

**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 Meeting 11:00 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 St 8:00 pm
Council Chambers-2nd Floor Government Center

FRIDAY, SEPTEMBER 14

Mayor's Task Force Against Breast Cancer 10:00 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) (Aškew)
 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 TechknowTM 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 TechknowTM 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. (BGSG). (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 BGSG 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**

- W. Authorization to Submit an Application to the Kentucky Environmental and Public Protection Cabinet and Accept the Award if Offered, for the Continuation of the Anti-Litter Control Program in Fayette County – FY2008. (462-07) (King/D. Kelly)

This request will authorize the submission of an application to the Kentucky Environmental and Public Protection Cabinet and accept the award if offered, for approximately \$144,556 based on funding provided for calendar year 2007. If funding is approved for 2008, the State financial assistance will be used to support personnel costs within the Divisions of Waste Management and Streets, Roads, & Forestry for the pickup of roadway litter, contractual costs for litter pickup, costs of inner-city and rural Adopt-A-Spot programs, and landfill user fees.**p.60**

- X. Authorization to Submit an Application to the Kentucky Justice Cabinet under the Violence Against Women Act and Accept the Award if Offered, for the Continuation of the Sexual Assault Nurse Examiner (SANE) Program for FY2008. (474-07) (King/Bennett)

This request will authorize the submission of an application to the Kentucky Justice Cabinet for \$55,000 under the Violence Against Women Act for the continuation of the SANE Program for responses by the Division of Police for reported sexual assault of females fourteen and older. This program is based upon a collaboration among the Division of Police, the Commonwealth Attorney's Office, the Fayette County Attorney's Office, and the Bluegrass Rape Crisis Center. Total program cost for a 12-month period is \$105,340. A local match of \$26,340 is budgeted in the Division of Police's FY2008 General Fund budget.
pp.61-62

- Y. Authorization of a Deed of Temporary Construction Easement at 215 Floral Park for the Elizabeth Street Drainage Improvements Project. (458-07) (D. Kelly)

This request will authorize a deed of temporary construction easement for the acquisition of 377 square feet at a cost of \$150 at 215 Floral Park for the Elizabeth Street Drainage Improvements Project. Funds are budgeted.**p.63**

- Z. Authorization of a Deed of Temporary Construction Easement at 225 Forest Park Road for the Elizabeth Street Drainage Improvements Project. (459-07) (D. Kelly)

This request will authorize a deed of temporary construction easement for the acquisition of 750 square feet at a cost of \$300 at 225 Forest Park Road for the Elizabeth Street Drainage Improvements Project. Funds are budgeted.**p.64**

- AA. Authorization to Proceed with the Annual Urban Service Legal Process for 2007. (461-07) (D. Kelly)

This request will authorize to the Department of Public Works and Development to proceed with the Annual Urban Service Legal Process for 2007 for streets that petitioned to vote to add an urban service. Each property owner will be notified by certified mail of a proposed increase in property tax with a **public hearing** to be held on Tuesday, November 13, 2007 at 1:30pm.**pp.65-72**

- BB. Authorization to Amend Section 21-5 of the Code of Ordinances within the Division of Human Resources and Accounting. (456-07) (Allen/Koch)
This request will authorize an amendment to Section 21-5 of the Code of Ordinances to transfer one (1) position of Human Resources Analyst (Grade 115E) and the incumbent and change the title to Payroll Analyst (Grade 115), and transfer one (1) position of Administrative Specialist (Grade 108N) and the incumbent, from the Division of Human Resources to the Division of Accounting. There is no fiscal impact.**pp.73-74**
- CC. Authorization to Amend Section 21-5 of the Code of Ordinances within the Division of Computer Services. (457-07) (Allen/Koch)
This request will authorize an amendment to Section 21-5 of the Code of Ordinances to create one (1) position of Network Security Engineer (Grade 119E) within the Division of Computer Services. The fiscal impact is \$62,963.53 and was included in the FY2008 Budget.**p.75**
- DD. Authorization to Amend Section 21-5 of the Code of Ordinances within the Division of Internal Audit. (471-07) (Allen/Kelly)
This request will authorize an amendment to Section 21-5 of the Code of Ordinances to create one (1) classified civil service position of Deputy Director (Grade 120) within the Division of Internal Audit effective January 7, 2008. The fiscal impact for FY2008 is \$43,418.27. Total annual impact is \$94,072.93. Funding was approved in the FY2008 Budget.**p.76**
- EE. Authorization to Approve the Five-Year Solid Waste Management Plan. (475-07) (Kelly)
This request will authorize the approval of the Five-Year Solid Waste Management Plan for the collection, disposal, illegal dumping, recycling, enforcement, public education, and landfill management. Information and recommendations by the Solid Waste Technical and Citizen Advisory Committees are included in this Plan.**p.77**

URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

& TABLE OF MOTIONS

August 28, 2007

Mayor Newberry chaired the meeting, calling it to order at 3:10 pm. All Council Members were present, except CM DeCamp.

I. Public Comment – Issues on Agenda-Yes

Several citizens spoke on the issue of connecting Saron Dr.

II. Requested Rezoning / Docket Approval-None

III. Approval of Summary – Yes

A motion by CM Blevins to approve summaries from August 14 and August 21, 2007 was seconded by CM Stevens, passed unanimously.

IV. Budget Amendments-None

A motion by CM Stinnett to re-appropriate Council Capital balances for FY 08, by districts, in the amount of \$282,266.14, seconded by CM Gorton, passed unanimously.

V. New Business

- A. Authorization to Submit Application to the March of Dimes Greater Kentucky Chapter Community Grants Program for the Family Care Center's Home Network Program. (428-07) (King/Helm)
- B. Authorization to Accept Donated Items from Home Depot and Kentucky Utilities for the Division of Police, Police Firearms Training Facility. (429-07) (Bennett)
- C. Authorization of a Mental Health Services Agreement with Bluegrass Mental Health / Mental Retardation, Inc. on behalf of the Division of Youth Services. (430-07) (Helm)
- D. Authorization of a Support Services Agreement with Northrop Grumman Commercial Information Services, Inc. (CIS) on behalf of the Division of Computer Services. (433-07) (Koch)

- E. Authorization of an Affiliation Agreement with Baptist HealthCare System, Inc. (d/b/a Central Baptist Hospital) on behalf of the Division of Fire & Emergency Services. (434-07) (Bennett)
- F. Authorization of a Purchase of Service Agreement with the Lexington Heritage Classic, Inc. (435-07) (Cole)
- G. Authorization to Amend Section 22-5 of the Code of Ordinances within the Department of Environmental Quality. (437-07) (Allen/Kelly)
- H. Authorization to Amend Sections 22-5 and 21-5 of the Code of Ordinances within the Department of General Services. (438-07) (Allen/Cole)
- I. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of General Services. (439-07) (Allen/Cole)
- J. Authorization to Amend Section 21-5 of the Code of Ordinances within the Division of Government Communications. (441-07) (Allen/Koch)
- K. Authorization to Accept a \$100 Donation from Gray Construction for the Safety City Program. (401-07) (Bennett)

A motion by CM McChord to approve new business items A-K seconded by CM Gorton, passed with 1 recusal: VM Gray on item K.

VI. Continuing Business / Presentations

A. Corridors Committee Update

This update was given by Chair CM Stevens. CM Stevens stated that LFUCG has received 3 grants from KY Dept. of Transportation. The grants are for TIP-Transportation Improvement Projects. These will be located on Leestown Rd, Versailles Rd, and Newtown Pike. UCG applied for \$200,000 worth but received \$650,000. CM Stevens invites all criticism and input.

B. Planning Committee Update

This update was given by Chair CM Gorton. CM Gorton stated that the entire Planning Committee meeting took up the I-64 water pipeline proposal. This discussion will continue at the Sept. 18th Planning Committee meeting.

C. Saron Drive Connection

This update was given by CM Lane. He gave a brief history of this item.

A motion by CM Lane to rescind Resolution #28 on the June 21, 2007 docket seconded by CM Moloney, failed 7-8; Yes: CMs Beard, Stinnett, Crosbie,

Moloney, Lane, Gorton, and Ellinger; No: CMs James, Blues, Stevens, Myers, McChord, Blevins, Gray, and Mayor Newberry; Tied vote was broken by Mayor Newberry.

D. LemonAid Presentation

This presentation was done by Maj. Ashcraft of the Salvation Army. CM James stated that she was impressed by the number of participants and their ages.

VII. Council Report

VM Gray-No Report.

CM Ellinger-No Report.

CM Stevens-No Report.

CM Lane-No Report.

CM James-No Report.

CM Stinnett-Reminded CMs of tonight's Dog Task Force meeting; asked about if and when there would be a new citizen's guide. Joe Kelly from the Mayor's Office answered and said that this process is already in the works.

CM Moloney-Stated that citizens are putting nails in the new trees that were just Planted; asked if maybe Dept. of Law could amend the language for signs.

CM Beard-A motion by CM Beard to place into Services Committee the issue of purchase or acceptable lease of Meadowbrook Golf Course from FCPS Board to be put on the Services Committee agenda attached to the Larry Gilbert Foundation item at the next schedule meeting in Sept, seconded by CM Gorton, passed without dissents.

CM Myers-Reminded everyone of the Social Services Needs Assessment Summit being held tonight; acknowledged the service and life of KY Supreme Court Judge William McAnulty of Louisville

CM Blevins-A motion by CM Blevins to approve the NDF list seconded by CM Myers, passed unanimously.

CM Blevins thanked the Mayor's staff for Sunday's 5191 service; also mentioned that Good Foods Marketing and Café on Southland Dr

received an energy star award from the Federal Government;
congratulated Tyson Gay, a Lafayette graduate, for breaking the World Record in the 100 meters.

CM Blues-Gave directions to Bracktown Church for the Needs Assessment Summit; stated that he has received calls from citizens who would like to speak at the Public Hearing on extending Sunday Alcohol Sales; announced that Historic Woodward Heights NA will hold its summer picnic tomorrow night at 6:30 pm at 304 Madison Pl.

Mayor Newberry stated that the Public Hearing on Sept. 11th will be at the end of Work Session which will probably be around 5 pm.

CM McChord-Mentioned that he will be working with CM Blevins to honor Tyson Gay; reiterated that it was an incredible day for Lexington when Gov. Fletcher announced the \$4.4 million dollars for trails. Announced that the MPO approved the bike and pedestrian Master plan; South Lexington Cal Ripken 12yr olds won the World Series in Arkansas; Commerce Lexington has put together a draft to show their accountability for the \$620,000 approved to go toward Economic Development.

