Municipal Separate Storm Sewer System (MS4) program.

The fiscal impact for FY 2014 (8 pay periods) will be a cost savings of \$5,903.05 including benefits.

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

Attachments

Log #14-0037



Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

MEMORANDUM

TO: Mayor Jim Gray and Urban County Council

FROM: Clay Mason, Public Safety Commissioner

DATE: January 27, 2014

RE: 4th Quarter 2013 Address Changes for Enhanced 9-1-1 Compliance

This request will change street names and individual numbers of addresses within various Council Districts. The attached listing indicates the individual addresses to be changed which are located within the 7th and 12th Council Districts.

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

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

The following documents are attached:

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

CM/jc

4th Quarter 2013 Address Changes

Old Num	Old Dir	Old Street	Old Type	Old Unit	New Num	New Dir	New Street	New Type	New Unit	Council District	Reason
109		Quinton	Ct		300		Quinton	Ct		7	Owner Request
3005		Tates Creek	Rd		3001		Tates Creek	Rd		7	Owner Request
7095		Old Richmond	Rd		1099	S	Cleveland	Rd		12	Owner Request
4136		Plantagenet	Dr		1604		Tropicana	Dr		12	Owner Request



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: FEBRUARY 3, 2014

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AMENDMENT TO THE AGREEMENT WITH THE KENTUCKY
TRANSPORTATION CABINET, ACCEPTING ADDITIONAL
FEDERAL FUNDS IN THE AMOUNT OF \$555,776 FOR THE TATES
CREEK ROAD SIDE WALK IMPROVEMENTS PROJECT**

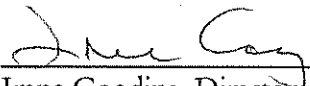
On June 11, 2009 (Ordinance 92-2009), Council approved the acceptance of federal funds from the Kentucky Transportation Cabinet for Tate's Creek Road Sidewalk Improvements Project. This project provides for the construction of sidewalks on both sides of the road from Enclave to Dove Run Road. Federal funds are from the federal Congestion Mitigation/Air Quality Program (CMAQ) allocation.

On August 30, 2012 (Resolution No. 453-2012), Council approved execution of an Amendment to Agreement with Kentucky Transportation Cabinet providing for an extended performance period through June 30, 2013, and additional federal funding in the amount of \$250,000.

On July 2, 2013 (Resolution No. 346-2013), Council approved execution of an Amendment to Agreement with Kentucky Transportation Cabinet providing for an extended performance period through June 30, 2014.

The Kentucky Transportation Cabinet has offered the LFUCG an Amendment to Agreement providing for additional federal funds in the amount of \$555,776 for project completion. An additional match in the amount of \$138,944 will come from the Municipal Aid Program (Fund 1136). This amended agreement will allow the total project contribution from the Municipal Aid Program to reduce to the customary 20% match level. New Project total, which includes design, right of way, signal upgrades and construction is \$2,021,420 (\$1,617,136 federal amount and \$404,284 local match).

Council authorization to execute Amendment to the Agreement with Kentucky Transportation Cabinet, accepting additional federal funds is hereby requested.


Irene Gooding, Director

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



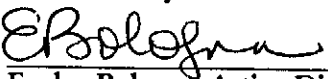
Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Geoff Reed
Commissioner, General Services

MEMORANDUM

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

FROM: 
Evelyn Bologna, Acting Director
Parks and Recreation

RE: Agreement with Eagle Watch Golf

DATE: February 4, 2014

This is a request for Council approval of Golf Course Marketing Agreement between the Lexington-Fayette Urban County Government and GolfTek, LLC d/b/a Eagle Watch Golf.

This agreement will provide innovative ways to create more excitement for golfers that play at the Lexington-Fayette Urban County Government Golf Courses. Eagle Watch Golf will utilize products and services to assist in the generation of additional revenue and excitement for golfers playing by using wireless cameras to track exceptional shots. Players will be rewarded with prizes. Eagle Watch Golf will administer the program handling all logistics and equipment at their own expense in exchange for limited directed advertising at the golf facility. This program is expected to improve the customer experience and increase rounds played.

There is no cost to LFUCG

Please contact me if there are any questions.

