

**Urban County Council
Schedule of Meetings
September 10, 2007 through September 17, 2007**

MONDAY, SEPTEMBER 10

No Meetings

TUESDAY, SEPTEMBER 11

Services Committee Meeting 11:00 am
Council Chambers-2nd Floor Government Center

Intergovernmental Committee Meeting 1:00 pm
Council Chambers-2nd Floor Government Center

Council Work Session Meeting 3:00 pm
Council Chambers-2nd Floor Government Center

WEDNESDAY, SEPTEMBER 12

Lexington & Fayette County Parking Authority Meeting11:00 am
Conference Room-12th Floor Government Center

Live Where You Work Meeting 12:00 pm
Conference Room-6th Floor Government Center

Tree Board Meeting 3:30 pm
Conference Room-5th Floor Government Center

THURSDAY, SEPTEMBER 13

Confirmation Hearing re: Ethics Commission appointee 6:45 pm
Council Chambers-2nd Floor Government Center

Council Meeting 7:00 pm
Council Chambers-2nd Floor Government Center

Public Hearing re: 252 E High St8:00 pm
Council Chambers-2nd Floor Government Center

FRIDAY, SEPTEMBER 14

Mayor's Task Force Against Breast Cancer10:00 am
Conference Room-5th Floor Government Center

MONDAY, SEPTEMBER 17

Human Rights Commission Community Relations Meeting 4:00 pm
Conference Room-5th Floor Government Center

Human Rights Commission Monthly Meeting 5:30 pm
Conference Room-5th Floor Government Center

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

September 11, 2007

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, August 28, 2007, pp.11-15**
- IV. Budget Amendments – Yes, pp.16-18**
- V. New Business, pp.22-75**
- VI. Continuing Business / Presentations**
 - A. Budget & Finance Committee Update, p.78**
 - B. Christian Church Industrial Bond Review Proposal**
 - C. Annual Safety Performance Awards**
 - D. Insurance Presentation**
 - E. Sunday Alcohol Sale**
- VII. Council Report**
- VIII. Mayor’s Report – Yes**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of a Resolution to Change Street Names and Individual Address Numbers within Council Districts 1, 4, and 12 for the Enhanced 9-1-1 System. (442-07) (Bennett)
This request will authorize a resolution to change street names and property address numbers within Council Districts 1, 4, 12 for the Enhanced 9-1-1 System. The street name and address numbers of 4001 Blushing Groom Land will change to 655 Orientate Way; 3647, 3685, and 3701 Bryan Station Road will be changed to 760, 870, and 890 Mahmoud Lane; 4168 Paris Pike will change to 626 Mahmoud Lane; and 3890 Paris Pike will change to 290 Orientate Way. This resolution will also change the property address numbers of 828 – 832 Malabu Drive to 828 Malabu Drive; 3500 North Cleveland Road (rear) to 3610 North Cleveland Road; 5820 Kingpost Court to 5826 Kingpost Court; and 3901 Peter Pan Road to 3900 Peter Pan Road. A street name change will be made to a portion of Morrow Alley (from intersection with West Third Street to the Southwest terminus) to Morrow Place, and 620 Peter Pan Road to 620 Mahmoud Lane.**pp.22-25**
- B. Authorization to Adopt Resolution Requesting Kentucky Economic Development Finance Authority (KEDFA) to Issue ED Bonds for Christian Care Communities, Inc. (466-07) (J. Kelly)
This request will authorize the adoption of a proposed resolution to request KEDFA to issue ED bonds not to exceed \$18 million for Christian Care Communities, Inc. to refund bonds issued by KEDFA in 1998. The resolution includes a waiver of the requirement for alternate bond issuer review by the Industrial Revenue Bond (IRB) Review Committee.**pp.26-28**
- C. Authorization to Amend Resolution No. 273-2003 to Change the Company of the Approved Company from Tempur Pedic, Inc. to Tempur Pedic World LLC and to Recognize Tempur-Pedic North America, Inc. as the sole Approved Affiliate. (472-07) (Aškw)
This request will authorize an amendment to Resolution No. 273-2003, (previously amended by Resolutions Nos. 173-2004 and 366-2007) to change the name of the approved company, which was granted an inducement, from Tempur Pedic, Inc. to Tempur Pedic World LLC and to recognize Tempur-Pedic North America, Inc. as the sole approved affiliate for the economic development project.**p.29**

