

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
October 27, 2008 through November 3, 2008**

Monday, October 27

No Meetings Scheduled

Tuesday, October 28

Standing Committee Review Sub-Committee Meeting..... 10:00 am
5th Floor Conference Room, Government Center
Committee of the Whole Quarterly Meeting..... 11:30 am
5th Floor Conference Room, Government Center
Budget and Finance Committee Meeting..... 1:00 pm
Council Chambers, 2nd Floor, Government Center
Council Work Session..... 3:00 pm
Council Chambers, 2nd Floor, Government Center
Mayor's Youth Council Meeting..... 5:30 pm
5th Floor Conference Room, Government Center
Special Council Meeting/Zone Change Public Hearing..... 6:00 pm
Council Chambers 2nd Floor, Government Center

Wednesday, October 29

Commission for Citizens With Disabilities Meeting..... 9:00 am
Lexington Public Library Conference Room 4 C, 140 East Main Street
Student Housing Task Force..... 4:00 pm
5th Floor Conference Room, Government Center

Thursday, October 30

No Meetings Scheduled

Friday, October 31

Local Disaster Emergency Services Organization (LDESO) Meeting..... 9:00 am
5th Floor Conference Room

Monday, October 3

No Meetings Scheduled

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL**WORK SESSION AGENDA**

October 28, 2008

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – None**
- III. Approval of Summary-Yes, October 21, 2008, pp.7-11**
- IV. Budget Amendments – Yes, pp.12-17**
- V. New Business, pp.20-40**
- VI. Continuing Business / Presentations**
 - A. Corridors Committee**
 - B. Planning Committee, pp.41-45**
 - C. Man O' War Boulevard Presentation Update**
- VII. Council Report**
- VIII. Mayor's Report – None**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization to Amend Section 22-5 of the Code of Ordinances within the Department of General Services. (574-08) (Allen/Koch)
This request will authorize an amendment to Section 22-5 of the Code of Ordinances to transfer two (2) positions of Security Officer / PT (Grade 106N) and incumbents, from the Department of General Services to the Division of Facilities and Fleet Management. These positions were inadvertently omitted from Ordinance No. 183-2008 regarding the reorganization. There is no fiscal impact associated with this amendment.p.20
- B. Authorization of a Deed of Acceptance for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement at 2830 Liberty Road for the Cadentown / Versailles Road Sanitary Sewer Project. (576-08) (Rayan/Webb)
This request will authorize a Deed of Acceptance at no cost to LFUCG for a permanent sanitary sewer easement of 1,481 square feet and a temporary construction easement of 1,742 square feet at 2830 Liberty Road for the Cadentown / Versailles Road Sanitary Sewer Project.p.21
- C. Authorization of a Deed of Acceptance for a Permanent Sanitary Sewer Easement and a Temporary Construction Easement at 2926 Liberty Road for the Cadentown / Versailles Road Sanitary Sewer Project. (591-08) (Rayan/Webb)
This request will authorize a Deed of Acceptance at no cost to LFUCG for a permanent sanitary sewer easement of 823 square feet and a temporary construction easement of 1,917 square feet at 2926 Liberty Road for the Cadentown / Versailles Road Sanitary Sewer Project.p.22
- D. Authorization of an Amendment No. 1 to Engineering Services Agreement with HDR Engineers, Inc. (f/k/a Quest Engineers, Inc.) Regarding the Design of Citation Boulevard Project Phase II. (592-08) (P. King/Webb)
This request will authorize Change Order No. 1 to increase the contract amount by \$149,282 with HDR Engineers Inc. regarding the Design of Citation Boulevard Project Phase II (Southern Railroad to Leestown Road). This Project requires a redesign at the intersection of Leestown Road and the proposed Citation Boulevard due to a change in the grade of the proposed Leestown Road Widening Project; the Citation Project will become two distinct construction contracts from Georgetown Road to

Mercer Road and from Mercer Road to Leestown Road; a redesign of Access Road No. 1 and Access Road No. 2 to account for development and reduce remnant parcels; and a redesign of Greendale. The original agreement amount was \$768,025. The new agreement amount is \$917,307. Funds are budgeted.**pp.23-24**

E. Authorization of a Services Agreement with Wilbur Smith Associates Regarding the South Limestone Multimodal Transportation Study. (593-08) (P. King/ Webb)