CM Gorton-Echoed previous comments about 5191 service; thanked Mayor and staff and everyone from Southland Christian Church; can't attend Needs Assessment Summit; asked Comm. Kelly about whether or not the lists for the repaving was received; reminded everyone of the Dog Paddle on Sept. 9 at Woodland Park.

CM Crosbie-Reminded everyone of the multi-neighborhood association meeting at Eagle Creek Library on Thursday August 30th at 7 pm with the topic being Traffic Mgmt Study.

VIII. Mayor's Report-No

Mayor Newberry thanked everyone for their work on the 5191 services, especially Marianne Blodgett, Southland Christian and family members of flight 5191 victims; introduced Anthony Wright at the new Economic Development Director; reminded everyone that LFUCG has implemented mandatory water restrictions; if you have questions about the restrictions, please call Mr. Joe Kelly in the Mayor's Office.

IX. Public Comment-Issues not on the agenda-Yes

Citizen, Dave Cooper, spoke about litter concerns, especially around UK's campus.

X. Closed Session-Litigation

A motion by CM Blevins to go into closed session pursuant to KRS 61.810(1)(b) and (1)(c) to discuss the acquisition of real property and proposed litigation, seconded by CM Crosbie, passed without dissents.

A motion by CM Stinnett to come out of closed session, seconded by CM Blevins, passed without dissents.

A motion by CM Stinnett to place on the docket for September 13, 2007, resolutions authorizing and directing the Department of Law to institute condemnation proceedings in Fayette Circuit Court to obtain a permanent easement on the property located at 537 Wilderness Road for the Wilderness Road/Woodward Lane Sanitary Sewer Project, seconded by CM Lane, passed without dissents.

A motion by CM Blevins to adjourn, seconded by CM Lane, passed without dissents.

BUDGET AMENDMENT REQUEST LIST

JOURNAL	12012-13	DIVISION	Community Development	Fund Name	Department of Justice
				Fund Impact	4,000.00
					4,000.00CR
					.00

To amend the 2007 Justice Assistance Grant to provide funding for the maintenance agreements for copiers purchased under the grant.

JOURNAL	12015	DIVISION	Adult Services	Fund Name	General Fund
				Fund Impact	5,000.00
					5,000.00CR
					.00

To provide funds for key card access system at the Central Kentucky Job Center by decreasing funds for emergency financial assistance.

JOURNAL	12619-20	DIVISION	Community Development	Fund Name	Grants – State
				Fund Impact	994.00
					994.00CR
					.00

To budget additional revenue and expense for the Animal Disposal Grant - FY 2008.

JOURNAL	12624	DIVISION	DEEM	Fund Name	General Fund
				Fund Impact	3,740.00
					3,740.00CR
					.00

To provide funds to purchase 3 replacement computers and upgrade 3 other computers for improved software and database use that is currently not functional on existing equipment by decreasing funds for repairs and maintenance.

JOURNAL	12628/12630	DIVISION	Community Development	Fund Name	Department of HHS
				Fund Impact	6,000.00
					6,000.00CR
					.00

To rebudget personnel funds remaining from Home Network - FY 2007 to professional services. Home Network federal revenue is earned and all earnings are to be spent on home visitation activities. In FY 2007 earnings were in excess of expenses.

JOURNAL	12633-34	DIVISION	Community Development	Fund Name	Department of Transp.
				Fund Impact	7,500.00
					7,500.00CR
					.00

To budget additional revenue and expenses for the Mobility Office grant to reflect actual grant award.

JOURNAL	12643-44	DIVISION	Community Development	Fund Name	Department of Transp.
				Fund Impact	7,500.00
					7,500.00CR
					.00

To budget additional revenue and expense for Air Quality Planning project to reflect actual grant award.

JOURNAL	12648	DIVISION	Community Development	Fund Name	General Fund
				Fund Impact	1,500.00
					1,500.00CR
					.00

To budget additional personnel recovery and grant match for Air Quality Planning project based on additional revenue and grant activities.

JOURNAL	126450/52	DIVISION	Community Development	Fund Name	Dept of Agriculture
				Fund Impact	280,000.00
					280,000.00CR
					.00

To budget grant funds from the Federal Farm and Ranch Lands Protection Program for Round 6 PDR Conservation Easement acquisition.

JOURNAL	12655/57	DIVISION	Community Development	Fund Name	PDR Bond Fund
				Fund Impact	55,084.00
					55,084.00

To provide additional funds for Round VI conservation easement acquisitions by decreasing fund balance from earned revenue within this project.

JOURNAL	12659-60	DIVISION	Community Development	Fund Name	Dept of Agriculture
				Fund Impact	436.00
					436.00CR
					.00

To recognize the award of state revenue matching funds for the National School Lunch Program at the Family Care Center and to budget these funds for the purchase of food supplies.

JOURNAL	12663	DIVISION	Lyric Theatre	Fund Name	Cultural/Civic Center
				Fund Impact	2,500.00
					2,500.00CR
					.00

To provide funds for expenses associated with Lyric Theatre open house events and task force meetings by decreasing funds for buildings.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Services District – General Fund	.00
Fund	2502	Cultural and Civic Center Expansion Fund	.00
Fund	2508	Purchase of Development Rights Bond Fund	55,084.00
Fund	3100	US Department of Agriculture	.00
Fund	3140	US Department of Justice	.00
Fund	3160	US Department of Transportation	.00
Fund	3190	US Department of Health and Human Services	.00
Fund	3400	Grants – State	.00

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

19

September 11, 2007 Work Session

If the item listed below is on the Agenda, approval of the listed Item 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	
456-07 BB	KC00000004	Human Resources/ Accounting	To reallocate funds for two positions that process payroll from Human Resources to Accounting.	
			1101	97,910
			1101	97,910CR
				0*
462-07 W	12543-12544	Community Development	To establish grant budget for Kentucky Pride Project for FY 2008.	
			3400	144,556
			3400	144,556CR
				0*
462-07 W	12545	Community Development	To budget personnel recovery for Streets, Roads, and Forestry for the Kentucky Pride Project – FY 2008.	
			1101	23,770CR
				23,770CR*
462-07 W	12546	Community Development	To budget personnel recovery for Streets, Roads, and Forestry and Waste Management for the Kentucky Pride Project – FY 2008.	
			1115	71,290CR
				71,290CR*
474-07 X	12547-48	Community Development	To establish grant budget for SANE Project – FY 2008 for the Division of Police.	
			3140	105,340
			3140	105,340CR
				0*

EFFECT ON FUND BALANCES

FUND 1101	23,770*	INCREASE TO:	GENERAL SERVICES DISTRICT – GENERAL FUND
FUND 1115	71,290*	INCREASE TO:	URBAN SERVICES DISTRICT FUND
FUND 3140	0*	NO EFFECT ON:	US DEPARTMENT OF JUSTICE
FUND 3400	0*	NO EFFECT ON:	GRANTS – STATE

Budget Information For New Business Items
September 11, 2007 Work Session

Item	Number	Amount	Fund	Name / Description
A	442-07	NA		
B	466-07	NA		
C	472-07	NA		
D	443-07	NA		
E	445-07	NA		
F	470-07	250	3160	US Department of Transportation
G	444-07	NA		
H	446-07	NA		
I	447-07	8,250	4003	Sanitary Sewer Construction Fund
J	448-07	8,250	4003	Sanitary Sewer Construction Fund
K	449-07	8,250	4003	Sanitary Sewer Construction Fund
L	453-07	40,400	3160	US Department of Transportation
M	468-07	15,000	1101	General Services District Fund
N	452-07	69,000	2514	2005 Bond Projects Fund
O	460-07	86,910	1101	General Services District Fund
P	469-07	195,000	2522	Public Works Bond Fund
Q	436-07	22,500	1101	General Services District Fund
R	454-07	1,987,040	1101	General Services District Fund
S	463-07	60,000	1101	General Services District Fund
T	450-07	NA		
U	467-07	10,412	4003	Sanitary Sewer Revenue and Operating
V	465-07	NA		
W	462-07	144,556 (23,770) (71,290)	3400 1101 1115	Grants – State General Services District Fund Urban Services District Fund

Budget Information For New Business Items
September 11, 2007 Work Session

X	474-07	105,340	3140	US Department of Justice Budget Journal
Y	458-07	150	2522	Public Works Bond Fund
Z	459-07	300	2522	Public Works Bond Fund
AA	461-07	NA		
BB	456-07	97,910	1101	General Services District Fund Budget Journal
CC	457-07	62,963	1101	General Services District Fund
DD	471-07	43,418	1101	General Services District Fund
EE	475-07	NA		




442-07

Mayor Jim Newberry

Division of Enhanced 9-1-1

August 14, 2007

TO: Mayor Jim Newberry and Urban County Council

FROM: David Lucas, Enhanced 9-1-1 Director 

RE: Address changes for Enhanced 9-1-1 compliance

This request will change street names and individual numbers to addresses within various Council Districts. The attached listing reflects the individual addresses to be changed that are located within the 1st, 4th 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. Administrative review form (Blue sheet).
2. Individual address list.

442-07

RESOLUTION NO. ____-2007

A RESOLUTION CHANGING THE STREET NAME AND PROPERTY ADDRESS NUMBERS OF 4001 BLUSHING GROOM LANE TO 655 ORIENTATE WAY, OF 3647, 3685, AND 3701 BRYAN STATION ROAD TO 760, 870, AND 890 MAHMOUD LANE, OF 4168 PARIS PIKE TO 109 LA TROIENNE WAY, OF 4160 PARIS PIKE TO 275 MAHMOUD LANE, OF 3758 PARIS PIKE TO 625 MAHMOUD LANE, AND OF 3890 PARIS PIKE TO 290 ORIENTATE WAY; CHANGING THE PROPERTY ADDRESS NUMBERS OF 828-832 MALABU DRIVE TO 828 MALABU DRIVE, OF 3500 NORTH CLEVELAND ROAD (REAR) TO 3610 NORTH CLEVELAND ROAD, OF 5820 KINGPOST COURT TO 5826 KINGPOST COURT, AND OF 3901 PETER PAN ROAD TO 3900 PETER PAN ROAD; AND CHANGING THE STREET NAME OF THE PORTION OF MORROW ALLEY FROM ITS INTERSECTION WITH WEST THIRD STREET TO ITS SOUTHWEST TERMINUS TO MORROW PLACE, AND OF 620 PETER PAN ROAD TO 620 MAHMOUD LANE; ALL EFFECTIVE THIRTY DAYS FROM PASSAGE.