- D. Authorization of Amendment No. 1 to the Frequency Reconfiguration Agreement with Nextel West Corporation on behalf of the Division of Fire & Emergency Services. (443-07) (Bennett)
 This request will authorize Amendment No. 1 to the Frequency Reconfiguration Agreement to increase the cost by \$13,598 with Nextel West Corporation. Nextel will assume the financial cost associated with the 800 MHz rebanding mandated by Federal Communications Commission. New total cost is \$122,584. This is at no cost to LFUCG.p.30
- E. Authorization to Amend Ordinance No. 161-2007 to Correct a Typographical Error. (445-07) (Askew)
 This request will authorize an amendment to Ordinance No. 161-2007 to correct a typographical error in the line number of Revenue Processing Supervisor to be retroactive to July 5, 2007. There is no budgetary impact.p.31
- F. Authorization to Amend Ordinance No. 7-2005 to Reflect Acquisition of Property at 677 E. Loudon Avenue from Current Owner for the Loudon Avenue Improvements Project. (470-07) (Askew)
 This request will authorize an amendment to Ordinance No. 7-2005 to reflect the change in ownership of property at 677 E. Loudon Avenue for roadway improvements conveying fee simple right-of-way and a temporary construction easement for \$250, and associated closing costs, retroactive to January 13, 2005. Funds are budgeted.pp.32-33
- G. Authorization of a Rebanding Agreement with Lexington Call Mobile on behalf of the Division of Fire & Emergency Services (444-07) (Bennett)
 This request will authorize a Rebanding Agreement with Lexington Call Mobile at a cost not to exceed \$115,584 that will be provided by Sprint Nextel for the 800MHz rebanding mandated by the Federal Communications Commission. There is no cost to LFUCG.p.34
- H. Authorization of a Dell Techknow™ Program Agreement in Cooperation with LFUCG and Fayette County Public Schools (FCPS) for Tubby's Clubhouse. (446-07) (Cole)
 This request will authorize a Dell Techknow™ Program Agreement to provide 250 low-income students computer technology training and on completion, be given the computer to take home. Primary funding of \$50,000 per year is provided by the Tubby Smith Foundation along with Central Bank, Keeneland, and Ro Parra Family Foundation who donate approximately \$40,000 per year. Other provisions are donated or provided at a discount by KY Trade Computers, Pepsi Cola Bottling, Corky's Barbecue, Chick-fil-A, and Eureka Pizza. Funding will be used for salary of instructors, instructor and volunteer training, supplies / materials for students, food, and other associated supplies. LFUCG and FCPS share responsibilities for the operation of the program that include the

assignment of the District Coordinator and utilization of Parks & Recreations Community Centers. The Superintendent of the FCPC will also sign the agreement.**p.35**

- I. Authorization of a Pipeline Crossing Agreement with CSX Transportation (CSX Agreement No. CSX-04167) for the North Elkhorn Diversion Wastewater Project. (447-07) (D. Kelly)
This request will authorize a Pipeline Crossing Agreement with CSX Transportation for the installation of a sanitary sewer force main within the railroad right-of-way at a cost of \$8,250 for the North Elkhorn Diversion Wastewater Project. Funds are budgeted.**p.36**
- J. Authorization of a Pipeline Crossing Agreement with CSX Transportation (CSX Agreement No. CSX-048165) for the North Elkhorn Diversion Wastewater Project. (448-07) (D. Kelly)
This request will authorize a Pipeline Crossing Agreement with CSX Transportation for the installation of a sanitary sewer force main within the railroad right-of-way at a cost of \$8,250 for the North Elkhorn Diversion Wastewater Project. Funds are budgeted.**p.37**
- K. Authorization of a Pipeline Crossing Agreement with CSX Transportation (CSX Agreement No. CSX-048166) for the North Elkhorn Diversion Wastewater Project. (449-07) (D. Kelly)
This request will authorize a Pipeline Crossing Agreement with CSX Transportation for the installation of a sanitary sewer force main within the railroad right-of-way at a cost of \$8,250 for the North Elkhorn Diversion Wastewater Project. Funds are budgeted.**p.38**
- L. Authorization of an Agreement with Ad-Success for the Mobility Office Marketing Campaign – FY2008. (453-07) (King/D. Kelly)
This request will authorize an agreement with Ad-Success for \$40,400 for the Mobility Office Marketing Campaign that includes design, television and radio time, printed materials, and documentation of Public Service Announcements. Funds are budgeted.**p.39**
- M. Authorization of an Agreement with Gail Hayden to Provide Clerical Services to the Department of Social Services. (468-07) (Helm)
This request will authorize an Agreement with Gail Hayden to provide clerical support for special projects, research, protocol development, strategic planning and other duties as requested until December 31, 2007. Total funds for this service will not exceed \$15,000. Funds are budgeted.**p.40**
- N. Authorization to Renew Lease Agreement with MES Enterprises, LLC for Office Space at the Triangle Center for the STARS Project. (452-07) (Koch)
This request will authorize the renewal of a Lease Agreement with MES Enterprises, LLC for 3,949 square feet and 400 square feet of non-

exclusive space on the third floor of the Triangle Center for the operation of the STARS Project at a cost of \$69,000. The rent for the first year, beginning July 1, 2007 is \$5,750 per month. This is an increase from \$5,000 per month under the previous lease. The rent for the second year renewal is negotiable, but not to exceed an additional 10% increase. Funds are budgeted.**p.41**