CC: Geoff Reed

/df




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

Jim Gray
Mayor

Charles Martin
Acting Commissioner

To: Mayor Jim Gray
Urban County Council

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

Date: January 27, 2014

Subject: Change Order # 1 (final) Expansion Area 2A Contract 2- Force Main RES # 707-2012

The Division of Water Quality requests approval of Change Order #1 (final) with Smith Contractors for Expansion Area 2A Contract 2- Force Main. The original amount of this project was \$1,146,900.00. Change Order #1 is for (\$62,897.59). Change Order #1 gives a revised total contract amount of \$1,084,002.41. The sum of this Change Order amounts to -5% of the original contract amount.

Description of Change Order

1. Replace Federal Wage Rate General Decision Number: KY120116 04/13/2012 KY 116 Modification #2 with Modification #9.
Add: \$3,400.11
2. Modify the invert inside existing manhole at the North Elkhorn Pump Station.
Add: \$15,000.00
3. Eliminate the bell-restraints on the 24" C-905 PVC thru the casing pipe.
Deduct: \$7,350.00
4. Septic tank repair work on church property on Hume Rd.
Add: \$5,412.30
5. Final adjustment on bid quantities.
Deduct: \$79,360.00
6. Extend contract completion by 54 calendar days.
New substantial completion date November 1, 2013

Total Cost of Change Order #1: (\$62,897.59)



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

Jim Gray
Mayor

Charles Martin
Acting Commissioner

Change Order Summary

Change Order No.1 (final)
Expansion Area 2A Contract 2 – Force Main RES# 707-2012
Lexington Fayette-Urban County Government
Division of Water Quality

Owner: Lexington Fayette-Urban County Government
200 East Main Street
Lexington KY, 40507

Contractor: Smith Contractors
1241 Bypass
N Lawrenceburg KY, 40324

SUMMARY OF INFORMATION

Date of Change Order:	01/27/2014
Date of Contract:	12/11/2012
Date of Notice to Proceed:	02/01/2013
Date of Contract Completion:	11/01/2013
Change in Contract Time (Calendar Days):	54
Original Contract Amount:	\$1,146,900.00
Previous Change Order Total:	\$0
Current Contract Amount:	\$1,146,900.00
Change Order # 1 Amount:	(\$62,897.59)
New Contract Amount Including Change Orders:	\$1,084,002.41
Percent of Change from Original Contract Amount:	-5%



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

Jim Gray
Mayor

Charles Martin
Acting Commissioner

CONTRACT HISTORY FORM

Contractor: Smith Contractors of Lawrenceburg KY.

Project Name: Expansion Area 2A Contract - 2 - Force Main

Contract Number and Date: # 707-2012

Responsible LFUCG Division: Division of Water Quality

CHANGE ORDER DETAILS

<u>Summary of previous Change Orders to Date</u>	<u>Dollar Amount</u>
A. Original Contract Amount:	<u>\$1,146,900.00</u>
B. Cumulative Amount of Previous Change Orders:	<u>\$0</u>
C. Total Contract Amount Prior to this Change Order:	<u>\$1,146,900.00</u>
<u>Current Change Order</u>	
D. Amount of this Change Order:	<u>(\$62,897.59)</u>
E. New Contract Amount Including this Change Order:	<u>\$1,084,002.41</u>

SIGNATURE LINES

Project Manager: _____

Reviewed By: _____

Division Director: _____

1-29-14



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

Jim Gray
Mayor

Charles Martin
Acting Commissioner

Change Order Signature Sheet

Change Order # 1(final)
Contract #707-2012
Deduct \$62,897.59

Expansion Area 2A Contract 2- Force Main
Lexington Fayette-Urban County Government
Division of Water Quality

Date: 1/15/14

SIGNATURES TO CHANGE ORDER ACCEPTED

By: [Signature]
Smith Contractors of Lawrenceburg KY

RECOMMENDED

Lexington Fayette-Urban County Government

Date: 1/27/2014

By: [Signature]
Rick Day, P. E. Construction Manager

REVIEWED

Lexington Fayette-Urban County Government

Date: 1/29/14

By: [Signature]
Charles Martin, P. E. Division Director

APPROVED

Lexington Fayette-Urban County Government

Date: _____

By: _____
Jim Gray, Mayor



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: February 6, 2014

RE: Memorandum of Agreement – Eastern Kentucky University

Please find attached Memorandum of Agreement (MOA) between Eastern Kentucky University (EKU) and Lexington Fayette Urban County Government.

The purpose of this MOA is to describe the conditions under which academic credit for a specific course offered by Eastern Kentucky University ("EKU") will be awarded for members of the Lexington Division of Police ("LDP") at a mutually agreed-upon cohort tuition rate and to assign, as appropriate, the responsibilities of the MOA's designated parties.