WHEREAS, the Lexington-Fayette Urban County Government has created a Geographic Information System ("GIS"); and

WHEREAS, the GIS street mapping and addressing project is the foundation for the Urban County Government's enhanced 911 Emergency Telephone Communication System (the "911 System"); and

WHEREAS, in order for the GIS and 911 Systems to function properly it is imperative that street names and property addresses conform to the standards established in Section 17-2 through 17-4 of the Code of Ordinances; and

WHEREAS, various street names and property addresses located in several Council Districts do not meet the Code requirements and changes should be made to conform to the Code and to accomplish the goals of the GIS and 911 System projects.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That the street names and property numbers of the following properties be and hereby are changed as follows:

(a) Blushing Groom Lane: That the name of Blushing Groom Lane located at 4001 Blushing Groom Lane is changed to Orientate Way and the following number change is made:

<u>Current</u>	<u>New</u>
4001 Blushing Groom Lane (AKA 3750 Paris Pike)	655 Orientate Way

(b) Bryan Station Road: That the name of Bryan Station Road located at 3647, 3685, and 3701 Bryan Station Road is changed to Mahmoud Lane and the following number changes are made:

<u>Current</u>	<u>New</u>
3647 Bryan Station Road (AKA 3750 Paris Pike)	760 Mahmoud Lane
3685 Bryan Station Road (AKA 3750 Paris Pike)	870 Mahmoud Lane
3701 Bryan Station Road (AKA 3750 Paris Pike)	890 Mahmoud Lane

(c) Paris Pike: That the name of Paris Pike located at 4168 Paris Pike is changed to La Troienne Way and the following number change is made:

<u>Current</u>	<u>New</u>
4168 Paris Pike (AKA 3750 Paris Pike)	109 La Troienne Way

(d) Paris Pike: That the name of Paris Pike located at 4160 and 3758 Paris Pike is changed to Mahmoud Lane and the following number changes are made:

<u>Current</u>	<u>New</u>
4160 Paris Pike (AKA 3750 Paris Pike)	275 Mahmoud Lane
3758 Paris Pike (AKA 3750 Paris Pike)	625 Mahmoud Lane

(e) Paris Pike: That the name of Paris Pike located at 3890 Paris Pike is changed to Orientate Way and the following number change is made:

<u>Current</u>	<u>New</u>
3890 Paris Pike (AKA 3750 Paris Pike)	290 Orientate Way

Section 2 – That the street numbers of the following properties be and hereby are changed as follows:

(a) Malabu Drive:

<u>Current</u>	<u>New</u>
828-832 Malabu Drive	828 Malabu Drive

(b) North Cleveland Road:

<u>Current</u>	<u>New</u>
3500 North Cleveland Road (Rear)(AKA PVA #22485700)	3610 North Cleveland Road

(c) Kingpost Court:

<u>Current</u>	<u>New</u>
5820 Kingpost Court	5826 Kingpost Court

(d) Peter Pan Road:

<u>Current</u>	<u>New</u>
3901 Peter Pan Road (AKA 3750 Paris Pike)	3900 Peter Pan Road

Section 3 – That the street name of the following properties be and hereby are changed as follows:

(a) That the name of the portion of Morrow Alley from its intersection with West Third Street to its southwest terminus (rear property line of 239 North Broadway) is changed to Morrow Place.

(b) Peter Pan Road: That the name of Peter Pan Road located at 620 Peter Pan Road (AKA 3750 Paris Pike) is changed to Mahmoud Lane.

Section 4 - That this Resolution shall be effective thirty (30) days from passage.

PASSED URBAN COUNTY COUNCIL:

ATTEST:

MAYOR

CLERK OF URBAN COUNTY COUNCIL

PUBLISHED:
DJB/0013354.DOC



466-07

Lexington-Fayette Urban County Government

Jim Newberry, Mayor

TO: Mayor Jim Newberry
Members, Urban County Council

FROM: Anthony Wright, Director *AW*
Mayor's Office of Economic Development

DATE: August 31, 2007

RE: Christian Care Communities, Inc. Refunding Bonds

This is to request adoption of a resolution requesting that the Kentucky Economic Development Finance Authority issue ED bonds in an amount 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 IRB Review Committee.

The Department of Law has reviewed the attached draft copy of the proposed resolution.

Attachment

466-07

RESOLUTION OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT, REQUESTING THAT THE KENTUCKY ECONOMIC DEVELOPMENT FINANCE AUTHORITY ADOPT A RESOLUTION PROVIDING FOR THE ISSUANCE OF REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$18,000,000. THE PROCEEDS OF WHICH WILL BE LOANED TO CHRISTIAN CARE COMMUNITIES, INC., A KENTUCKY NONPROFIT ORGANIZATION WITH FACILITIES LOCATED WITHIN THE BOUNDARIES OF FAYETTE COUNTY, TO REFINANCE THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF CERTAIN FACILITIES CONSISTING OF HEALTH CARE AND HEALTH RELATED FACILITIES AND WAIVING CERTAIN REQUIREMENTS OF THE URBAN COUNTY GOVERNMENT'S INDUSTRIAL REVENUE/HOUSING BOND POLICIES AND GUIDELINES.

WHEREAS, the Kentucky Economic Development Finance Authority (the "Authority") is authorized to issue bonds from time to time under the provisions of Chapter 154 and Sections 103.200 – 103.285 inclusive, of the Kentucky Revised Statutes and to use the proceeds of such bonds to make loans to nonprofit organizations such as Christian Care Communities, Inc. (the "Borrower") to provide financing for health care and health related facilities in the Commonwealth of Kentucky; and

WHEREAS, the Borrower desires to refund all or a portion of the outstanding principal amount of the Authority's \$18,855,000 Health Care Facilities Revenue Bonds, Series 1998 (The Christian Church Homes of Kentucky, Inc. Obligated Group) (the "Series 1998 Bonds"), the proceeds of which Series 1998 Bonds financed the acquisition, construction and equipping of certain facilities consisting of health care and health related facilities (the "Project") through the issuance by the Authority of its Health Care Facilities Revenue Refunding Bonds, Series 2007 (the "Bonds"), the proceeds of which would be loaned to the Borrower to provide the funds to refund the Series 1998 Bonds; and

WHEREAS, the loan payments to the Authority from the Borrower for such loan will be at an effective rate below the interest rate charged to the Borrower by conventional lenders for similar loans; and

WHEREAS, the Borrower is using a portion of the proceeds of the Bonds to refinance activities within the boundaries of Lexington, Fayette County, Kentucky and wishes to enter into a loan agreement with the Authority to meet its financing needs; and

WHEREAS, such financing will be beneficial to the Borrower and to the residents of Lexington, Fayette County, Kentucky.

NOW, THEREFORE, BE IT RESOLVED BY THE LEXINGTON – FAYETTE URBAN COUNTY COUNCIL (THE "URBAN COUNTY COUNCIL"), AS FOLLOWS:

SECTION 1. That this Urban County Council does hereby request that the Kentucky Economic Development Finance Authority issue its revenue bonds pursuant to Chapter 154 and Sections 103.200 – 103.285 inclusive, of the Kentucky Revised Statutes to provide such funds as may be necessary and to use the proceeds thereof to make a loan to the Borrower to enable the Borrower to refund the Series 1998 Bonds, all of which will be in furtherance of the charitable purposes of the Borrower in providing health care and related services.

SECTION 2. That the Urban County Council determines that all formal actions relative to the adoption of this Resolution were taken in open meetings of the Urban County Council, and that all deliberations of the Urban County Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements.

SECTION 3. That the Urban County Council hereby waives the alternate bond issuer review process contained in the Urban County Government's Industrial Revenue/Housing Bond Policies and Guidelines.

SECTION 4. That this Resolution shall be in full force and effect upon adoption, as provided by law.

PASSED, Urban County Council: _____, 2007.

INTRODUCED, SECONDED AND ADOPTED AT A MEETING OF the Urban County Council held on the ____ day of _____, 2007 and on the same occasion, signed in open session by the Mayor as evidence of his approval, attested by the Clerk of the Urban County Council, ordered filed as required by law and declared to be in full force and effect.

DRAFT

Mayor

ATTEST:

DRAFT

Clerk of Urban County Council



472-07

Mayor Jim Newberry

Department of Law

TO: Jim Newberry, Mayor
Members, Urban County Council

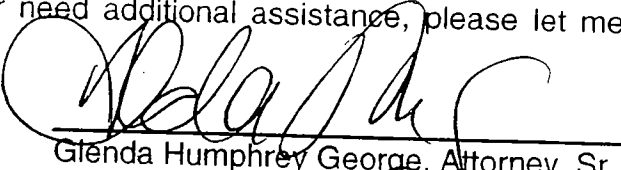
FROM: Department of Law

DATE: August 30, 2007

RE: Tempur Pedic, Inc. – Kentucky Job Development Act

Council approval is requested to amend Resolution 273-2003, previously amended by Resolution Nos. 173-2004 and 366-2007, to change the name of the approved company which was granted an inducement pursuant to the Kentucky Jobs Development Act from Tempur Pedic, Inc. to Tempur World, LLC and to recognize Tempur-Pedic North America, Inc. as the sole approved affiliate for the economic development project.

If you have any questions or need additional assistance, please let me know.


Glenda Humphrey George, Attorney, Sr.

cc: Anthony Wright, Economic Development Officer

HORSE CAPITAL OF THE WORLD

**P. O. Box 34028 Lexington, KY 40588 (859) 258-3500 Fax: (859) 258-3538 www.lfucg.com

****Please note new mailing address**



443-07

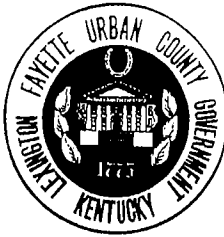
Mayor Jim Newberry

Division of Fire and Emergency Services
Robert G. Hendricks, Fire Chief**Date:** 07/17/2007**To:** Mayor Jim Newberry
Joe Kelly, Senior Advisor
Council Members**From:** 
Assistant Chief Glendon Carlton**Re:** Request for Council Action
Sprint/Nextel (Contract Amendment 1)

We request a resolution authorizing the Mayor to execute (Amendment 1) to contracts with Nextel/Sprint related to 800 MHz rebanding as mandated by the Federal Communications Commission (FCC). Increasing the contract cost to Sprint/Nextel by \$13,598.00 for a total contract cost of \$122,584.00. This is required for amendments to contracts which authorize Nextel/Sprint to assume the financial cost associated with the mandated national frequency rebanding plan. This is at no cost to the Lexington Fayette Urban County Government.

If you require any additional information regarding this issue, please contact me at 859-361-5899.

Cc: Tim Bennett, Public Safety Commissioner
Robert Hendricks, Fire Chief
File



445-07

Mayor Jim Newberry
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Law

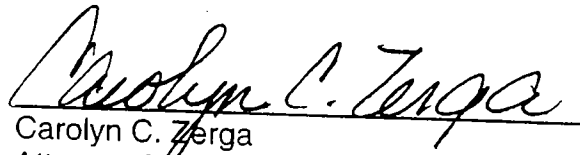
TO: Mayor Jim Newberry
Members, Urban County Council

FROM: Department of Law

DATE: August 20, 2007

RE: Amending Ordinance No. 161-2007

The attached action amends Ordinance No. 161-2007 to correct a typographical error in the line number of Revenue Processing Supervisor, to become effective retroactive to July 5, 2007, with no physical impact to the Government.