This request will authorize a Services Agreement in the amount of \$120,000 with Wilburn Smith Associates regarding the South Limestone Multimodal Transportation Study for the review and development of design alternatives for safe movement of pedestrians, bicyclists and vehicles along South Limestone from Cooper Drive to Maxwell Street. This study was recommended by the Lexington Area Metropolitan Planning Organization Transportation Policy Committee. Funds are budgeted.**p.25**

F. Authorization of Change Order No. 3 to Contract with HDR Engineers Inc. (f/k/a Quest Engineers, Inc.) Regarding the Liberty / Todds Road Improvement Project Section I. (594-08) (Ravan/Webb)

This request will authorize Change Order No. 3 to increase contract amount by \$59,036 with HDR Engineers, Inc. regarding the Liberty / Todds Road Improvement Project Section I. The order is due to plan changes and request for modifications to include street lighting revisions, and striping and signing plan revisions requested by Kentucky Transportation Cabinet (KYTC), coordination with utilities companies, right-of-way changes to accommodate a property owner, and survey and topographic updates. Total of the original contract amount was \$776,789. Total of previous change orders is \$169,881. Total of new contract amount is \$1,005,706. Funds are budgeted in the current SLX balance with KYTC to provide matching funds.**pp.26-27**

G. Authorization of an Agreement with Partners for Youth Foundation, Inc. (PFY) for Implementation of a Truancy Assessment Center under Title V of the Juvenile Justice and Delinquency Prevention Act. (577-08) (P. King/ Helm)

This request would authorize an agreement with PFY for federal funds in the amount of \$67,219 from the Kentucky Department of Juvenile Justice for continuation of a Truancy Assessment Center. The Center diverts youth with habitual truancy issues from Family Court to the Court Designated Worker Program and builds on the relationship with the Family Counseling Services, Family Court, PFY, the Division of Youth Services, the University of Kentucky College of Social Work, and other youth-serving organizations. The proposed sub-recipient agreement provides for Partners for Youth Foundation, Inc. to be responsible for implementation and operation of the program, and for documentation of in-

kind match of \$33,864 that will come from the Family Court and Fayette County Public Schools.p.28

- H. Authorization of a Deed of Acceptance for a Temporary Construction Easement at 244 Radcliffe Road for the Radcliffe Road Stormwater Improvements Project. (578-08) (Martin/Taylor)
This request will authorize a Deed of Acceptance for \$600 for a temporary construction easement of 1,724 square feet at 244 Radcliffe Road for the Radcliffe Road Stormwater Improvements Project. Funds are budgeted.p.29
- I. Authorization of a Deed of Acceptance for Permanent Storm Water and Drainage Easement and a Temporary Construction Easement at 3184 Trinity Road for the Trinity Road Storm Sewer Rehabilitation Project. (579-08) (Martin/Taylor)
This request will authorize a Deed of Acceptance in the amount of \$1,475 for permanent storm water and drainage easement of 354 square feet and a temporary construction easement of 384 square feet at 3184 Trinity Road for the Trinity Road Storm Sewer Rehabilitation Project. Funds are budgeted.p.30
- J. Authorization of a Contract Modification with the Kentucky Division of Emergency Management Regarding the Construction of a Storm Water Management Project in Cardinal Valley. (583-08) (P. King/ Taylor)
This request will authorize a Contract Modification with the Kentucky Division of Emergency Management regarding the construction of a Storm Water Management Project in Cardinal Valley to change the expiration date of the project to April 1, 2010.p.31
- K. Authorization of a Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of General Services, Division of Parks and Recreation, for Rental of the Yates Elementary School Gymnasium for the Boys Youth Basketball Program. (580-08) (Hancock/ Cole)
This request will authorize a Facility Usage Contract with the FCBE for \$5,184 on behalf of the Division of Parks and Recreation for rental of the Yates Elementary Gymnasium for the Boys Youth Basketball Program from December 6, 2008 through March 14, 2009. Funds are budgeted.p.32
- L. Authorization of a Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of General Services, Division of Parks and Recreation, for Rental of the Winburn Middle School Gymnasium and Library. (581-08) (Hancock/ Cole)
This request will authorize a Facility Usage Contract with the FCBE for \$19, 912.50 on behalf of the Division of Parks and Recreation for rental of the Winburn Middle School Gymnasium and Library for the Winburn

Community Center Program from September 9, 2008 through March 14, 2009. Funds are budgeted.**p.33**

- M. Authorization of a Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of General Services, Division of Parks and Recreation, for Rental of the Millcreek Elementary School Gymnasium. (589-08) (Hancock/Cole)