- O. Authorization of a Joint Funding Agreement for Water Resources Investigations with the US Geological Survey (USGS). (460-07) (D. Kelly)
This request will authorize a Joint Funding Agreement for Water Resources Investigations with the USGS for the continued operation and maintenance of existing stream flow and rain gauges installed in 1997. USGS will provide complete maintenance and collect all data. Agreement will assure necessary maintenance through September 30, 2008. Funds are budgeted.**p.42**
- P. Authorization of an Engineering Services Agreement with GRW, Inc. for the Creation of a New GIS Impervious Area Data Layer within the Division of Water and Air Quality. (469-07) (D. Kelly)
This request will authorize an Engineering Services Agreement with GRW, Inc. for the creation of a new GIS impervious area data layer to provide LFUCG with data for the entire county. Basic services include customary civil, geotechnical, structural, mechanical and electrical engineering services, and customary architectural services. Extra work will be performed at the request of LFUCG. Cost of this project is \$195,000. Funds are budgeted.**p.43**
- Q. Authorization of a Purchase of Service Agreement (PSA) with Bluegrass State Games, Inc. (BGSB). (436-07) (Cole)
This request will authorize a PSA with Bluegrass State Games, Inc. for \$22,500 for financial support, along with other direct and indirect support provided by LFUCG, to assist BGSB in organizing and conducting the annual Bluegrass Summer Games. Funds are budgeted.**pp.44-47**
- R. Authorization of Purchase of Service Agreements (PSA) with Baby Health Services, Bluegrass Area Development District (BGADD), Bluegrass Community Action Agency, Bluegrass Domestic Violence Program, Inc. Bluegrass Rape Crisis Center (BRCC), Bluegrass Technology Center, Inc. (BTC), Center for Women, Children & Families, Community Action Council (CAC), Comprehensive Care Center, Chrysalis House, Emmaus Road Village, Inc. (ERV), Family Counseling Services, Hope Center, Metro Group Homes, Moveable Feast Lexington, Nursing Home Ombudsman Program, Operation Read, and the Salvation Army on behalf of the Department of Social Services – FY2008. (454-07) (Helm)
This request will authorize a PSA with the:

- Baby Health Services for \$16,000 for the purchase of medicines, medical supplies, and to fund a part-time nursing staff. Baby Health Services offers free medical and dental care to children who are uninsured and have no medical card.
- BGADD for \$98,000 of which \$34,850 is to be used to match State and Federal grants and to pay expenses deemed necessary by the BGADD Board of Directors; \$48,150 to be used to match Federal and State funds to pay for elderly services; and \$15,000 to support the international marketing efforts of Lexington and the Bluegrass Region.
- Bluegrass Community Action Agency for \$20,000 for the Partnership Nutrition Program for the Elderly to provide management for congregate and homebound meals.
- Bluegrass Domestic Violence Program, Inc. for \$70,000 to fund two (2) full-time Advocate positions to provide crisis intervention counseling, legal advocacy, support group counseling, individual counseling, medical advocacy, case management services, and financial literacy services for residential and non-residential services.
- BRCC for \$70,000 for staff salary and as a match for BRCC's Federal VOCA grant. BRCC programs provide educational outreach and prevention, crisis intervention, and long-term psychotherapy.
- BTC for \$2,370 to expand an outreach program to citizens with disabilities with focus on assisting individuals to seek technology solutions to increase employment opportunities, to prepare / perform a vocational task, or increase their proficiency at a current job site.
- Center for Women, Children & Families, Inc. for \$35,100 for salary of the facilitator / counselor for Parenting Classes at the Center.
- CAC for \$170,000 to assist in the outreach, assistance and operation of CAC; as a local match for Federal grants of the Community Services Block Grant, Head Start, Low Income Home Energy Assistance Program, Weatherization Assistance Program, Retired and Senior Volunteer Program, and the Foster Grandparents Program. Funds will also assist in the transportation services to low-income elderly persons.
- Comprehensive Care Center for \$234,750 with \$96,685 to support the basic mental health and substance abuse services for clients from very young children to the geriatric population; \$73,065 for the domestic violence program that serves both perpetrators and victims of domestic violence; and the remainder will be utilized in the Child Guidance Clinic for children up to the age of 18.
- Chrysalis House for \$40,000 for one person to address adolescent mental health and substance abuse services as part of the Youth

Substance Abuse Initiative. This person will provide individual, group and family counseling sessions, promote pro-social activities, and make appropriate referrals to partner agencies.