Carolyn C. Zerga
Attorney Senior

cc: Tracey Stephenson, Human Resources Manager
Division of Human Resources
Susan Lamb, Deputy Council Clerk
Council Clerk's Office

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HORSE CAPITAL OF THE WORLD

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****Please note new mailing address**



470-07

Mayor Jim Newberry

Department of Law

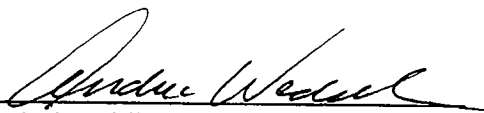
TO: Mayor Jim Newberry
Members, Urban County Council

FROM: Department of Law

DATE: August 28, 2007

RE: Amendment to Ordinance No. 7-2005

The purpose of this memorandum is to request passage of an ordinance amending Ordinance No. 7-2005 to reflect the change in ownership of the real property from which the Urban County Government is acquiring fee simple right-of-way for the Loudon Avenue Improvement Project and to substitute the new account number for payment of consideration for the acquisition. A draft copy of the proposed ordinance is attached.


Andrea L. Weddle
Attorney Sr.

Attachment

cc: Joe Kelly, Sr. Advisor for Management
Office of the Mayor
Rebecca Langston, Council Administrator
Council Office
Leigh Karr, Engineering Tech. Principal
Division of Engineering

G:ALW/Mem1328

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HORSE CAPITAL OF THE WORLD

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****Please note new mailing address**

RESOLUTION NO. _____-2007

A RESOLUTION AMENDING RESOLUTION NO. 7-2005 TO AUTHORIZE THE ACCEPTANCE OF A DEED FOR ROADWAY IMPROVEMENTS CONVEYING FEE SIMPLE RIGHT-OF-WAY AND A TEMPORARY CONSTRUCTION EASEMENT FROM BILL MCNEESE, LOCATED AT 677 EAST LOUDON AVENUE, FOR THE LOUDON AVENUE IMPROVEMENTS PROJECT, AND TO AUTHORIZE PAYMENT IN THE AMOUNT OF \$250.00, PLUS USUAL AND APPROPRIATE CLOSING COSTS, EFFECTIVE RETROACTIVE TO JANUARY 13, 2005.

BE IT RESOLVED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That Resolution No. 7-2005 be and hereby is amended to read as follows:

Section 1 – That the Mayor, on behalf of the Lexington-Fayette Urban County Government, be and hereby is authorized and directed to execute the Certificate of Consideration and to accept a Deed for roadway improvements conveying fee simple right-of-way and a temporary construction easement from Bill McNeese, located at 677 East Loudon Avenue, for the Loudon Avenue Improvements Project.

Section 2 – That an amount, not to exceed the sum of \$250.00, be and hereby approved for payment to Bill McNeese, plus usual and appropriate closing costs, all from account #3160-303201-0001-325191715, at the time of closing.

Section 3 – That this Resolution shall become effective on the date of its passage.

Section 2 – That this Resolution shall be effective retroactive to January 13, 2005.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL

PUBLISHED:

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444-07

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Fire and Emergency Services

Robert G. Hendricks, Fire Chief

Date: 07.17.2007
To: Mayor Jim Newberry
 Joe Kelly, Senior Advisor
 Council Members

From: 
 Assistant Chief Glendon Carlton

Re: Request for Council Action
 Mayors Authorization

We request a resolution authorizing the Mayor to execute contracts with Lexington Call Mobile related to 800 MHz rebanding as mandated by the Federal Communications Commission (FCC). This is required for execution of a contract which authorizes Lexington Call Mobile as the selected vendor to provide reprogramming services as specified in existing contracts with Sprint/Nextel. This contract recognizes the scope of work, timeframes and reimbursement plan for direct payment from Sprint/Nextel to Lexington Call Mobile for financial costs associated with the mandated national frequency rebanding plan. This is at no cost to the Lexington-Fayette Urban County Government.

If you require any additional information regarding this issue, please contact me at 859-361-5899.

Cc: Tim Bennett, Public Safety Commissioner
 Robert Hendricks, Fire Chief
 File

File

HORSE CAPITAL OF THE WORLD

219 East Third Street

Lexington, KY 40508

859-231-5600 (VOICE)

859-231-5652 (FAX)

www.lfucg.com



446-07

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of General Services

To: Jim Newberry, Mayor
Urban County Council

From: Kimra Cole, Commissioner General Services

Date: August 13, 2007

Subject: Request approval of 2007-2008 School Year Dell TechKnow Program Agreement

The Tubby's Clubhouse / Dell TechKnow program in Lexington-Fayette County is entering its fourth full school year. Dell, Inc. requires participating school districts to confirm continuing participation in the program by signing a Program Agreement. In Lexington-Fayette County, the agreement is made not only by Fayette County Public Schools, but also by the Lexington-Fayette Urban County Government. LFUCG shares responsibility for operating the program with FCPS, including the assignment of the District Coordinator and utilization of Parks and Recreation community center sites for program delivery. The Superintendent of Fayette County Public Schools will also sign the agreement.

Council approval for this school year will allow the Tubby's Clubhouse / Dell TechKnow program to provide up to 250 low-income students with training in computer technology and, upon completion, a computer of their own to take home – allowing them access to technology at home. Classes will meet in fall, spring and summer sessions. Since May 2004, over 700 students have graduated from the program.

The primary funding for the Dell TechKnow program is provided by the Tubby Smith Foundation. Coach Tubby Smith has provided \$50,000.00 per year, and other donors including, Central Bank, Keeneland and the Ro Parra Family Foundation also contribute as much as \$40,000 each year. These funds pay for instructor salaries, instructor and volunteer training, supplies/materials for students participating in the program, food and other supplies. Additional provisions are donated or provided at discount by KY Trade Computers, Pepsi Cola Bottling, Corky's Barbecue, Chick-fil-A and Eureka Pizza.

HORSE CAPITAL OF THE WORLD

200 East Main Street Lexington, KY 40507 (859) 258-3900 Fax (859) 258-3909 www.lfucg.com



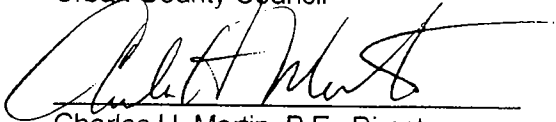
447-07

Mayor Jim Newberry

Division of Water and Air Quality

Memorandum

To: Mayor Jim Newberry
Urban County Council

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

Date: August 22, 2007

Re: Execution of a Railroad Encroachment Agreement with CSX Transportation
CSX Agreement No. CSX-048167
North Elkhorn Diversion Wastewater Project

The purpose of this memorandum is to request a resolution authorizing the execution of a railroad encroachment agreement with CSX Transportation for the purpose of installing a sanitary sewer force main within the railroad right of way. Fees associated with obtaining this encroachment agreement are \$8,250.00 and are budgeted.

This encroachment is necessary to provide sanitary sewer service the North Elkhorn sanitary pump station currently under construction. The encroachment is limited to a perpendicular crossing of railroad with a 30-inch diameter pipe encased in a 48-inch diameter steel casing pipe.

For a response to questions about this project, please contact me 425-2400.

cc: Rick Day, P.E., Construction Manager, Division of Water & Air Quality
Joe Henry, P.E., GRW Engineers




448-07

Mayor Jim Newberry

Division of Water and Air Quality

Memorandum

To: Mayor Jim Newberry
Urban County Council

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

Date: August 22, 2007

Re: Execution of a Railroad Encroachment Agreement with CSX Transportation
CSX Agreement No. CSX-048165
North Elkhorn Diversion Wastewater Project

The purpose of this memorandum is to request a resolution authorizing the execution of a railroad encroachment agreement with CSX Transportation for the purpose of installing a sanitary sewer force main within the railroad right of way. Fees associated with obtaining this encroachment agreement are \$8,250.00 and are budgeted.

This encroachment is necessary to provide sanitary sewer service the North Elkhorn sanitary pump station currently under construction. The encroachment is limited to a perpendicular crossing of railroad with a 30-inch diameter pipe encased in a 48-inch diameter steel casing pipe.

For a response to questions about this project, please contact me 425-2400.

cc: Rick Day, P.E., Construction Manager, Division of Water & Air Quality
Joe Henry, P.E., GRW Engineers

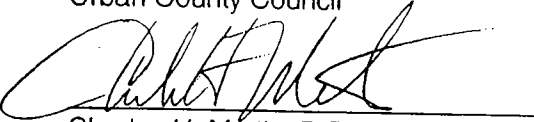


449-07

Mayor Jim Newberry
Division of Water and Air Quality

Memorandum

To: Mayor Jim Newberry
Urban County Council

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

Date: August 22, 2007

Re: Execution of a Railroad Encroachment Agreement with CSX Transportation
CSX Agreement No. CSX-048166
North Elkhorn Diversion Wastewater Project

The purpose of this memorandum is to request a resolution authorizing the execution of a railroad encroachment agreement with CSX Transportation for the purpose of installing a sanitary sewer force main within the railroad right of way. Fees associated with obtaining this encroachment agreement are \$8,250.00 and are budgeted.

This encroachment is necessary to provide sanitary sewer service the North Elkhorn sanitary pump station currently under construction. The encroachment is limited to a perpendicular crossing of railroad with a 30-inch diameter pipe encased in a 48-inch diameter steel casing pipe.

For a response to questions about this project, please contact me 425-2400.

cc: Rick Day, P.E., Construction Manager, Division of Water & Air Quality
Joe Henry, P.E., GRW Engineers



453-07

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: AUGUST 27, 2007

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT
WITH AD-SUCCESS FOR MOBILITY OFFICE MARKETING
CAMPAIGN—FY 2008

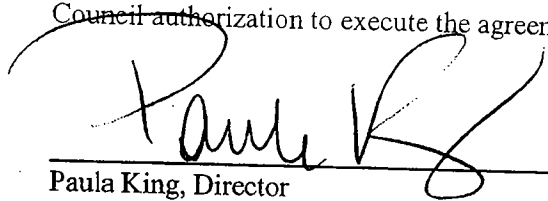
The Lexington-Fayette Urban County Government annually receives federal funds for operation of its mobility office (Ridesharing program), funded from the Surface Transportation Program-Lexington (SLX) and operated by the Division of Planning.

