

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
MARCH 24 through MARCH 31, 2008**

MONDAY, MARCH 24

No Meetings

TUESDAY, MARCH 25

Internal Audit Board Quarterly Meeting 11:00 am
Conference Room-10th Floor Government Center

Sanitary Sewers Oversight Committee Meeting 11:30 am
Conference Room-5th Floor Government Center

Budget & Finance Committee Meeting 1:00 pm
Council Chambers-2nd Floor Government Center

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

WEDNESDAY, MARCH 26

Commission for Citizens with Disabilities Meeting 9:00 am
Conference Room 4C-Lexington Public Library

MPO-Transportation Policy Committee Meeting 1:30 pm
Council Chambers-2nd Floor Government Center

Noise Ordinance Task Force Meeting 4:30 pm
Conference Room-5th Floor Government Center

Downtown Entertainment Task Force Meeting. 4:30 pm
Commerce Lexington-330 E. Main St.

THURSDAY, MARCH 27

Mayor's Bicycle Task Force Meeting 11:30 am
Conference Room-5th Floor Government Center

Parks Advisory Board Meeting 4:30 pm
McConnell Springs, 416 Rebmann Lane

FRIDAY, MARCH 28

No Meetings

MONDAY, MARCH 31

No Meetings

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

March 25, 2008

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – None**
- III. Approval of Summary-Yes, March 18, 2008, pp.5-9**
- IV. Budget Amendments – None**
- V. New Business, pp.12-21**
- VI. Continuing Business / Presentations**
 - A. Corridors Committee**
 - B. Planning Committee, pp.22-26**
 - C. Alcohol Awareness Month Proclamation**
 - D. Leadership Lexington – Luke Morgan**
- VII. Council Report**
- VII. Mayor's Report – None**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization to Submit Grant Application to the US Department of Health and Human Services and Accept Award, if Offered, on Behalf of the Department of Social Services for Operations of the MASH Drop Inn Facility – FY2009. (147-08) (King/Helm)
 This request will authorize the submission of a grant application to the US Department of Health and Human Services for \$173,458 on behalf of the Department of Social Services to continue the operation of the MASH Drop Inn. Funds will be used to provide partial personnel and operating costs. This facility provides emergency shelter, counseling services and outreach programs for male and female runaway and homeless youth from birth to 17 years of age. A match of 10% (\$17,346) is required and will come from the Facility's Operating budget (derived from private contributions), the Kentucky Cabinet for Health and Family Services allocation, and other sources. Total project cost is \$190,804.p.12
- B. Authorization of a Purchase of Service Agreement (PSA) with the Bluegrass Comprehensive Care Center on Behalf of the Department of Social Services, Division of Youth Services. (153-08) (Helm)
 This request will authorize a PSA with the Bluegrass Comprehensive Care Center for \$80,000 on behalf of the Division of Youth Services to provide substance abuse treatment for adolescents ages 13 through 17. This service will be provided through the Teen Primary Outpatient Program at the Coleman House. Treatment includes a combination of group and individual therapy, education and skills training, and family guidance and support. Funds are budgeted through the Department's FY2008 General Fund.p.13
- C. Authorization to Purchase Property at 400 Meadow Park for the Meadows Acquisition and Relocation Project. (148-08) (King/D. Kelly)
 This request will authorize the purchase of property at 400 Meadow Park at the fair market value of \$66,000 for the Meadows Acquisition and Relocation Project, a part of the Meadows–Northland–Arlington Phase 3B Improvements Project, to construct a channel system beginning on Bryan Avenue and ending on Morgan Avenue. Funds are budgeted in the Community Development Block Grant.p.14

- D. Authorization of a Resolution to Grant an Inducement to Braden Partners LP (d/b/a Pacific Pulmonary Services) for Participation in the Kentucky Jobs Development Act (KJDA) Program. (151-08) (Wright/J. Kelly)
This request will authorize a resolution to grant an inducement to Braden Partners LP (d/b/a Pacific Pulmonary Services) for a 1% tax abatement as part of their participation in the KJDA Program for a period of ten (10) years. This company will add 241 new jobs to Lexington-Fayette County.**p.15**
- E. Authorization to Accept a Donation from Mr. and Mrs. Chris Beymer on Behalf of the Department of General Services, Division of Parks and Recreation. (152-08) (Hancock/Cole)
This request will authorize the recognition of Mr. and Mrs. Chris Beymer for the donation of ninety (90) loads of fill dirt to the Division of Parks and Recreation for use at LFUCG's parks. The approximate value of the donation is \$4,050.**p.16**
- F. Authorization to Submit Application to the Kentucky Transportation Cabinet on Behalf of the Department of Public Safety, Division of Police, and Accept Award, if Offered, for Participation in the Traffic Safety Program – FY2009. (149-08) (King/Bennett)
This request will authorize the submission of an application to the Kentucky Transportation Cabinet for \$40,000 on behalf of the Division of Police for participation in the Traffic Safety Program. This program is designed to improve safety in Fayette County through the enforcement of DUI, safety belt, speed limit, and traffic signal laws. If approved, funds of \$50,000 will be used for overtime pay for officers to detect speeders, intoxicated drivers, those not wearing occupant protection, and drivers running red lights. Funds of \$30,000 will also be used to purchase 97 Preliminary Breath Testing Devices. A local match of 50% (\$40,000) is required and has been request in the FY2009 General Fund Budget. Total project costs are \$80,000.**p.17**
- G. Authorization to Accept Proposal of Natural Information Systems, Inc. as a Sole Source Vendor on Behalf of the Department of Public Safety, Division of Fire and Emergency Services. (154-08) (Hendricks/Bennett)
This request will authorize the acceptance of the proposal of Natural Information Systems, Inc. for \$25,225 as the sole source vendor for installation of broadband communications equipment within the Fire Mobile Command Post. This system configuration is specified by make and model numbers, and is currently used by the Kentucky Office of Emergency Management and The Center for Rural Development. Funds are budgeted.**p.18**