EKU offers PLS 330, Police Studies, as part of its normal curriculum. EKU is prepared to deliver the course at the LDP location and award academic credit to students who successfully complete PLS under the conditions set forth in this MOA. This MOA does not establish a dual credit arrangement; that is, students enrolled in PLS 330 delivered at the Lexington Police Department location will not receive simultaneous credit for this course and any other course at EKU.

EKU is solely responsible for the delivery and curriculum for its courses and for determining the faculty assigned to teach the course. The University is solely responsible for reviewing the curriculum of any course covered under this MOA to determine that the course is at the appropriate level and is consistent with the content and student learning outcomes of upper division courses at EKU. EKU will ensure that faculty assigned to PLS 330 hold credentials that are consistent with EKU Policy 4.6.1, Determining Qualifications for Faculty Teaching Credit Bearing Courses.

In consideration for providing PLS 330 at the Lexington Police Department location, the Lexington Division of Police will pay a cohort tuition of \$32,000.00 to Eastern Kentucky University and in exchange EKU will allow up to, but not to exceed, one hundred (100) enrolled students in the PLS 330 with the first class to be delivered in the Spring semester of 2014.

This Agreement shall become effective upon its execution by the parties. The agreement shall become void three years from the execution date if the required review is not documented and such documentation provided to the Office of the Provost at EKU. Either EKU or LDP may terminate this agreement with adequate written notice. Adequate notice is defined as providing sufficient time to implement the "affected students" agreement below. Termination of the MOA may occur for

various reasons, including but not limited to, changes in ECU's mission, state or federal regulations, or accreditation policies which may affect the University's ability to award credit as specified in this MOA.

A. Affected Students Agreement

In the event that a decision is made to terminate this MOA, every effort will be made to accommodate students as to minimize the disruption to their academic path. To the extent possible, students admitted to ECU or students who have a reasonable expectation of receiving credit under the agreement will be accommodated. When this is not possible, students will be advised by ECU advisors as to their options.

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 dark ink, appearing to read "R. Bastin", with a circular stamp or mark to the right.

Ronnie Bastin
Chief of Police

RB/rmh

Attachment

cc: Clay Mason, Commissioner of Public Safety

Date: February 6, 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 specialized diving equipment manufactured by Interspiro Fire/Dive Rescue, 10225 82nd Avenue, Pleasant Prairie, Wisconsin, 53158 through a federal grant received from the Kentucky Office of Homeland Security as a sole source purchase. The grant amount is for \$18,370.90, at no cost to the LFUCG, with total not to exceed \$25,000.00 for support and maintenance of the existing cache. The Lexington Fire Department currently utilizes Interspiro diving equipment. The purchase expands the capability of the Division's Special Operation Unit. Additionally, the equipment integrates, and is interoperable with the current system. This particular equipment is specified in the grant application and approved under the authorized equipment list (AEL). Because of the specialized nature of the equipment it is proprietary and only sold to qualified entities through the regional representative. Accompanying documentation supports the sole source purchase.

Date: February 6, 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 specialized boats manufactured by Rescue ONE Connector Boats, 29639 Old Highway 20, Madison, Alabama, 35756 through a federal grant received from the Kentucky Office of Homeland Security as a sole source purchase. These boats and their configurations are specifically designed for the rigors of the fire service and special operations. Rescue ONE Connector Boats were specified in the grant application and have been approved by KOHS and the Port Authority, who approves all boat purchases with federal funding. The boats are proprietary and can only be purchased through the factory. Accompanying documentation supports the sole source purchase.



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

Jim Gray
Mayor

Charles Martin
Commissioner

MEMORANDUM

To: Mayor Jim Gray
Urban County Council
Sally Hamilton, CAO
Charlie Martin, acting Commissioner

From: Kevin Wente, Administrative Officer Sr

Date: February 7, 2014

RE: Request for transfer of right-of-way via Quit Claim Deed – Shadybrook Lane

This memorandum is to request Urban County Council authorization for the transfer of LFUCG right-of-way (Shadybrook Lane) to the property owners of 2169, 2173, 2177 and 2181 Lakeside Drive. LFUCG Division Directors and utility company representatives have responded with comments and consented to this request. The property owners will accept full responsibility of the maintenance and repair of the right-of-way. Consent Certificates have been signed, and submitted to the Law Department. I am requesting Council authorization of the transfer as presented and execution of all related documents.