This request will authorize a Facility Usage Contract with the FCBE for \$4,608 on behalf of the Division of Parks and Recreation for rental of the Millcreek Elementary School Gymnasium for the Girls Youth Basketball Program from January 10, 2009 through March 28, 2009. Funds are budgeted.**p.34**

- N. Authorization to Accept an Award from the Kentucky Office of Homeland Security on Behalf of the Department of Public Safety, Division of Emergency Management / 911. (584-08) (P. King/Bennett)

This request will authorize the acceptance of an award of federal funds in the amount of \$124,275 offered by the Kentucky Office of Homeland Security on behalf of the Division of Emergency Management / 911 for the purchase of a portable interoperable communications and related equipment. The Division accepted an award of \$37,282 by Ordinance No. 297-2007 dated December 11, 2007 to be used towards the purchase. The additional funding will enable the purchase to complete this project. A local match is not required.**p.35**

- O. Authorization to Amend Resolution No. 526-2008 Regarding Change to Street Names and Individual Address Numbers for the Enhanced 911 System. (585-08) (Lucas/Bennett)

This request will authorize an amendment to Resolution No. 526-2008 regarding street names and individual address numbers for the Enhanced 911 System. Section 1(j) will change 2801 Richmond Road (a/k/a 200 Todds Road) to 200 Old Todds Road; Section 2 will change 3051 Todds Road (a/k/a 3019 Todds Roads) to 3019 Old Todds Road; and Section 3(b) will add 3103 and 4102 Todds Road and delete 3051 Todds Road. This amendment is retroactive to September 11, 2008. There are no other changes associated with this amendment.**pp.36-37**

- P. Authorization of an Agreement with the Kentucky State Police (KSP) for Implementation of Anti-Gang Law Enforcement under the Project Safe Neighborhoods (PSN) Initiative. (588-08) (P. King/Bennett)

This request will authorize an agreement for federal funds in the amount of \$80,000 with the KSP for implementation of an Anti-Gang Law Enforcement Program under the PSN Grant Program. This project supports new and expanded anti-gang prevention and enforcement efforts. Funds in the amount of \$20,000 will be used for officer overtime, funds of \$20,000 will be used for training, and funds of \$40,000 will be

used for surveillance equipment. This federal funded program will bring together federal, state and local law enforcement and communities in a unified effort to reduce gun crimes. The grant funds were accepted on behalf of the Eastern District of Kentucky from the US Department of Justice under the PSN Grant Program. LFUCG serves as the fiscal agent for these funds.**p.38**

Q. Authorization of an Agreement with the Central Kentucky Area Drug Task Force for Performance of Service under the 2007 Project Safe Neighborhood (PSN) Initiative. (587-08) (P. King/Bennett)

This request will authorize an agreement for federal funds in the amount of \$4,000 with the Central Kentucky Area Drug Task Force on behalf of the Eastern District of Kentucky under the 2007 PSN initiative in support of law enforcement overtime activities. This program will bring together federal, state and local law enforcement and communities in a unified effort to reduce gun crimes. The grant funds were accepted from the US Department of Justice under the PSN Grant Program. LFUCG serves as the fiscal agent for these funds.**p.39**

R. Authorization of a Release of Easement at 1710 Pleasant Ridge Drive. (590-08) (Askew)

This request will authorize a Release of a Detention, Drainage and Utility Easement at 1710 Pleasant Ridge Drive. This release has been reviewed and approved by the Divisions of Engineering, Water Quality, Traffic Engineering, and the Department of Law. There is no budgetary impact associated with this release.**p.40**

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY

October 21, 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 Rezonings/Docket Approval – Yes

Motion by Blevins to place item 14 on the docket for Thursday, October 23, 2008 without a public hearing, seconded by Gorton, motion passed without dissent.

Motion by Stevens to place item 16 on the docket for Thursday, October 23, 2008 without a public hearing, seconded by Gorton, motion passed with Beard, Crosbie & Ellinger voting nay.

Motion by Ellinger to place item 15 on the docket for Thursday, October 23, 2008 without a public hearing, seconded by Gorton, motion passed with Lane voting nay.

Motion by DeCamp to approve the docket as amended, seconded by Gray passed without dissent.

Motion by McChord to place a resolution on the Docket for Thursday, October 23, 2008 authorizing the execution of the Federal Equitable Sharing Agreement and Certification with the Federal Government, Department of Justice, seconded by Gorton, motion passed without dissent.

III. Approval of Summary - Yes

Motion by Gorton to approve the October 14, 2008 work session summary, seconded by DeCamp motion passed without dissent.