- H. Authorization of a Memorandum of Agreement (MOA) with the Blackburn Correctional Complex and LFUCG Regarding the Response of the Department of Public Safety, Divisions of Police and Fire and Emergency Services. (070-08) (Bennett)
 This request will authorize a MOA with the Blackburn Correctional Complex and LFUCG that outlines emergency response assistance of the Divisions of Police and Fire and Emergency Services for incidents at Blackburn. There is no budgetary impact.p.19
- I. Authorization of an Agreement with Lexington Center Corporation for the Renovation of the Opera House. (150-08) (Koch)
 This request will authorize an Agreement with Lexington Center Corporation for \$425,000 for the renovation of the Opera House. The renovation will include the demolition and renovation of the dressing room and green room area below the stage; conversion of space on the second level to dressing rooms, production office and a green room; improvements to the auditorium, including new seating reconfigured to comply with the Americans with Disabilities Act, lighting in the aisles and stairways, and a new sound system; and improved lighting and new furnishings for the public area in the lower level. The cost for the renovation was approved as a Capital Project to be bonded in the FY2007-2008 Budget.p.20
- J. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Environmental Quality, Division of Water and Air Quality. (157-08) (Allen/Taylor)
 This request will authorize an amendment to Section 21-5 of the Code of Ordinances to abolish two (2) positions of Plant Operations Supervisor Sr. (Grade 117E) and create two (2) positions of Plant Operations Supervisor Sr. Water and Air Quality (Grade 118E), within the Division of Water and Air Quality, and reclassify the incumbents. The fiscal impact for FY2008 is \$2,685.37 and will be funded from the Division's Personnel Contingency Fund. The annual impact is \$17,454.93.p.21

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

March 18, 2008

Mayor Newberry chaired the meeting, calling it to order at 3:00 pm. All Council Members were present.

- I. Public Comment – Issues on Agenda-None
- II. Requested Rezoning / Docket Approval-Yes

A motion by CM James to place on the docket for 3/20/08 without a hearing an ordinance changing the zone from a Highway Service Business (B-3) zone to a Light Industrial (I-1) zone for 0.78 net (1.12 gross) acre of property located at 990-992 West New Circle Road. (Hands on Originals), seconded by CM Ellinger, passed without dissent.

A motion by CM Blues to place on the docket for 3/20/08 without a hearing an ordinance changing the zone from a Single Family Residential (R-1D) zone to a Single Family Residential (R-1E) zone for 0.269 net (0.366 gross) acre of property located at 317 Robertson Street. (Derek Thomas), seconded by CM Gorton, passed without dissent.

A motion by CM Gorton to place on the docket for 3/20/08 without a hearing an ordinance amending Article 1-11 and Article 8-15(d), 8-15(n), and 8-15(o) of the Zoning Ordinance to change the definition of extended-stay hotel and to permit extended-stay hotels in the Professional Office (P-1) zone, seconded by CM DeCamp, passed without dissent.

A motion by CM DeCamp to place on the docket for 3/20/08 without a hearing an ordinance amending Article 22A, 22A-1, and 22A-2 of the Zoning Ordinance to change the name of the Growth Area Planned Unit Development (PUD-1) zone to Residential Planned Unit Development (PUD-1) zone and to reduce the location and size criteria for the Planned Unit Development (PUD-1) zone, seconded by CM Ellinger, passed without dissent.

A motion by CM DeCamp to approve the amended docket, seconded by CM Ellinger, passed without dissent.

III. Approval of Summary – Yes

A motion by CM Gorton to approve the summary of 3/11/08, seconded by CM Blues, passed without dissent.

IV. Budget Amendments-Yes

A motion by CM Gorton to approve the budget amendments, seconded by CM Lane, passed without dissent.