The approved grant project provides for the design and implementation of a marketing campaign that will increase the public's awareness of air quality issues and encourage the use of transportation alternatives. The ultimate goal of the air quality program is to ensure air quality conformity in accordance with the state of Kentucky's implementation plan. A Request for Proposals was issued in Fiscal Year 2006 soliciting proposals from interested firms for the design and implementation of a marketing campaign in Fiscal Year 2007. Ad-Success was the winner of this competition and was awarded a contract in Fiscal Year 2007 that provided for a one-year renewal in FY 2008 if both parties agreed. The Agreement in the amount of \$40,400 with Ad-Success includes design, television and radio time, print materials, and documentation of Public Service Announcements. The Agreement in the amount of \$40,400 with Ad-Success includes design, television and radio time, print materials, and documentation of Public Service Announcements.

Funds are budgeted:

FUND	DEPT ID	SECTION	ACCOUNT	PROJECT	BUD REF
3160	160705	0001	71200	MOBILITY OFFICE	2008

Council authorization to execute the agreement is hereby requested.


 Paula King, Director

Xc: Don Kelly, Commissioner of the Department of Public Works and Development

200 East Main Street 6th Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com





468-07

Mayor Jim Newberry
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Social Services

MEMORANDUM

To: Mayor Jim Newberry
Members of the Council
Joe Kelly, Sr. Advisor for Management

FROM: Marlene Helm
Marlene Helm, Commissioner

DATE: August 30, 2007

SUBJECT: Agreement with Gail Hayden

I am requesting approval to enter into an agreement with Gail Hayden to provide clerical support to the Department of Social Services for our Needs Assessment Project, other special projects, research, protocol development, strategic planning, and other duties as requested. The agreement is effective until December 31, 2007.

Cost is not to exceed \$15,000 and is fully budgeted.

Mayor Jim Newberry

Department of General Services

TO: Mayor Jim Newberry
Urban County Council

FROM: Kimra Cole,
General Services Commissioner

DATE: August 17, 2007

RE: MES/STARS Lease

I am requesting Urban County Council approval to renew a lease with MES Enterprises, LLC for space on the third floor of the Triangle Center for the STARS project. The lease entitles the LFUCG to exclusively occupy 3,949 square feet, and to have access to another 400 square feet of non-exclusive space. This is the same space that the LFUCG has been using for the STARS project since late 2005.

The term of the lease is one year with an option for an additional one year extension. The rent for the first year, beginning July 1, 2007 is \$5,750 monthly; 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.



460-07

Mayor Jim Newberry
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Water and Air Quality

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

From: Gregory S. Lubeck, P.E., CFM *Gregory S. Lubeck*
Municipal Engineer Senior

Date: August 24, 2007

RE: USGS Gauging Contract

With this memorandum is an agreement between the Lexington-Fayette Urban County Government and the United States Geological Survey for the continued operation and maintenance of existing stream flow and rain gauges. These gauges were installed in 1997 by the USGS, and this agreement will assure necessary maintenance through September 30, 2008.

The USGS will provide complete maintenance and collect all data. Any station that fails to operate or is damaged will be repaired by USGS at no cost to LFUCG. Each station will be checked and calibrated monthly by USGS. All data is retrieved via satellite and is made available to us.

This program is ongoing and will require annual funding for proper performance. Funding for this year's agreement for \$86,910.00 is included in the FY 2008 annual budget in the general fund.

Accounting Information: 1101-303204-3363-71299

Approved by:

Charles Martin
Charles Martin, P.E.
Director of Water and Air Quality

Don C. Kelly
Don C. Kelly, P.E.
Acting Commissioner of Environmental Quality

C: Yvonne Stone
File

08.1000.116.USGS Gauges.doc

HORSE CAPITAL OF THE WORLD

101 E. Vine Street, 4th Floor Lexington, KY 40507 (859) 425-2400 LexCall (859) 425-2255 www.lfucg.com




469-07

Mayor Jim Newberry
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Engineering

MEMORANDUM

TO: Mayor
Urban County Council

FROM: Scott Dickison 
GIS Programmer/Analyst

DATE: August 29, 2007

Re: Council Approval of Contract with GRW, INC for Impervious Area GIS Data Creation

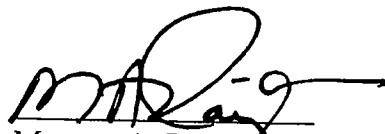
Through the standard consultant selection process and in accordance with CAO Policy #1, GRW Engineers, Inc has been selected to provide a new GIS impervious area data layer. The purpose of this project is to provide LFUCG with a new impervious area GIS data set for the entire county. The potential uses of this data set have been discussed in the Stormwater Oversight Committee.


Cost for this project is \$195,000; funds budgeted in 2522-303204-3321-92211, FY 2007. We recommend the Urban County Council authorize the Mayor to execute an agreement with GRW Engineers Inc, for this work.

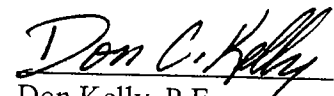
Please call Scott Dickison at 3414 if you have any questions.

Thank you.

APPROVED:


Marwan A. Rayan, P.E.
Urban County Engineer


Charles Martin, P.E.
Director, Division of Water
& Air Quality


Don Kelly, P.E.
Commissioner of Public
Works and Development
Acting Commissioner of
Environmental Quality

HORSE CAPITAL OF THE WORLD

101 East Vine Street 4th Floor Lexington, KY 40507 Ph: (859)258-3410 Fax: (859)258-3458 www.lfucg.com



436-07

OFFICE OF THE CLERK OF FAYETTE URBAN COUNTY GOVERNMENT
Department of General Services

TO: Jim Newberry, Mayor
Urban County Council

FROM: Kimra Cole
Department of General Services

DATE: August 17, 2007

RE: Purchase of Service Agreement with the Bluegrass State Games

For the FY 2008 Budget the Mayor proposed and the Urban County Council appropriated \$22,500 to assist the Bluegrass State Games, Inc. (BGSF). This financial support along with other direct and indirect support provided by the LFUCG assists the BGSF in organizing and conducting the annual Bluegrass Summer Games.

I am asking for Council approval of a Purchase of Service Agreement with the Bluegrass State Games, Inc. to effect the transfer of funds per the appropriation.

4 36 - 07

PURCHASE OF SERVICE AGREEMENT

This Purchase of Service Agreement is made and entered into on the ____ day of August, 2007, by and between the **Lexington-Fayette Urban County Government**, an urban county government of the Commonwealth of Kentucky, created pursuant to KRS Chapter 67A (hereinafter "Government") and **Bluegrass State Games, Inc.** (hereinafter "Organization") a Kentucky non-profit corporation.

WITNESSETH:

That for and in consideration of the mutual promises and covenants herein expressed, the Government and the Organization agree as follows:

1. For purposes of this agreement, the Mayor shall identify a Government liaison. Where this agreement requires a demonstration of need, the Government liaison must be satisfied that such need exists before the Government provides any funds or services.
2. Government shall make available for the Organization's use office space, office equipment, and office furniture.
3. When and as the necessity arises and is demonstrated, the Government will provide support staff to assist the Organization in its efforts to organize and conduct the Bluegrass State Games.
4. Government shall make available for the Organization's use Urban County Parks, facilities, and equipment for the various events of the Bluegrass State Games.
5. Government shall provide payroll processing and postage services as needed

436-07

to the Organization.

6. Government shall pay the Organization the sum of twenty two thousand five hundred dollars (\$22,500) annually for the services Organization is required to render by the terms of this agreement.

7. The providing of services, items, equipment, etc., by the Urban County Government pursuant to the terms of this agreement is subject to sufficient funds being appropriated in the FY 2008 budget of the Urban County Government.

8. Bluegrass State Games, Inc., shall organize, fund, and conduct the Bluegrass Summer Games, an amateur athletic competition in which the finals are to be held primarily in Lexington-Fayette County. The Games will provide Kentuckians of all ages and ability levels a wholesome avenue for positive development through sports and **activity, promote and develop local amateur athletics, provide amateur athletes an** opportunity to showcase their talents and receive statewide recognition, and generate economic impact from visitor expenditures for the local economy. The Summer Games will consist of at least two (2) weekends of state finals competition to be held in July, an opening ceremony, and other events as deemed appropriate.

9. The Organization shall have the option to hire an executive director to direct the organization, administration, promotion and all other aspects of management for the Bluegrass State Games.

10. The Organization shall reimburse the Government for postage, mainframe computer use (for entries/results only), equipment (softballs, tennis balls, basketballs, scorecards, port-a-johns, etc.) purchased under Government price contracts, and any

payroll processing, including benefits, provided by the Government to any employee of the Organization.

11. The Organization shall reimburse the Government for staff time to the extent possible and agreed upon in the Organization's annual budget.

12. Books of accounts shall be kept by the Organization and entries shall be made therein of all money, goods, effects, debts, sales, purchases, receipts, payments, contributions of goods of services, and any other transactions of the Organization. The books of accounts shall be maintained at the principle place of business of the Organization. The Government shall have access at all times to the books, papers and affairs of the Organization.

13. The Organization shall submit an annual report no later than March 1 of each year to the Mayor and Urban County Council, which report shall contain a summary of its activities for the preceding year.

14. This Agreement shall commence on the date noted above and shall terminate one calendar year after that date.

15. This instrument contains the entire agreement between the parties, and no statement, promises or inducements made by either party that is not contained in this written agreement shall be valid and binding; and this Agreement may not be enlarged, modified, or altered except in writing signed by the parties and endorsed hereon.

IN WITNESS WHEREOF, the parties have executed this Agreement at Lexington, Kentucky, the day and year first above written.



454:07

Mayor Jim Newberry
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Social Services

MEMORANDUM

To: Mayor Jim Newberry
Members of the Council
Joe Kelly, Sr. Advisor for Management

FROM: Marlene Helm
Marlene Helm, Commissioner

DATE: August 23, 2007

SUBJECT: Purchase of Services Agreements with Partnering Agencies for FY 2008

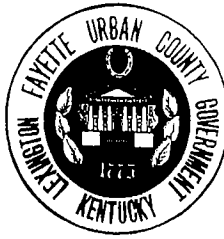
I am requesting approval for the Lexington-Fayette Urban County Government to enter in to Purchase of Services Agreements with eighteen (18) partnering agencies for Fiscal Year 2008. These agencies, as well as the level of funding budgeted for each, are as follows:

<u>Agency Name</u>	<u>Funding Level</u>	<u>Dept. ID</u>
Baby Health Services	\$16,000	900301
Bluegrass Area Development District	98,000	900302
Bluegrass Community Action Agency	20,000	900303
Bluegrass Domestic Violence Program	70,000	900304
Bluegrass Rape Crisis Center	70,000	900316
Bluegrass Technology Center	2,370	900305
Center for Women, Children & Families	35,100	900306
Community Action Council	170,000	900307
Comprehensive Care Center	234,750	900308
Chrysalis House	40,000	900209
Emmaus Road Village	55,000	900321
Family Counseling Service	32,500	900320
Hope Center	718,770	900311
Metro Group Homes	152,000	900313
Moveable Feast Lexington	40,000	900324
Nursing Home Ombudsman Program	45,000	900314
Operation Read	27,550	900315
Salvation Army	160,000	900317

An Addendum outlining the scope of work to be performed by each agency is attached to each Purchase or Services Agreement. The Department of Social Services maintains a file on each agency that includes: copy of the Agreement; scope of work; budget narrative; invoices; monthly report; and other documentation.