IV. Budget Amendments – Yes

Motion by Henson that budget journal no. 28132-33 on the Budget Amendment Request list be removed from consideration. This Budget Journal for UGA stream/precipitation gauge program duplicates a Budget Journal being approved as part of a New Business Item accepting funds for removal and reinstallation of a stream/precipitation gauge. Because the Budget Journal is directly related to the acceptance of these funds it is

more appropriate to be considered as part of the New Business item and not as part of the Budget Amendment Request list, seconded by Gorton, motion passed without dissent.

V. New Business

Motion by Blevins to amend new business item W authorization to renew excess liability insurance from the KLC agent for insurance company of the State of Pennsylvania from \$638, 117 to \$588,117, seconded by Stevens, motion passed without dissent.

Motion by Blevins to amend new business item B authorization of a facility usage contact with Fayette County Board of Education on behalf of the Dept. of General Services of Parks & Recreation for rental of the Jesse Clark Middle School Gymnasium for the Boys Youth Basketball Program should read \$4307.76, seconded by Gorton, motion passed without dissent.

Motion by Myers to approve new business as amended, seconded by McChord, motion passed without dissent.

VI. Continuing Business/Presentations

Intergovernmental Committee Update - was given by James with one motion coming forward:

Motion by James to direct the administration to cease delivery of this class (Staying Union Free) until such time state law changes to allow unionization or some other pressing need comes before them to deliver this information, seconded by Blues, passed without dissent.

The Japan/Kentucky Cultural Exchange Presentation – Glen Krebs, Chair, Japan/America Society of Kentucky

Mr. Krebs spoke about the importance of cultural exchange and global understanding, telling the council Kentucky was chosen for participation in this program. The members will be visiting Kentucky, Wednesday, October 22, 2008 with Vice Mayor Gray and others scheduled to speak. There is a party scheduled for 6:00 pm at the Keene Barn with the closing ceremony being held in Louisville.

Airport Board of General Obligation Bond Issuance – John C. Merchant, Bond Counsel, Peck Shaffer

Mr. Merchant explained there would be bonds issued for approx. \$85 million. He talked about letter of credit, security and explained who will be issuing the bonds.

Stinnett asked for confirmation that these bonds would not affect project plans for a new government center or the public safety operations facility.

Comm. Koch replied that even though this is a change to the way LFUCG does bonds in the past, this would not affect either of those projects.

Beard asked about revenue to support this bonding and if it might impact any internal bonds

Lane asked for the amount the airport receives from state and federal dollars and was told the amount was approx. \$9 million respectively. He also asked about improvements being made. Planned improvements include, runway property, \$10 million for relocation of the terminal, parking and increased sanitary sewer capacity.

Motion by Stevens to place a resolution on Thursday, October 23, 2008 dockets to approve the documents regarding general obligation bonds for the airport funding plan, seconded by DeCamp, passed with out dissent.

Mayor Newberry asked the staff and director, Paula King of Community Development to come forward and be recognized for being honored by the Urban League for their many accomplishments and continuing service to the community.

Council Report

Gorton congratulated Community Development and announced the grand opening of the Wellington Dog Park, Sunday, October 26, 2008 at 2:00 pm.

Motion by Blevins to approve the NDF List dated October 21, 2008, seconded by Beard, motion passed without dissent.

McChord reminded everyone of the Legacy Trail Ride, Saturday, Oct. 25, 2008 at 8:00 am from Cheapside to Coldstream. He talked about the Clays Mill 32 acre park & trail saying the goal was to have it complete in time for the 2010 WEG. He also mentioned the ribbon cutting ceremony for the Wellington Dog Park.

Blues announced two neighborhood association meetings tonight, Green Acres at Bracktown Church and one at Master Station Clubhouse @ 7:00 pm. He also announced a public meeting for all neighborhoods surrounding the location of the public safety operations center to be held Monday, October 27, 2008 at the House of God Church.

Lane referred to the draft of the clean air/smoking ban ordinance saying he has contacted the LFUCG Law Dept. (Mike Sanner) and is recommending changes to more

specifically define some of the terminology. The changes included the definition of temporary structures, tents with sides, private organizations and recommended adding "or members", public transportation facilities and enclosures in order to make the ordinance more enforceable and expanding the definition for smoking in hospital or hospice rooms.

Motion by Lane to amend the clean air act ordinance to reflect the changes outlined, seconded by Beard, passed without dissent.

James announced the United Way kick off, Thursday, October 23, 2008 and invited all to attend.

Beard announced a meeting to discuss placement of the bicycle path to be held 6:00 pm Wednesday, October 22, 2008.