V. New Business

- A. Authorization to Submit Application to the Kentucky Justice and Public Safety Cabinet on Behalf of the Department of Public Safety, Division of Police and the Fayette County Commonwealth Attorney's Office, for the Continuation of the Street Sales Drug Enforcement Project for FY2009. (136-08) (P. King/Bennett)
- B. Authorization to Submit Application to the Kentucky Justice and Public Safety Cabinet on Behalf of the Department of Public Safety, Division of Police, for Participation in the Law Enforcement Service Fee Grant Program – FY2009. (137-08) (P. King/Bennett)
- C. Authorization to Accept Proposal of Express Personnel Services for the Lexington-Fayette County Health Department Under the Metropolitan Medical Response System (MMRS) on Behalf of the Department of Public Safety, Division of Environmental and Emergency Management (DEEM). (120-08) (P. King/Bennett)
- D. Authorization to Amend Section 23-5 of the Code of Ordinances within the Department of Public Safety, Division of Police. (144-08) (Allen/Bennett)
- E. Authorization of Change Order No. 2 to Contract with Lenco Excavation, Inc. for the 7th Street at Old Railroad Improvements Project. (FINAL). (138-08) (Rayan/D. Kelly)
- F. Authorization of a Resolution with Ratio, Inc. for Professional Services with the Development of a Small Area Plan for the Central Sector Neighborhood Area. (139-08) (C. King/D. Kelly)
- G. Authorization of a Deed for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement at 3051 Todds Road for the Cadentown Sanitary Sewer Project. (517-07) (D. Kelly)
- H. Authorization of a Deed for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement at 3017 Todds Road for the Cadentown Sanitary Sewer Project. (521-07) (Rayan/D. Kelly)

- I. Authorization of a Deed for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement at 3041 Todds Road for the Cadentown Sanitary Sewer Project. (523-07) (Rayan/D. Kelly)
- J. Authorization of a Deed for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement at 3045 Todds Road for the Cadentown Sanitary Sewer Project. (525-07) (Rayan/D. Kelly)
- K. Authorization of a Deed for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement at 3073 Todds Road for the Cadentown Sanitary Sewer Project. (535-07) (Rayan/D. Kelly)
- L. Authorization of a Deed for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement at 3055 Todds Road for the Cadentown Sanitary Sewer Project. (545-07) (P. King/D. Kelly)
- M. Authorization of a Deed for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement at 3021 Todds Road for the Cadentown Sanitary Sewer Project. (556-07) (Rayan/D. Kelly)
- N. Authorization to Accept Award from the John S and James L. Knight Foundation at Blue Grass Community Foundation on Behalf of the Department of Social Services, Division of Youth Services, for Operation of a Life Skills Program. (140-08) (P. King/Helm)
- O. Authorization of a Railroad Encroachment Agreement with The Cincinnati, New Orleans and Texas Pacific Railway Company Regarding the North Elkhorn Diversion Wastewater Project. (141-08) (Martin/Taylor)
- P. Authorization to Amend Ordinance No. 3-2008 to Correct Section 3 and Address the Inversions within the Department of Environmental Quality, Division of Waste Management. (143-08) (Allen/Taylor)
- Q. Authorization of an Agreement with Metaformers, Inc. for Implementation Services for PeopleSoft Software – Phase II. (145-08) (Koch)
- R. Authorization to Amend Ordinance No. 4-2008 to Create a Position within the Department of General Services, Division of Parks and Recreation. (146-08) (Askew)

A motion by CM Blevins to place on the docket a resolution authorizing the reimbursement from subsequent borrowings of temporary advances made for capital expenditures for implementation of Phase II of the PeopleSoft Software (STARS Expansion) in the sum of \$5.5 million, seconded by CM Myers, passed without dissent.

A motion by CM Beard to approve amended new business items A-R, seconded by CM Gorton, passed without dissent.

VI. Continuing Business / Presentations

A. Inter-Governmental Committee Update

This update was given by Chair CM James. There were two motions to come forward from this meeting.

A motion by CM James to encourage CSEA to use the flextime provision and the Council not pursue CSEA's request to draft an ordinance formalizing 4 hours per month of work time to conduct the association's business and that the cost for LFUCG's facilities be waived for CSEA, seconded by CM DeCamp, passed with a 9-4 vote.

A motion by CM James to accept Mr. Barker's proposal of dates for future presentations in June 2008, September 2008, December 2008, February 2009, and May 2009 on this issue (employee compensation), seconded by CM Beard, passed without dissent.

CM James stated that she had asked CM DeCamp to be the Vice Chair of this committee.

CM Gorton asked that it be written into the summary of the March 11, 2008 Inter-Governmental Committee that although she was not a member of the committee, she was present at the meeting.

VII. Council Report

CM Gorton-A motion by CM Gorton to approve the CPF list for 3/18/08, seconded by CM Ellinger, passed without dissent.

CM Blevins-A motion by CM Blevins to approve the NDF list for 3/18/08, seconded by CM Stevens, passed without dissent.

CM Blues-Announced that Western Suburb would meet tonight at 7 pm; also the Great American Cleanup mtg is also tonight at 7 pm at 301 Lisle Rd; on 3/24/08, there will be 2 association meetings, both at 7 pm, Oakwood and Marlboro-Radcliff.