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

MEMORANDUM

To: Keith Horn, Attorney Sr.
From: Kevin Wentz, Administrative Officer
Date: December 16, 2013
RE: Proposed transfer of public right-of-way to private - Shadybrook Lane

This memorandum is to request the legal review of the proposed transfer of public right-of-way to private among the following property owners: 2169, 2173, 2177 and 2181 Lakeside Dr. The appropriate LFUCG Divisions and utility company representatives have consented to this transfer requested by the Lakeside property owners. Property owners will assume full responsibility of the maintenance and repair of the right-of-way and retain or create any easements necessary within the subject property. Additionally, there should be noted a restriction of any construction within 15 feet from the northern edge of the curb along Shadybrook Lane among the Lakeside residents' assuming the property. Should you have any questions regarding this request please feel free to contact me at 258-3407.

Kevin Wentz, Administrative Officer

0133-14 (i)

Exhibit B

SHADYBROOK

LAKESIDE



The 40' of right of way was dedicated in 1966 per the referenced plat to allow for the relocation of this section of Mt. Tabor Road now known as Shadybrook Lane. It appears the road was not relocated per the final record plat and this would explain the deed discrepancy with the GIS information per the exhibits provided.

There exists a 25' utility, gas line and planting easement on the rear of the lots. This will create a considerable gap in the rear yards that may affect utilization of the additional space provided by the right of way transfer. In particular, the planting easement's intended purpose may require additional research.

Access to Shadybrook Lane (Mt. Tabor Road) from these lots should be restricted per the original final record plat and in conformance with the Land Subdivision Regulations.



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: FEBRUARY 9, 2012

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT WITH
BOARD OF EDUCATION OF FAYETTE COUNTY, KENTUCKY UNDER THE
2011 PROJECT SAFE NEIGHBORHOOD GRANT--RFP 15-2012**

On October 13, 2011 (Resolution No. 450-2011), the Urban County Council approved the submission of a grant application, and acceptance of award, on behalf of the Eastern District of Kentucky, of federal funds from the U.S. Department of Justice under the 2011 Project Safe Neighborhood Program. The purpose of this project is to support new and expanded gun-crime prevention and enforcement efforts under the Project Safe Neighborhoods (PSN) initiative in the 67 counties of the Eastern District, including Fayette County. The Project Safe Neighborhood program brings together federal, state and local law enforcement and communities in a unified effort to reduce gun crime across America. The LFUCG serves in the capacity of fiscal agent for this grant. RFP #15-2012 was issued requesting proposals from law enforcement organizations, nonprofit organizations, and other entities interested in providing research and data analysis, juvenile crime prevention services, and law enforcement activities.

Project Safe Neighborhoods Task Force reviewed response to the RFP and made the following recommendation:

- Board of Education of Fayette County, Kentucky, in the amount of \$20,000 for continuation of gang prevention program at MLK Academy, and other high risk schools

Funds for agreements are budgeted as follows:

FUND	DEPT ID	SECTION	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3140	505001	5011	71299	PROJSAFNE 2012	2012	FED GRANT

Council authorization to execute the agreement is hereby requested.

Irene Gooding, Director

Xc: Clay Mason, Commissioner of the Department 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: FEBRUARY 9, 2014

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD
FROM THE KENTUCKY DEPARTMENT OF MILITARY
AFFAIRS, DIVISION OF EMERGENCY MANAGEMENT FOR
FEDERAL FUNDS UNDER THE CHEMICAL STOCKPILE
EMERGENCY PREPAREDNESS PROGRAM (CSEPP)— FY 2014**

The Kentucky Department of Military Affairs, Division of Emergency Management has offered the LFUCG an award of \$982,300 for the continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) for Fiscal Year 2014. These funds will be used to support salaries and benefits of a part-time administrative assistant, part-time manager, and a public information officer (.5FTE), maintain an alert and notification system, communications, public outreach and education, purchase of supplies, purchase of decontamination equipment, radio replacement, EOC enhancements, equipment for traffic control and evacuee support, and professional development. No matching funds are required.

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

Council authorization to accept the award is hereby requested.