- ERV for \$55,000 to support the ERV Employment Support Center with other agencies such as Drug Court, Community Correction and the Hope Center to select 120 non-violent ex-offenders to participate in a 40-hour manufacturing certification program.
- Family Counseling Service for \$32,500 for salary for one (1) full-time therapist to provide counseling on a sliding fee scale based on annual income and the number of family members; and assist at-risk individuals, couples and families, and assist those in to leading self-sufficient lives for a majority of the unemployed, uninsured or underinsured for those seeking mental health care.
- Hope Center for \$718,770 with \$368,770 for funding the overall agency that provides life sustaining / life rebuilding services to homeless and at-risk persons. Funds will also be used to assist the mental health recovery, social services, Hispanic Program, transitional housing, and employment programs; permanent housing for men in recovery, emergency shelter, the Hopemobile, and a health clinic. The remaining funds will go to the Men's and Women's Recovery Programs at Community Corrections.
- M.A.S.H Services of the Bluegrass, Inc. for \$152,000 to help maintain the MASH Drop Inn for homeless youth from birth to seventeen. The Inn provides emergency shelter, 24-hour crisis intervention, individual and group counseling, parenting support, individual and case management, transportation, outreach and aftercare services. Funds will also be used for the Transitional Housing Program to provide subsidized housing and supportive services for 18 to 21 year-old youth while assisting them in developing skills necessary to live independently.
- Moveable Feast Lexington for \$40,000 to purchase food and packaging supplies to provide nutritional support to persons with HIV and patients of Hospice of the Bluegrass.
- Nursing Home Ombudsman Program for \$45,000 to provide advocacy services to frail, vulnerable elders for protection of the rights of nursing home residents; identification, investigation and resolution of residents' concerns; empowerment of residents; monitoring of laws protecting older Kentuckians, and regular friendly visitations at facilities. Additionally, they provide information and assistance to a long term care (LTC) system; individual and community education; consult with providers of LTC services, provide training to LTC staff and to community members; and support residents and families as they work to resolve their problems on their own.

- Operation Read for \$27,550 to provide salary support for the Assistant Director and ESL Site Coordinator. Funding will also be used to purchase student and tutor instructional materials and provide development activities.
- Salvation Army for \$160,000 to defray operating costs for the Emergency Homeless Shelter and Transitional Living Center for homeless families and single women. Funds may also be used for salaries of personnel working in the delivery of services, program supplies, utility costs, and services to residents.

The PSAs will begin July 1, 2007 for one (1) year. Total funding of \$1,987,040 is budgeted.**p.48**

- S. Authorization of a Purchase of Service Agreement (PSA) with the Downtown Lexington Corporation (DLC) for FY2008. (463-07) (J. Kelly)
This request will authorize a PSA with the Downtown Lexington Corporation for \$60,000 for office space in the Phoenix Building. DLC is now co-located with the Downtown Development Authority with focus on strengthening relationships among downtown businesses, residents, and community organizations, and conducting various activities which will emphasize the assets and promote the growth and revitalization of downtown Lexington.**pp.49-53**
- T. Authorization of a Facility Usage Contract with the Fayette County Board of Education on behalf of the Division of Parks & Recreation for the Extended School Program (ESP) and the Recreational Enrichment And Learning (REAL) Program. (450-07) (Cole)
This request will authorize a Facility Usage Contract with the Fayette County Board of Education for the use of their facilities for the ESP and REAL Program for the 2007 – 2008 school-year to expire May 30, 2008. There is no budgetary impact.**p.54**
- U. Authorization of Change Order No. 1 to Contract with Lenco Excavation Company, Inc. for the Seventh Street at the Old Rail Road Crossing Improvements Project. (467-07) (D. Kelly)
This request will authorize a Change Order No. 1 to contract with Lenco Excavation Company, Inc. for an adjustable deletion / addition of supplies needed for an increase of \$10,412.32 for the Seventh Street at the Old Rail Road Crossing Improvements Project. Funds are budgeted.**pp.55-58**
- V. Authorization of Annual Ratification and Approval of the Policy and Procedure Manual for the Detention Center as Required by Titles 501 and 505 of the Kentucky Administrative Regulations. (465-07) (Bennett)
This request will authorize the annual ratification and approval of the Policy and Procedure Manual for the Detention Center as required by Titles 501 and 505 of the Kentucky Administrative Regulations. There are no changes to the Manual for this review period.**p.59**