VM Gray-Announced the members of the student housing task force: CMs- DeCamp, Stevens, Gorton, and Gray; UK: Joe Monroe, Tony Franklin, and Lisa Higgins-Horde; Landlords: Burton, Bryant, Hardin, and Boone; Neighborhood reps: Kelly, Moyser, Matiadis, and Hensley; and Student rep: Nick Phelps.

CM Stevens-A motion by CM Stevens to approve placing Streetscapes into the Planning Committee, seconded by CM Gray, passed without dissent.

CM James-Announced Meadows-Loudon NA will meet tonight at 7 pm; on 3/20/08 at 6:30 pm, Castlewood NA will meet at Grace Baptist Church and William Wells Brown NA will meet at the Brenda Cowan Center; also stated that next week it will be Fair Trade Week at Transy; encouraged VM Gray to place someone on the student housing task force from the Transy area.

CM McChord-Spoke about TIF changes from the state; asked for a report from Ned Sheehy on where LFUCG stands; Joe Kelly answered questions about TIF; invited everyone to enjoy the next few days of Sweet Sixteen tourney; reminded everyone of the invite to the World Trade Center at 5:15 pm on this Thursday; announced that Lexington Leadership will present recommendations for recycling next Tuesday.

CM Crosbie-A motion by CM Crosbie to add \$100 of her NDF allotment to the Project Lifesaver request, seconded by CM Gorton, passed without dissent.

VIII. Mayor's Report-Yes

Mayor Newberry stated that a name order correction needed to be done on the Greenspace Commission.

A motion by CM Gorton to approve the Mayor's Report with the change, seconded by CM Crosbie, passed without dissent.

IX. Public Comment-Issues not on the agenda-None

X. Closed Session-Litigation

A motion by CM Blevins pursuant to KRS 61.810(1)(c) to go into closed session for the purpose of discussing pending litigation against the Lexington-Fayette Urban County Government, seconded by CM Lane, passed without dissent.

A motion by CM Gorton to go back into open session, seconded by CM McChord, passed without dissent.

A motion by CM Gorton to approve adjournment, seconded by CM McChord, passed without dissent.

A motion by CM DeCamp to adjourn, seconded by CM Myers, passed without dissent.

Work Session was adjourned at 4:42 pm.

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

10

March 25, 2008 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	
147-08 A	To be determined	Community Development	To establish grant budget for operation of the M.A.S.H. Drop Inn facility – FY 2009.	
			3190	190,804
			3190	190,804CR
				0*
149-08 F	To be determined	Community Development	To establish grant budget for the Traffic Safety Program – FY 2009.	
			3160	80,000
			3160	80,000CR
				0*
157-08 J	KC 0049	Water & Air Quality	To provide funds for two position reclassifications by reducing funds for the division's personnel contingency account.	
			4002	2,690
			4002	2,690CR
				0*

EFFECT ON FUND BALANCES

FUND 3160	0*	NO EFFECT ON:	US DEPARTMENT OF TRANSPORTATION
FUND 3190	0*	NO EFFECT ON:	US DEPARTMENT OF HEALTH AND HUMAN SERVICES
FUND 4002	0*	NO EFFECT ON:	SANITARY SEWER REVENUE AND OPERATING FUND

Budget Information For New Business Items
March 25, 2008 Work Session

Item	Number	Amount	Fund	Name / Description
A	147-08	190,804	3190	US Department of Health and Human Services Budget Journal FY 2009
B	153-08	80,000	1101	General Service District – General Fund
C	148-08	66,000	3120	US Department of Housing and Urban Development
D	151-08			
E	152-08	NA		
F	149-08	80,000	3160	US Department of Transportation Budget Journal FY 2009
G	154-08	25,255	2517	2008 Bond Projects Fund
H	070-08	NA		
I	150-08	425,000	2517	2008 Bond Projects Fund
J	157-08	2,690	4002	Sanitary Sewer Revenue and Operating Fund Budget Journal



147-08

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: MARCH 13, 2008

SUBJECT: AUTHORIZATION TO SUBMIT, AND ACCEPT AWARD IF OFFERED, A GRANT
APPLICATION TO THE U.S. DEPARTMENT OF HEALTH AND HUMAN
SERVICES FOR OPERATION OF THE M.A.S.H. DROP INN FACILITY--FY 2009

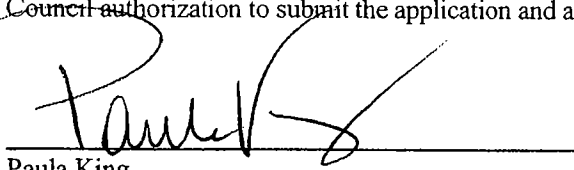
The U. S. Department of Health and Human Services is accepting applications for continuation funding of community based centers that address the immediate needs of runaway and homeless youth and their families.

The application for funding requests \$173,458 in federal funds to provide partial personnel and operating costs. The 10% required local match of \$17,346 will be provided by the M.A.S.H. Drop Inn operating budget which is derived from private contributions, Kentucky Cabinet for Health and Family Services allocation, and other sources. Total project cost is \$190,804.