Funds of \$1,987,040 to cover these costs are reflected in the adopted budget for FY 2008.

HORSE CAPITAL OF THE WORLD



463-07

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Office of the Senior Advisor for Management

MEMORANDUM

To: Mayor Jim Newberry
Joseph Kelly, Senior Advisor for Management
Urban County Councilmembers

From: Charlie Boland, Administrative Officer Sr.
Mayor's Office

Date: August 28, 2007

Re: Downtown Lexington Corporation Purchase of Service Agreement – FY 2008

The Downtown Lexington Corporation has as its mission to strengthen relationships among downtown businesses, residents, and community organizations, and to conduct various activities that emphasize the assets and promote the growth and revitalization of downtown Lexington. The Downtown Lexington Corporation promotes downtown as a place to work, visit, shop, and live, through the initiatives of its board of directors.

Under the new leadership of the Downtown Lexington Corporation, a much closer relationship has been forged with the Downtown Development Authority to jointly work in a complementary fashion on issues of importance to downtown. Co-location of these agencies is a major step in achieving and maintaining this higher level of cooperation. In turn, new opportunities will be more easily identified and a sharper and more unified focus on downtown will be realized.

The FY 2008 Purchase of Service Agreement with the Downtown Lexington Corporation, Inc., is in the amount of \$60,000 and includes provision of the new facility space in the Phoenix Building, routine employee benefits, etc. All previous terms and conditions remain the same.

I request Council authorization for the Mayor to sign the FY 2008 Purchase of Service Agreement with the Downtown Lexington Corporation, as presented. Thank you for your consideration.

c. Renee Jackson, Executive Director – Downtown Lexington Corporation

HORSE CAPITAL OF THE WORLD

200 East Main Street

Lexington, KY 40507

859-258-3155

www.lfucg.com

PURCHASE OF SERVICE AGREEMENT**463-07**

THIS PURCHASE OF SERVICE AGREEMENT, made and entered into on the 1st day of July, 2007, by and between the LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT, an urban county government of the Commonwealth of Kentucky, created pursuant to KRS chapter 67A (hereinafter "Government"), 200 East Main Street, Lexington, Kentucky 40507, on behalf of the Office of the Mayor (hereinafter "Sponsor"), and THE DOWNTOWN LEXINGTON CORPORATION (hereinafter "Organization"), 101 East Vine Street, Lexington, Kentucky 40507.

WITNESSETH:

That for and in consideration of the mutual promises and covenants herein expressed, the Government and the Organization agree as follows:

1. **Government hereby retains Organization for the period beginning on July 1, 2007, and continuing for a period of twelve (12) months from that date unless within that period Government gives the Organization written notice of termination of this Agreement in which case this Agreement shall terminate thirty (30) days from the date notice is given to the Organization.**

2. In consideration for the organization providing the services more particularly described in the Addendum attached hereto and incorporated herein by reference, the Government shall:

a. Pay the organization the sum of Sixty Thousand Dollars (\$60,000.00), with payments to be made on a quarterly basis of four equal payments.

b. Provide office space at 101 East Vine Street and all included services related thereto, with the exception of telephone and internet connections and service which the Organization shall provide at its cost.

c. Provide the following insurance coverage to employees of the Organization, the coverage of which is identical to that made to the Government's own employees: health, dental and life.

3. In the event of termination of this Agreement by Government as provided for in paragraph 1 above, Organization shall be entitled to that portion of total compensation due under this Agreement as the service rendered bears to the service required thereunder.

4. Organization shall perform all duties and services included in the Addendum attached hereto faithfully and satisfactorily at the time, place and for the duration prescribed herein. Organization shall keep itself fully informed of all national and state laws and all municipal ordinances and regulations in any manner affecting the work or performance of this Agreement, and shall at all times observe and comply with such laws, ordinances and regulations, whether or not such laws, ordinances or regulations are mentioned herein, and shall indemnify Government, its officers, agents and employees against any claim or liability arising from and based on the Organization's violation of any such laws, ordinances or regulations.

5. Organization represents that it has filed federal, state or local income tax returns required by law in the legally prescribed time and manner. This Agreement shall not become effective unless and until copies of all of the executed originals of the aforementioned tax returns filed for the most recent tax year for the Organization have

been registered by the Organization in the office of the Sponsor, and the Organization shall not be compensated unless and until such registration has taken place.

6. The Organization shall, on such forms as the Sponsor shall provide, submit to Sponsor an annual report and financial statement which summarize the previous year's activities regarding the services enumerated in the addendum attached hereto. Such report and statements shall be submitted no later than July 31, 2008 for FY-2008.

7. Books of accounts shall be kept by the Organization and entries shall be made therein of all money, goods, effects, debts, sales, purchases, receipts, payments and any other transactions of the Organization. The books of accounts, together with all bonds, notes, bills, letters and other writings belonging to the Organization, shall be maintained at the principal place of business of the Organization as set forth in this Agreement. Government shall have free and complete access to the books, papers and affairs of the Organization at all reasonable times, and if it desires, it may have the books and papers of the Organization audited and examined by auditors, accountants or attorneys. Any examination shall be at the expense of the Government.

8. Government may designate such persons as may be necessary to monitor and evaluate the services rendered by the Organization. The Government, its agents and employees, shall, at all times, have unrestricted access to all places where or in which the services required hereunder are being carried on and conducted. Inspection and monitoring of the work by these authorities shall in no manner be presumed to relieve in any degree the responsibility or obligations of Organization, or to constitute Organization an agent of the Government.

9. Organization shall provide equal opportunity in employment for all qualified persons, shall prohibit discrimination in employment because of race, color, creed, national origin, sex, age or disability, shall promote equal employment through a positive, continuing program of equal employment, and shall cause each of its subcontracting agencies to do so. This program of equal employment opportunity shall apply to every aspect of its employment policies and practices.

10. Organization shall adopt a written sexual harassment policy, which shall at a minimum, contain a statement of current law; a list of prohibited behaviors; a complaint process; and a procedure which provides for a confidential investigation of all complaints. The policy shall be given to all employees and clients and shall be posted at all locations where the organization conducts business. This policy shall be submitted to the Office of the Mayor for review within thirty (30) days of the execution of this Agreement.

11. This instrument, and the Addendum incorporated herein, contains the entire agreement between the parties, and no statement, promises or inducements made by either party or agent of either party that is not contained in this written Agreement shall be valid and binding; and this Agreement may not be enlarged, modified or altered except in writing signed by the parties and endorsed hereon.

IN WITNESS WHEREOF, the parties have executed this Agreement at Lexington, Kentucky, the day and year first above written.

**LEXINGTON FAYETTE URBAN
COUNTY GOVERNMENT**

By: _____
Jim Newberry, Mayor



450-07

Mayor Jim Newberry

FAYETTE URBAN COUNTY GOVERNMENT

Division of Parks and Recreation

TO: Mayor Jim Newberry
Urban County Council Members

FROM: 
Jerry Hancock, Director
Parks and Recreation

SUBJECT: Facility Usage Contract

DATE: August 20, 2007

RECEIVED
AUG 22 2007
GENERAL SERVICES
COMMISSIONER'S OFFICE

This is a request for Council's approval of a Facility Usage Contract between the Fayette County Board of Education and the LFUCG Parks and Recreation, Extended School Program (ESP) and Recreational Enrichment And Learning (REAL) program. This contract is for the purpose of using FCPS facilities for our ESP and REAL program. This contract covers the 2007-2008 school year and will expire May 30, 2008.

Please contact me if there are any questions.

Cc: Kimra Cole, Commissioner of General Services

JH:msm

HORSE CAPITAL OF THE WORLD



467-07

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT
Division of Engineering
MEMORANDUM

To: Jim Newberry, Mayor
Lexington Fayette Urban County Council

From: Samuel R. Williams, P.E., P.L.S.
Municipal Engineer Senior

Date: July 27, 2007

RE: Change Order Number 1, Contract 899
Seventh Street @ Old Rail Road Crossing Improvements
(Engineering Project 270 - Bid #29-2007)

Change Order Number 1 with Lenco Excavation Company, Inc. is a change to Contract Number 899, Purchase Order LF00019314. This change order adjusts the Contract to:

1. Delete Unit Priced item 28 (credit \$25,920.18),
2. Increase/ add the amount of Unit Priced items 29, 32 & 33 (add \$36,332.50),

This Change Order increases the contract by \$10,412.32. The Division of Engineering recommends approval.

Recommended by:

Samuel R. Williams, P.E., P.L.S.
Municipal Engineer Senior

Reviewed by:

 8/01/07
Robert A. Bayert, P.E., P.L.S.
Engineering Section Manager

Approved by:

Marwan A. Rayan, P.E.
Urban County Engineer

Approved by:

Don C. Kelly, P.E., Commissioner
Department of Public Works

07.P270.411.G.ENGDATA.Williams899CO1

HORSE CAPITAL OF THE WORLD

CONTRACT HISTORY FORM

467-07

Lenco Excavation Company, Inc.