Irene Gooding, Director

Xc: Clay Mason, Commissioner of Public Safety



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: FEBRUARY 10, 2014

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION
TO THE U.S. DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT REQUESTING FEDERAL FUNDS FOR THE
RENEWAL OF HOUSING OPPORTUNITIES FOR PERSONS WITH
AIDS GRANT**

The Lexington-Fayette Urban County Government received federal funds in the amount of \$1 million from the U.S. Department of Housing and Urban Development in 1994 under the Housing Opportunities for Persons with AIDS (HOPWA) program for the development of housing facilities for persons with AIDS. AIDS Volunteers, Inc., serves as the sponsoring organization for this project. LFUCG has been awarded funds from HOPWA as follows:

- 1998--\$1.144 million
- 2001--\$1.363 million
- 2005--\$1.427 million
- 2009--\$1.430 million
- 2012--\$1.430 million

An application has been prepared requesting federal funds in the amount of \$1,474,000 for continuation of this project for an additional three years. 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. AVOL also operates a tenant-based rental assistance

program with these funds. Over the three year grant period, this program will serve 93 persons with HIV/AIDS through the housing facilities and an additional 300 individuals will receive housing information services. HUD requires that the application document the commitment of leveraged resources in the amount of \$260,000. Bluegrass Care Clinic, Moveable Feast Lexington, Kentucky AIDS Drug Assistance Program, and Infectious Disease Research Program provide services to this project. Once the application is approved at the federal level, a subrecipient agreement will be prepared for execution with AVOL.

Council authorization to submit the application is hereby requested.



Irene Gooding, Director

Xc: Sally Hamilton, Chief Administrative Officer

**Neighborhood Development Funds
February 18, 2014
Work Session**

Amount	Recipient	Purpose
\$ 3,100.00	Cardinal Valley Elementary PTA, Inc. 218 Mandalay Road Lexington, KY 40504 Samantha Rodarte	To help support 8 students to go to the Junior National Young Leaders Conference in Washington, DC.

ECONOMIC DEVELOPMENT COMMITTEE OF THE WHOLE

February 4, 2014
Meeting Summary

Chair Beard called the meeting to order at 1:02 PM. All members were present except Gorton, Akers, Lawless and Farmer

1. October 15, 2013 Committee Summary

On a motion by Clark second Ellinger the summary of the 10.15.13 Economic Development Committee of the Whole meeting was approved unanimously.

2. Food Truck Review

Beard stated that since the affected Councilmembers were not in attendance it may be best to defer this item.

Andrew Southers, 3292 Sweet Clover Lane spoke in favor of the food trucks.

A motion was made by Scutchfield second Clarke to extend the food truck ordinance for 1- year.

After discussion the motion was withdrawn.

3. JOBS Program Review

Wes Holbrook and Kevin Atkins gave the presentation. They discussed purpose of the program, the Investment Board, policies and governance, including minimum criteria, taxpayer protection, the application, evaluation process and compliance.

Henson asked about the median salary requirements. She stated that a firm bringing low wage jobs to the County would not be eligible for assistance. She asked that this criterion be re examined as lower wage jobs are useful.

Mossotti commented on the claw back provisions, the “but for” certification and collateral requirements.

Kay discussed the difference between average and median income indices. He asked that both average and median be included in the application process.

In response to a question from Kay, Holbrook stated that the average wages was meant to be the median wage.

Scutchfield discussed the need for a transparent process. She also discussed outreach to date to potential businesses. In response Holbrook stated that they have received a few inquiries but hasn't started an outreach program because guidelines had not been approved. Atkins stated that they have contacted a few recruiting firms to discuss the program.

Myers discussed the average and median wages and provided an example for the jobs created.

Clarke stated that we might want to use industry standards rather than median wages.

A motion was made by Clarke second Ellinger to approve the JOBS program guidelines. The motion failed by a 3-8 vote (Clarke, Beard & Kay-YES; Ellinger, Ford, Lane, Mossotti, Scutchfield, Stinnett, Myers & Henson-NO.

4. Food Truck Review (cont.)

A motion was made by Lane second Clarke to extend the food truck ordinance through December 31, 2014.

After discussion the motion was withdrawn.

A motion was made by Myers second Ellinger to table the issue until a special Committee meeting is held to discuss this issue. Motion passed 8-3 (Ellinger, Ford, Mossotti, Scutchfield, Beard, Henson, Kay and Myers-YES; Lane, Clarke and Stinnett-NO.

5. Old Courthouse Renovation Update

Fugate provided the update. Fugate discussed efforts to date including leasing concept, potential sources of funding and present and future actions to stabilize and revitalize the building.

6. Partner Agency Reporting System

The first quarter FY 14 data from the economic development partner agencies was provided

The meeting adjourned at 2:45 PM.