The purpose of the project is to provide for emergency shelter, counseling services and outreach programs for male and female runaway and homeless youth from birth to 17 years of age. M.A.S.H. Services of the Bluegrass, Incorporated, was established in 1976 with the goal of providing structured family environments for adolescents who must be removed from their homes because of abuse and neglect. In 1979, M.A.S.H. Services of the Bluegrass, Incorporated established M.A.S.H. (Metro Alternative Shelter House) Drop Inn as an emergency shelter designed to address the problems of homeless and runaway youth.

M.A.S.H. Drop Inn services alleviate problems of runaway/homeless youth, youth development, reunite youth with their families, encourage the resolution of interfamily problems, strengthen family relationships, encourage stable conditions for youth, and has at least a 95% safe exit rate among homeless youth.

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


Paula King
Director

xc: Marlene Helm, Commissioner of Social Services

HORSE CAPITAL OF THE WORLD

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





153-08

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: March 17, 2008

SUBJECT: Agreement with Bluegrass Comprehensive Care Center

I am requesting approval to enter into an agreement with Bluegrass Comprehensive Care Center to provide substance abuse treatment for adolescents ages 13 through 17. Services will be provided through their Teen POP (Primary Outpatient Program) at the Coleman House on the campus of our Division of Youth Services. Treatment includes a combination of group and individual therapy, education and skills training, and family guidance and support.

The Agreement is for \$80,000 and is fully budgeted.

HORSE CAPITAL OF THE WORLD

200 East Main Street Lexington, KY 40507 859.258.3800 Fax 859.258.3406 www.lfucg.com



148-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

TO: MAYOR JIM NEWBERRY

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: MARCH 14, 2008

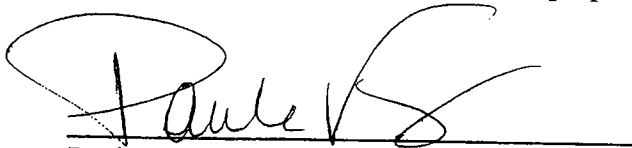
SUBJECT: REQUEST COUNCIL AUTHORIZATION TO PURCHASE PROPERTY
AT 400 MEADOW PARK FOR THE MEADOWS ACQUISITION AND
RELOCATION PROJECT

On December 11, Council approved \$500,000 in Community Development Block Grant (CDBG) funds for an open channel system beginning on Bryan Avenue and ending on Morgan Avenue as a part of the overall Meadows-Northland-Arlington (MNA) Phase 3B improvements Project. The channel will be up to six feet deep and have a four foot bottom width, with slopes rising at a 3:1 slope. Restoring the surface flow characteristics of the area via the channel requires acquisition of six properties. One of the six properties, 400 Meadow Park, owned by William H. Flannery, has accepted the government's offer at the Fair Market Value of \$66,000.00.

Sufficient funds are budgeted in the following account:

3120-303202-3211-90110-2008-CDBG-C01

Council authorization to purchase the property is requested.



Paula King
Director

Cc: Don Kelly, Commissioner of Public Works

FAWP51\HCD\MEADOWS ACQUS & RELOC 2008\Offer To Purchase\bs400 Meadow Park.doc

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151-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Economic Development

MEMORANDUM

To: Mayor
Urban County Council

From: Anthony Wright *AW*
Mayor's Office of Economic Development

Date: March 17, 2008

Subject: Braden Partners d.b.a. Pacific Pulmonary Services

I have attached documentation from Commerce Lexington supporting the request of 1% tax abatement for Braden Partners d.b.a. Pacific Pulmonary Services as part of their participation in K.J.D.A. tax incentive program.

The attached documentation provides the estimated payroll for Pacific Pulmonary and the Lexington-Fayette Urban County Government's portion of the wage assessment going toward this incentive for a period of ten years.

C: file

HORSE CAPITAL OF THE WORLD

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152-08

Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Parks and Recreation

Jerry E. Hancock, Director

MEMORANDUM

RECEIVED
MAR 14 REC'D

GENERAL SERVICES
COMMISSIONER'S OFFICE

TO: Jim Newberry, Mayor
Urban County Council Members
Kimra Cole, Commissioner of General Services

FROM: 
Jerry E. Hancock, Director

RE: Donation of Fill Dirt

DATE: March 12, 2008

The attached Administrative Review Form is to request Council action to recognize Mr. and Mrs. Chris Beymer's donation of 90 loads (\$45.00 a load) of fill dirt which were used in various Lexington-Fayette Urban County Government, Division of Parks and Recreation locations. The total value of this donation has been put at \$4,050.00 by the contractor that excavated the soil for our use.

Please contact me if there are any questions.

JEH:msc

HORSE CAPITAL OF THE WORLD



149-08

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: MARCH 17, 2008

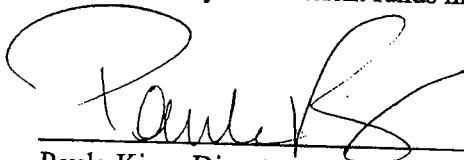
SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION,
AND ACCEPT AWARD IF OFFERED, TO THE KENTUCKY
TRANSPORTATION CABINET FOR PARTICIPATION IN THE TRAFFIC
SAFETY PROGRAM - FY 2009

The Division of Police has prepared an application for submission to the Governor's Highway Safety Program in the Department of Transportation Safety/Kentucky Transportation Cabinet requesting federal funding for continuation of the Lexington-Fayette Urban County Government's Traffic Safety Program for FY 2009. These federal funds originate from the U.S. Department of Transportation's Highway Safety Standards Branch.