Contractor:

Seventh Street @ Old Rail Road Crossing Improvements

Project Name:

#899 - June 7, 2007

Contract Number and Date:

Engineering

Responsible LFUCG Division:

CHANGE ORDER DETAILS

A.	Original Contract Amount:	238,718.65	
		\$	
	Next Lowest Bid Amount:		
	-0-		
	\$		
B.	Amount of Selected Alternate or Phase:	238,718.65	
		\$	
C.	Cumulative Amount of All Previous Alternates or Phases:	-0-	
		\$	
D.	Amended Contract Amount:	238,718.65	
		\$	
E.	Cumulative Amount of All Previous Change Orders:	-0-	0.00 %
		\$	(Line E / Line D)
			4.36 %
F.	Amount of This Change Order:	10,412.32	
		\$	(Line F / Line D)
G.	Total Contract Amount:	249,130.97	
		\$	

SIGNATURE LINES

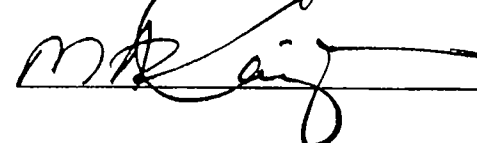
Project Manager:

Date: July 27, 2007

Reviewed by:

Date: 8/28/07

Division Director:

Date: 8/28/07

LEXINGTON-FAYETTE

URBAN COUNTY GOVERNMENT

CONTRACT CHANGE ORDER

Page 1 of 2

Date: July 27, 2007

57

Project: Seventh Street @ Old
Rail Road Crossing ImprovementsLocation: Seventh Street
467-07

To (Contractor)

Lenco Excavation Company, Inc.
1212 E. New Circle Road
Lexington, KY 40505

Contract No. 899

Change Order No.(1)

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

Item No. (1)	Description of changes-quantities, unit prices, change in completion, etc. (2)	Decrease in contract price (3)	Increase in contract price (4)
28	Delete 10" Ductile Iron Pipe - 429 FT @ \$60.42 per FT	\$25,920.18	
29	Increase Sanitary Sewer Manholes - 2 EA @ \$3,707.66 per EA		\$7,415.32
32	Add 10" PVC SDR-35 Pipe - 429 FT @ \$53.42 per FT		\$22,917.18
33	Add By-pass Sanitary Sewer Pumping - LS		\$6,000.00
	Change in contract price due to this Change Order:		
	Total decrease	\$25,920.18	XXXXXXXXXXXXXX.XX
	Total increase	XXXXXXXXXXXXXX.XX	\$36,332.50
	Net (increase) contract price	\$10,412.32	

The sum of **\$10,412.32** is hereby added to the total contract price, and the
total adjusted contract price to date thereby is **\$249,130.97**.

The time provided for completion in the contract and all provisions of the
contract will apply hereto.

Recommended by *[Signature]* ^{RAB} (Proj. Engr.) Date 07/27/2007

Accepted by *[Signature]* (Contractor) Date 07/27/07

Approved by *[Signature]* (Urban Co. Engr.) Date 8/28/07

Approved by *[Signature]* (Commissioner) Date 8/31/07

Approved by _____ (Mayor or CAO) Date _____

JUSTIFICATION FOR CHANGE

PROJECT: Seventh Street @ Old Rail Road

CONTRACT NO. 899

CHANGE ORDER: (1)

1. Necessity for change:
Replace two old brick Sanitary Sewer Manholes in project limits.
2. Is proposed change an alternate bid? ☐ Yes ☒ No
3. Will proposed change alter the physical size of the project?
☐ Yes ☒ No
If "Yes", explain.
4. Effect of this change on other prime contractors: N/A
5. Has consent of surety been obtained? ☐ Yes ☒ Not Necessary
6. Will this change affect expiration or extent of insurance coverage?
☐ Yes ☒ No
If "Yes", will the policies be extended? ☐ Yes ☐ No
7. Effect on operation and maintenance costs: N/A
8. Effect on contract completion date: N/A

Mayor

Date




465-07

Mayor Jim Newberry
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Corrections

Ronald L. Bishop
Director

Memo

TO: Mayor Jim Newberry
Council Members

FROM: Ronald L. Bishop, Director 
Division of Community Corrections

DATE: August 24, 2007

SUBJECT: Policy and Procedure Manual

The Policy and Procedure Manual for the Detention Center was ratified and adopted by the Council in 2006 by Ordinance No. 276-2006.

This Manual is ready for ratification by the Urban County Council, in accordance with Titles 501 and 505 of the Kentucky Administrative Regulations. No changes have been made to the Manual.

As a result, I respectfully ask your annual ratification and approval of the Manual. A blue sheet is also enclosed.

A copy of the Policy and Procedure Manual was provided to the Department of Law for their examination and review.

Enclosure [blue sheet]

cc: Commissioner Tim Bennett, Public Safety

HORSE CAPITAL OF THE WORLD

600 Old Frankfort Circle

Lexington, KY 40510

(859) 425-2700

FAX (859) 425-2750

jail.lfucg.com.



462-07

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

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

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

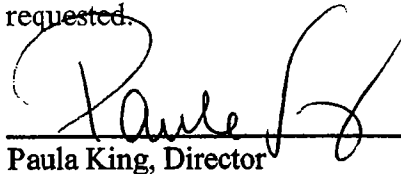
DATE: AUGUST 27, 2007

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT
APPLICATION, AND ACCEPT AWARD IF OFFERED, FROM
THE KENTUCKY ENVIRONMENTAL AND PUBLIC
PROTECTION CABINET FOR THE CONTINUATION OF THE
ANTI-LITTER CONTROL PROGRAM IN FAYETTE COUNTY—
FY 2008**

The 2002 Kentucky General Assembly enacted legislation (House Bill 174) providing for litter cleanups to be conducted two times each year on city streets as part of each county's solid waste management plan. The bill created a source of revenue for eligible cities and counties to address roadside litter. The source of funds is the Kentucky Pride Fund. The revenue to each county is based upon a formula using the county's miles of public roads, the county's rural population, and the county's total population as a proportion of the state's total miles of public roads, rural population, and total population.

The Kentucky Environmental and Public Protection Cabinet has not provided Fayette County with an estimated award for 2008; however the amount of funding provided to Fayette County for calendar year 2007 was \$144,556. If approved for 2008, the state financial assistance will be used to support personnel costs of employees whose jobs include the picking up of roadway litter (Divisions of Waste Management and Streets, Roads, and Forestry), contractual costs for litter pick-up, the costs of inner-city and rural Adopt-A-Spot programs, and landfill user fees.

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



Paula King, Director

Xc: Don Kelly, Acting Commissioner, Department of Environmental Quality

HORSE CAPITAL OF THE WORLD

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474-07

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

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

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: SEPTEMBER 4, 2007

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION
AND ACCEPT AWARD, IF OFFERED, FROM THE KENTUCKY
JUSTICE CABINET UNDER THE VIOLENCE AGAINST WOMEN ACT
PROGRAM FOR THE CONTINUATION OF A S.A.N.E. PROGRAM IN
FY 2008**

The Division of Police has prepared an application for submission to the Kentucky Justice Cabinet requesting federal funds in the amount of \$55,000 from the Violence Against Women Act (VAWA) Program for the continuation of a Sexual Assault Nurse Examiner (S.A.N.E.) program in the Division of Police as a response to sexual assault for females fourteen and above. The Division of Police, the Commonwealth Attorney's Office, the Fayette County Attorney's Office, and the Bluegrass Rape Crisis Center have collaborated on the planning and implementation of this project and have agreed to provide a coordinative response to the victims of sexual assault.

This project was begun in 2000 with the creation and filling of a full-time position of S.A.N.E. Coordinator as a civilian employee in the Division of Police. Other S.A.N.E.s have been recruited to serve on-call on a contractual basis. S.A.N.E.s are registered nurses with specific credentials for the examination of rape and other sexual assault victims. The University of Kentucky Medical Center provides private examination and waiting space in its Emergency Room for this program. Dr. Lee Irwin, emergency room physician, serves as medical director for the project. The purpose of this project is to provide the victims of sexual assault with better examinations for evidence and to give greater care to the chain of evidence with the objective of more successful prosecutions for sexual assault. It is anticipated that more humane treatment of the victim at the time of the examination will increase reporting and increase willingness to testify in prosecutions.

Total project costs for a 12-month period will be \$105,340. Of this total, the request for federal funding is \$55,000. Local match in the amount of \$26,340 is budgeted in the Division of Police's FY 2008 general fund budget. Funds will be used for contractual services, emergency

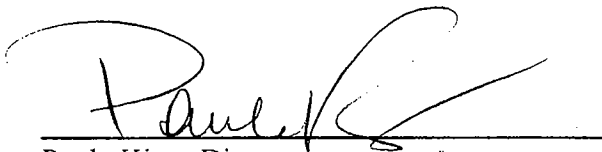
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room space, medication costs, cell phone, pagers, professional training for additional Sexual Assault Nurse Examiners to serve "on-call," and supply and equipment costs. It is projected that during a full project year, as many as 150 sexual assault examinations will be conducted. It is estimated that the S.A.N.E. Coordinator will perform approximately 30 of these exams in the course of her work. The remaining 120 exams will be performed by S.A.N.E.s working under contract. It is anticipated that the state's Crime Victims Compensation Fund will pay \$200 for each of these exams, for a total estimated state revenue of \$24,000. The LFUCG pays the nurses at a rate of \$220. The remaining \$20 per exam (\$2,400 total) is included in grant match.

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


Paula King, Director

Xc: Tim Bennett, Commissioner of the Department of Public Safety



458-02

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

From: Mary Bennett *MB*
Engineering Technician

Date: August 23, 2007

Re: Resolution Authorizing Acceptance of Deed
Project No. 384 – Elizabeth Street Drainage Improvements

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of temporary construction easement for the Elizabeth Street Drainage Improvements project. The deed will be from Esma Greer at a cost of \$150.00 for the acquisition of 377 square feet of temporary construction easement from the property located at 215 Floral Park.

Funds for the payment are currently budgeted. Acceptance of the deed in payment of the consideration is recommended.

Approved by:

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

Don C. Kelly, P.E.
Commissioner, Department of Public Works

Attachments

c: David Carroll, P.E. Glenda George Yvonne Stone File

08.P384.406.blue215floralpk

HOFER & PARTIAL OF THE WORLD



459-07

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

From: Mary Bennett *MB*
Engineering Technician

Date: August 23, 2007

Re: Resolution Authorizing Acceptance of Deed
Project No. 384 – Elizabeth Street Drainage Improvements

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of temporary construction easement for the Elizabeth Street Drainage Improvements project. The deed will be from Charles Rice at a cost of \$300.00 for the acquisition of 750 square feet of temporary construction easement from the property located at 225 Forest Park Road.

Funds for the payment are currently budgeted. Acceptance of the deed in payment of the consideration is recommended.

Approved by:

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

Don C. Kelly, P.E.
Commissioner, Department of Public Works

Attachments

c: David Carroll, P.E. Glenda George Yvonne Stone File

08.P384.406.blue225forestpk

HORSE CAPITAL OF THE WORLD



461-07

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Commissioners's Office

Department of Public Works

TO: Mayor Jim Newberry
Urban County Council

FROM: Don C. Kelly, P.E. *Don Kelly*
Commissioner
Department of Public Works and Development

DATE: August 28, 2007

SUBJECT: Annual Urban Service Legal Process Schedule and List

The Department of Public Works and Development requests approval of the attached schedule and list of new property addresses to proceed through the annual Urban Service Legal Process for 2007.

Before properties in the Urban Service boundary of Fayette County are developed, they are usually in Tax District 02 (General Service) which includes Police and Fire Protection. However, once a property is recorded, divided and platted for new development, the new properties are moved to the appropriate tax district for other needed services. For example, properties on public streets are placed in the full service (01) tax district that provides LFUCG garbage collection, streetlights, and street sweeping. Private streets are placed in the 03 tax district, which only includes LFUCG garbage collection given that private streets maintain their own streets and provide their own streetlights if desired.

Kentucky Law requires that the Urban County Government notify each property owner by certified mail of a proposed increase in property tax and hold a public hearing. Per the attached schedule, the public hearing will be held at 1:30 p.m. on Tuesday, November 13, 2007, immediately before Work Session should anyone wish to comment.

Also attached is the list of streets that petitioned to vote to add an urban service. The period to which new developments are transferred to their appropriate tax district, existing streets without full urban services can petition to vote to add additional services – typically refuse collection.

Should you have any questions, please contact Kevin Wente at extension 3407. Thank you for your consideration of this matter.

HORSE CAPITAL OF THE WORLD

461-07

URBAN SERVICES CHANGES 2007 SCHEDULE

Bluesheet	August 28, 2007
Work Session Discussion	September 11, 2007
Resolution First Reading	September 13, 2007
Resolution Second Reading	September 27, 2007
Publish	October 3, 2007
Publish	October 10, 2007
Publish	October 17, 2007
Certified Mail	Week of October 22, 2007
Neighborhood Information Meetings	October 29, 2007 through November 9, 2007
Pre Work Session Mtg. Ballroom	November 13, 2007 1:00 p.m.
Public Hearing Work Session	November 13, 2007 1:30 – 3:00
Documents Due to Rochelle Boland	November 26, 2007
Ordinance First Reading & Ordinance Second Reading	December 6, 2007

2007 Voting Streets

461-07

Angela CT

300
301
304
305
308
309
312
313
316
317
320
321
324
325
328
329
332
333
336
337
340
341
344
345
348
349
353

461-07

2007 Voting Streets

Blackhorse LN

1980
1984
1985
1988
1989
1992
1993
2000
2004
2005
2008
2009
2012
2013
2016
2017
2020
2021
2024
2025
2028
2029
2032
2036
2040
2044
2048
2052
2053
2056
2057
2060
2061
2064
2065
2068
2069
2072
2073

461-07

2007 Voting Streets

Bracktown RD

3000
3016
3064
3068
3072
3085
3128
3132
3136
3146
3150
3160
3180
3188
3210
3216
3224
3232
3240
3244
3254
3264
3280

461-07

2007 Voting Streets

Bradley LN

135

147

150

157

158

161

175

179

215

461-07

2007 Voting Streets

Leestown RD

3092
3094
3096
3104
3108
3112
3116
3122
3144
3148
3154
3158
3164
3168
3178
3190
3204
3230
3236
3242
3245
3252
3256
3262
3266
3270
3274
3276
3284
3298
3301
3320

461-07

2007 Voting Streets

Rebecca DR

761
762
765
766
769
775
778
783
786
790
791
795
798
837
842
845
853
856
862
865
873
881
882

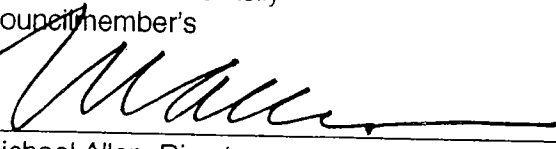


456-07

Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Human Resources

MEMORANDUM

TO: Mayor Jim Newberry
Senior Advisor Joe Kelly
Council member's

FROM: 
Michael Allen, Director
Division of Human Resources

DATE: August 28, 2007

SUBJECT: **Transfer Positions—Division of Human Resources to Division of Accounting**

The attached action amends Section 21-5 of the Code of Ordinances, transferring one (1) position of Human Resources Analyst (Grade 115E), and its incumbent, and one (1) position of Administrative Specialist (Grade 108N), and its incumbent from the Division of Human Resources to the Division of Accounting, effective upon passage by Council. The action also changes the title for the position of Human Resources Analyst to Payroll Analyst (Grade 115).

The Department of Finance, in an effort to appropriately align the payroll process, has recommended transferring these positions to the Division of Accounting.

The duties described on the PAQ fall within the existing job description for this classification; therefore, this action will be reported as *information only* to the Mercer Job Evaluation Committee.

There is no fiscal impact associated with this action.

If you have questions or need additional information, please contact Tracey Stephenson at 258-3030.

Attachment

cc: Kyna Koch, Commissioner, Department of Finance
Michael Allen, Director, Division of Human Resources
Darrylyn Combs, Human Resources Manager, Division of Human Resources
Jim Dodson, Human Resources Analyst, Division of Accounting

Log # 08-0028

456-07

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 8/28/07

AMEND SECTION 21-5 OF THE CODE OF ORDINANCES

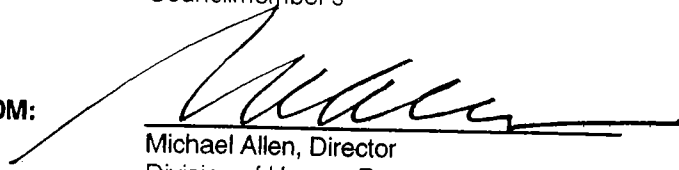
Changes From:							Changes To:								
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Salary
Division of Human Resources (460)															
460.030	8	173	115E	Human Resources Analyst	461(8)	James Dodson	\$2,163.44 biweekly	460.030	7	173	115E	Human Resources Analyst	461(7)	-----	-----
460.055	4	105	110T	Administrative Specialist	461(4)	Vetta Todd	\$19,454 hourly	460.055	3	105	110N	Administrative Specialist	461(3)	-----	-----
Division of Accounting (220)															
-----	-----	-----	-----	-----	-----	-----	-----	220.033	1	311	115E	Payroll Analyst Administrative Specialist	221(1)	James Dodson	\$2,163.44 biweekly
-----	-----	-----	-----	-----	-----	-----	-----	220.050	1	105	110N	Payroll Analyst Administrative Specialist	221(1)	Vetta Todd	\$19,454 hourly



457-07

Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Human Resources

TO: Mayor Jim Newberry
Senior Advisor Joe Kelly
Councilmember's

FROM: 
Michael Allen, Director
Division of Human Resources

DATE: August 28, 2007

RE: Create Position—Division of Computer Services

The attached action amends Section 21-5 of the Code of Ordinances, creating one (1) position of Network Security Engineer (Grade 119E), within the Division of Computer Services effective upon passage by Council.

The Urban County Government's network has grown in complexity with the implementation of People Soft and related network-based financial transaction packages. Computer Services has more responsibility keeping core financial, human resources and other data of a sensitive nature on-site and at remote off-site locations. Computer operations have virtualized significantly as well, and the need for a Security Engineer is paramount.

Based on staff analysis, which includes whole job rank, factor comparison and review by the Mercer Job Evaluation Committee, it is recommended that this position be classified as stated above.

The fiscal impact for FY2008 is \$62,963.53 (19 pay periods) and was included in the FY 08 budget.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Vacant	Network Security Engineer	\$0	\$64,768.60	\$64,768.60
Total Annual Impact with benefits \$86,160.62				

If you have questions or need additional information, please contact Tracey Stephenson at 258-3030.

Attachment
TS/dhf

cc: Mike Nugent, Director, Division of Computer Services
Darrylyn Combs, Human Resources Manager, Division of Human Resources
Diane Wills, Generalist
Jim Dodson, Human Resources Analyst, Division of Human Resources

Log # 08-0013

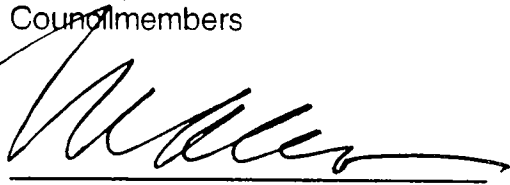


471-07

Jim Newberry, Mayor

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Human Resources**MEMORANDUM**

TO: Mayor Jim Newberry
Joe Kelly, Senior Advisor
Councilmembers

FROM: 
Michael Allen, Director
Division of Human Resources

DATE: August 30, 2007

RE: Create position – Division of Internal Audit

The attached action amends Section 21-5 of the Code of Ordinances, creating one (1) classified civil service position of Deputy Director (Grade 120), to become effective January 7, 2008.

The Division requests the creation of the position to assist the Director in the supervision of staff auditors and would lead audit projects. This position will also perform highly responsible, specialized and professional work of considerable difficulty with overall responsibility for the periodic audit of Urban County departments/divisions is instructed by the Director. The Deputy Director may serve as "acting Director" in the absence of the Director in managing day to day operations.

The fiscal impact for FY2008 is \$43,418.27 (12 pay periods). Funding for the position was approved by Council in the FY 2008 budget.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Vacant	Deputy Director	\$0	\$71,153.68	\$71,153.68
Total Annual Impact with benefits \$94,072.93				

If you have questions or need additional information, please contact Tracey Stephenson at 258-3030.

Attachment

cc: Kyna Koch, Commissioner of Finance
Darrylyn Combs, HR Manager, Division of Human Resources
Jim Dodson, HR Analyst, Division of Human Resources

Log # 08-0014



475-07

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Office of Compliance
Department of Environmental Quality

TO: Mayor Jim Newberry
Urban County Council

FROM: Penny S. McFadden
Penny S. McFadden
Office of Compliance

DATE: September 4, 2007

RE: Five Year Area Solid Waste Management Plan

The Office of Compliance requests and recommends the approval of the Five Year Area Solid Waste Management Plan. The plan includes chapters outlining future plans for dealing with collection, disposal, illegal dumping, recycling, enforcement, public education and landfill siting. Also included in the plan is an implementation schedule, which is a timetable for the completion of the five-year plan.

Information and recommendations included in this report came from both the Solid Waste Technical and Citizen Advisory Committees.

A copy of the Plan is located in the Council Office on the 5th floor. If you have any questions, please feel free to contact me. Again, your consideration of this matter is greatly appreciated.

HORSE CAPITAL OF THE WORLD

URBAN COUNTY COUNCIL
BUDGET & FINANCE COMMITTEE SUMMARY

AUGUST 28, 2007

Dr. Stevens chaired the committee meeting, calling it to order at 1:00 pm. All committee members were present.

I. General Update on FY 2008 Debriefing Topics

Commissioner Koch gave an update.

II. FY 2007 General Fund Capital Improvement Project Report

Mr. Jim Deaton gave a presentation.

III. Discussion on Tax Relief for Private Neighborhoods Paying Property Tax and KU for the Maintenance of Street Lights

Committee discussed issue. No motions came out of the discussion.

IV. Status on Lexington 2015 Financial Study

Commissioner Koch gave an update.

The meeting adjourned at 1:32 pm.