The purpose of this program is to improve safety in Fayette County through the enforcement of DUI, safety belt, speed limit, and traffic signal laws.

If approved, funds in the amount of \$50,000 will be used to continue the utilization of officers on an overtime basis to detect speeders, intoxicated drivers, those not wearing occupant protection, and drivers running red lights. In addition to overtime, funds will be used to purchase 97 Preliminary Breath Testing Devices (\$30,000). Total project costs are \$80,000. Federal funding in the amount of \$40,000.00 is requested. The project requires a 50% local match of \$40,000.00. This amount has been requested in the FY 2009 general fund budget.

Council authorization to submit application, and accept award if offered, is hereby requested, subject to the availability of sufficient funds in FY 2009.


Paula King, Director

Xc: Tim Bennett, Commissioner of Public Safety

HORSE CAPITAL OF THE WORLD

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154-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Fire and Emergency Services

Robert G. Hendricks, Fire Chief

Date: 3/10/2008

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

From: 
 Assistant Chief Glendon Carlton

Re: Request for Council Action
 Authorization for Payment of Services

We request acceptance of the proposal of Natural Information Systems (\$25,225.00), as the selected vendor for installation of Broadband communications equipment within the Division of Fire Mobile Command Post, and authorizing payment in the amount of \$25,225.00 (twenty five thousand, two hundred twenty five dollars) from 2517-505705-5751-96201-Computer Equip-Default -2008 in which the required funds have been allocated.

This System configuration is specified by make and model numbers and is currently in use by the Kentucky Office of Emergency Management (Frankfort) and The Center for Rural Development (Somerset). This solution has been thoroughly tested by the University of Louisville's Information Technology Research Center (iTRC) and determined to meet the technical and operational requirements of the MITOC system. Due to operational compatibility with other emergency responders this is the only solution suitable for use in this project.

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

HORSE CAPITAL OF THE WORLD

219 East Third Street

Lexington, KY 40508

859-231-5600 (VOICE)

859-231-5652 (FAX)

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070-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Public Safety
Office of the Commissioner

MEMORANDUM

To: Mayor Jim Newberry
Urban County Councilmembers

From: Timothy E. Bennett, Commissioner
Department of Public Safety

Date: March 18, 2008

Subject: Memorandum of Agreement with Blackburn Correctional Complex

This is to request approval of a Memorandum of Agreement ("MOA") between Blackburn Correctional Complex and the Lexington-Fayette Urban County Government. The MOA was requested by Blackburn Warden Joe Rion and describes LFUCG's emergency response assistance for incidents at Blackburn requiring response by the Division of Police or the Division of Fire and Emergency Services.

There is no budgetary impact as a result of this MOA, and I recommend its approval.



150-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Finance and Administration

MEMORANDUM

TO: Mayor Jim Newberry
Urban County Council Members

FROM: Kyna Koch, Commissioner
Department of Finance and Administration *Kyna Koch*

DATE: March 17, 2008 *Blond*

SUBJECT: Lexington Center Corporation – Opera House Renovation

The purpose of the enclosed agreement is to provide \$425,000 to Lexington Center Corporation for the renovation of the Opera House. This amount was approved as a capital project to be bonded in the FY 2007-08 budget. The renovation includes but is not limited to:

- Total demolition and renovation of the dressing room and green room areas below the stage;
- Conversion of space on the second level to dressing rooms, production office and green room;
- Improvements to the auditorium, including new seating reconfigured to better comply with the Americans with Disabilities Act, improved lighting in the aisle ways and stairways, and a new sound system; and,
- Improved lighting and new furnishings for the pub area in the lower level.

Enclosures
KK/ lyb

HORSE CAPITAL OF THE WORLD

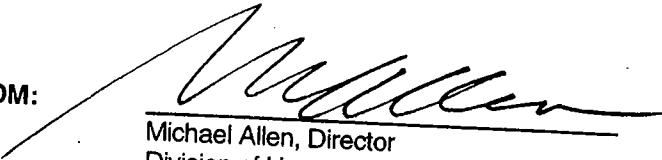


157-08

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

MEMORANDUM

TO: Mayor Jim Newberry
Joe Kelly, Senior Advisor
Council Members

FROM: 
Michael Allen, Director
Division of Human Resources

DATE: March 18, 2008

RE: Abolish/Create Position—Division of Water and Air Quality

The attached action amends Section 21-5 of the Code of Ordinances, abolishing two (2) positions of Plant Operations Supervisor Sr. (Grade 117E); and creating two positions of Plant Operations Supervisor Sr. Water and Air Quality (Grade 118E), and reclassifying the incumbents within the Division of Water and Air Quality, effective upon passage of council.

The Division requests this action to correct the grade of this position. These positions requirements are driven by KRS and Urban County Government via the Class IV license. This license requires higher education and experience than was previously in the job specification and factored into the grade.

The fiscal impact for FY2008 is \$2,685.37 (4 pay periods) including benefits. Funding for this action is from the Divisions personnel contingency.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Mark Stager	Plant Operations Supervisor Sr. Water and Air Quality	\$55,719.04	\$59,987.20	\$4,268.16
T. W. Bullock	Plant Operations Supervisor Sr. Water and Air Quality	\$62,343.84	\$72,161.44	\$9,817.60
Total Impact/ Salary and Benefits FY 08 \$17,454.60				

If you have questions or need additional information, please contact Daniel H. Fischer at 258-3030.

Attachment

cc: Cheryl Taylor, Commissioner of Environmental Quality
Charles Martin, Director-Division of Water and Air Quality
Darrylyn Combs, HR Manager, Division of Human Resources
Jim Dodson, HR Analyst, Division of Human Resources

Log # 08-0082

URBAN COUNTY COUNCIL

PLANNING COMMITTEE SUMMARY

March 18, 2008

CM Gorton chaired the meeting, calling it to order at 1:00 pm. All committee members were present. CM DeCamp was present also.

I. Infill Redevelopment Committee Recommendations

Chris King, Division of Planning Director, gave the committee some background information regarding infill/redevelopment. (PowerPoint presentation). He stated the key element that goes along with all this is the cornerstone of the community planning program that being the urban services/rural service area boundaries. He stated the urban service area is 30% of the county and the rural service area is 70% of the county.

Steve Kay provided the committee an overview on what the process has been.

Stan Harvey, Principal with Urban Collage, went over the Executive Summary and recommendations of the Infill & Redevelopment Steering Committee. (PowerPoint presentation).

Vice Mayor Gray acknowledge those who worked on this project. He stated it was interesting to see how much this project related to the touchstone to the six pillars that Mr. Harvey mentioned especially the pillar regarding the commitment to the innovative and imaginative urban planning. He stated this has a direct correlation and direct impact on our commitment to sustaining the rural landscape and the brand it represents to Lexington. He stated in his view the biggest opportunity is expanding the way of thinking about infill and redevelopment. Vice Mayor Gray stated this project expands our thinking, our vision and expands the strategy and the imperatives associated with doing stuff related to it. He stated there is also a lot of dissent and disparaging about studies. He stated in the absence of studies we usually end up not doing anything. He stated that level of calcification usually moves us nowhere. He stated this project does examine some of the past. He stated this project examines the extent to which we need to do more to stimulate our urban core. He stated a very important piece in this report that will be helpful to council is the implementation checklist which includes over 100 recommendations. He stated this document collected a lot of good thinking throughout the community.

CM Gorton thanked Vice Mayor, Dr. Stevens, CM DeCamp, CM Blues and CM James as they all served on the steering committee.

Dr. Stevens stated the steering committee is not done yet. He stated he is a big believer in planning. He stated nothing in the report is set in stone today it will have to be worked out as they go along.

CM Stinnett stated this is a great start to try to do something about a problem that a lot of people have talked about for a long time. He stated this gives them a good blueprint and thanked everyone for working on it. He asked how much was it talked about to change the comprehensive plan process to shorten it and to review it to possibly every three or four years.

Mr. King stated to his knowledge they did not talk about it. He stated CM Stinnett hit on the big thing, between the communitywide updates they have a window of opportunity to do these very intense kinds of programs such as small area studies.

CM Stinnett stated to do the small area studies it costs money. He asked how much money we are going to spend rather than update our comprehensive plan sooner and how much the small area plans cost.

Mr. King stated depending on the size of the area it has been running \$100K to \$200K for consultant studies. He stated we do have in house resources which will be used for two of the studies.

CM Stinnett asked how many positions need to be created to fulfill the infill and redevelopment implementation.

Mr. King stated he does not think of it in those terms. He stated once they sort out the tasks and look at where they are and look at the impact of the management partner changes and other things then they will try to calibrate their staff resources to doable projects.

CM Stinnett asked is there a price tag on the report.

Mr. King stated no.

CM Stinnett asked how the infill and redevelopment chart came about because some areas in his district were left out and not identified as a town center.

Mr. King stated it was just showing a concept. He stated they will be able to test these concepts in some areas soon.

Mr. Harvey stated on the implementation checklist they will have a lot more clarity on the first five years. He also stated the Quality of Place Task Force talked a lot about the growth framework and the map is suppose to be a representation of that. He stated it is a better way to understand where they are directing growth.

CM Stinnett asked about the problem statement stating the incentives and the primary focus should be downtown. He stated this is problematic for his district.

Mr. King stated one of the key recommendations is to take a proactive more intensification that they had been focusing on traditionally in and near the downtown area for infill and redevelopment and expand that to all the urban service area and all land resources we have. He stated even as they do that they know the playing field is still not level between the areas in and near downtown and the costs involved, land cost and the fact that it is developed land versus green field development so in terms of the idea of incentives the consensus of the group was they are still going to have to pay special attention on and near the downtown area particularly in the area of incentives to help level the playing field.

CM Stinnett stated there is a big difference in land cost. He stated the Bryan Station Corridor has been there since the 1960's and their land cost and redoing things in that area is approaching the cost of the downtown area and could use some incentives. He stated the corner of New Circle Rd and Winchester Rd is an area that could use a major change. He stated he does not want to exclude any of these areas.

CM James stated she was very interested in this process initially focusing on the first district but became very sensitive to the entire urban service area and how developmentally Lexington should be thought of as a whole. She asked how council members can implement the specific considerations or concerns from citizens now that the recommendations have been made public.

Mr. Kay stated the process for the infill and redevelopment steering committee and task force has had a beginning and end date which has been extended. He stated the steering committee has one more meeting when that is completed a part of the agenda should be now what. He stated the steering committee can deal with CM James' question and bring their answer back to council. He stated there are a variety of things that could be set up.

CM James asked Mr. Kay to clarify the significance of the appendixes. She asked how concerned citizens should be about the language in the appendixes whereas it was not included in the recommendations coming forward from the infill and redevelopment steering committee.

Mr. Kay stated if something was raised as a suggestion and was in the drafting process at some point but one or more people at the task force level objected those things were held and included in the appendixes that was going to the steering committee. The same way at the steering committee level at a steering committee meeting if there was one or more elements that one or more persons said this is not appropriate at this level was then also held for the appendixes. He stated the intention was to make sure that as the report goes forward council had the full set of considerations that happened in those meetings. Mr. Kay stated just

as the steering committee took the information from the task force and its responsibility was to integrate those reports and make decisions as to what was in and what was out. He stated some things that the task force recommended got moved into the appendixes.

CM Gorton stated one would presume that once the steering committee has finalized its work any changes in ordinance or those sorts of things that require council approval would come back to council.

Mr. Kay stated his understanding was that this entire structure was set up to inform council. He stated it was not to mandate council to do anything.

CM McChord stated the core of this goes back to economic development. He stated this gives an interesting road map to that end. CM McChord stated he would like to see incentive packages for other areas that do not touch downtown as well. He stated he does not have any problems with adding extra incentives to the downtown area. He stated we have a huge opportunity with a lot of the hold strip malls and places like that. He stated the Southland Dr. Corridor area could be the next Chevy Chase as there is huge viability in that area. CM McChord asked to be given a list of priorities from the list of action steps.

Mr. King stated general prioritizations are an absolute inherent part of the implementation chart process. He stated the steering committee is the ones doing that with input from others.

CM Gorton gave the chair to CM Blues.

CM Gorton spoke regarding the transportation portion of the report and Lexington being unique because we have the hub and spoke system with no interstate going through the downtown area plus we have the tight urban service boundary. She asked did they look at what other cities do and are there any other cities like this with the hub and spoke.

Mr. Harvey stated inherently it is relatively unique condition. He stated the key to all of these is an increased focus on transit, pedestrian and bicycle use. He stated there is opportunity to be strategic about where we invest our money.

CM Gorton spoke about the problem statement mentioning incentives being in and near downtown. She stated one of the concerns she has heard from citizens is about this. It is about density in the neighborhood and the sensitivity to how that will be implemented. She stated she was happy to hear this being addressed by Mr. Harvey and Mr. Kay.

Mr. Harvey stated they have heard those concerns throughout this process. He stated one part of that is being more practical about neighborhood conservation. In the areas adjacent to those neighborhoods that are the growth framework circle is

making sure there is sub area plans and policies that address what the transitions are.

CM Gorton asked if someone from parks is on the steering committee. She stated on page 8 of the Executive Summary where it is dealing with parks and open space standards it states "LFUCG should update and implement quantifiable standards". She stated the Parks Division is getting ready to update its master plan so it seems these things should be coordinated now. CM Gorton asked who will work with coordinating Parks.

Mr. King stated as they do the implementation chart and hit each of those they decide on what the lead agency is. He stated they have already sent out to all commissioners and directors a copy of the work in progress. Mr. King stated he has already met with some people.

CM Gorton asked if the rental licensing fee will be discussed in the housing task force.

Dr. Stevens stated they will have to determine where the rental licensing fee will be after they receive this report.

CM Crosbie asked Mr. King to send the committee a memo letting them know which departments participated in the task force.

Mr. King stated they can go back to the documentation and get that information.

Several citizens spoke: Craig Hardin, Dawn Foree, Bill Lear, Dick Murphy, Win Meeker and Joe Howard.

CM Gorton asked about the recommendation of permitting process under H-1 overlay to provide staff support to the courthouse overlay board through historic preservation. She asked if we have a Design Review Officer and why we need to add more staff.

Mr. King stated he was not present at the task force that day.

CM Gorton asked if someone can email her the reasoning around the recommendation. She stated the next step is the Planning Committee will see things coming forward from this report.

2. Items Referred to Committee

No motions came out of this issue.

Planning Committee meeting adjourned at 2:58 P.M.