Stevens talked about grant from Transportation Enhancement for sidewalks on Tates Creek Pike. He said there would be a public meeting; however no date is confirmed yet. He said there should be an announcement in the newspaper once a date is set.

Gray announced a meeting about the Police & Fire Pension Fund, Wednesday, October 23, 2008 at 3:00 pm at Commerce Lexington.

Myers refereed to the meeting of neighborhood association presidents, saying there was a great turn out and thanked all who attended. He reminded everyone of the upcoming Neighborhood Summit and publicly apologized to Comm. Joe Kelly for his comments earlier during the Planning Committee meeting.

Motion by Myers to amend the clear air act ordinance to include not only all buildings leased, owned or maintained by LFUCG, but all vehicles, seconded by Stevens, passed without dissent.

Lane had a question about how to make the addition of vehicles enforceable and what if any penalties would be attached. Myers said perhaps there would have to be a personnel policy adopted to address enforcement and penalties.

McChord asked about the upcoming public meeting on TIF, saying he had received a number of comments and there was some confusion among the public about the projects.

Comm. Askew responded saying Mr. Parson's, attorney consultant retained by LFUCG would attend the TIF public meeting to assist with any questions.

Mayors Report - None

Public Comment – Issues Not on Agenda

One citizen addressed the council regarding TIF

A motion by Lane to enter into closed session pursuant to KRS 61.810(1) for purposes of discussing proposed litigation on behalf of the Lexington-Fayette Urban County Government, seconded by Stinnett motion passed without dissent.

Motion by Myers to return to open session, seconded by Beard, passed without dissent.

Motion by Blues to place on the dockets a resolution authorizing the engagement of the law firm of Landrum & Shouse, LLP to represent the interests of the Urban County Government in an insurance coverage dispute, seconded by Gorton passed without dissent.

Work Session adjourned 4:45 pm

BUDGET AMENDMENT REQUEST LIST

12

JOURNAL	28297-98	DIVISION	Public Works	Fund Name	General Fund
				Fund Impact	500.00
					500.00CR
					.00

To provide funds for Fall Haul T-Shirts by recognizing a donation from Collection Ser.

JOURNAL	28289-90	DIVISION	Community Development	Fund Name	US Dept of Justice
				Fund Impact	10,807.00
					10,807.00CR
					.00

To reduce expenditures and revenue in accordance with actual award of funds for Title V - FY 2009.

JOURNAL	28301-2	DIVISION	Community Development	Fund Name	US Dept of Agriculture
				Fund Impact	952.00
					952.00CR
					.00

To budget additional match for the Firewise Community Grant.

JOURNAL	28305	DIVISION	Community Development	Fund Name	General Fund
				Fund Impact	460.00
					460.00CR
					.00

To budget additional personnel recovery and grant match for the Firewise Community Project.

JOURNAL	28306	DIVISION	Community Development	Fund Name	US Dept of HUD
				Fund Impact	51,141.17
					51,141.17CR
					.00

To rebudget HOME Administrative funds from Consolidated Plan 2008 for professional services to include administrative funds for Reach, CVC, Amerinational Services, and to provide for analysis of Impediments to Fair Housing.

JOURNAL	To Be Determined	DIVISION	Various	Fund Name	General Fund
				Fund Impact	1,007,489.47
					1,007,489.47

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be Determined	DIVISION	Various	Fund Name	Family Care Center
				Fund Impact	2,911.00
					2,911.00

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be Determined	DIVISION	Various	Fund Name	Urban Service Fund	13
				Fund Impact	300,474.42	
					300,474.42	

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be Determined	DIVISION	Various	Fund Name	Police Confiscated Fund
				Fund Impact	45,005.87
					45,005.87

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be Determined	DIVISION	Various	Fund Name	Municipal Aid Program
				Fund Impact	6,994.10
					6,994.10

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be Determined	DIVISION	Various	Fund Name	Sanitary Sewer Fund
				Fund Impact	176,562.04
					176,562.04

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be Determined	DIVISION	Various	Fund Name	PFC – General Fund
				Fund Impact	16,257.32
					16,257.32

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be Determined	DIVISION	Various	Fund Name	PFC – Parks Fund
				Fund Impact	37,933.58
					37,933.58

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be Determined	DIVISION	Various	Fund Name	Landfill Fund
				Fund Impact	363,361.30
					363,361.30

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be Determined	DIVISION	Various	Fund Name	Public Parking
				Fund Impact	21,548.89
					21,548.89

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be	DIVISION	Various	Fund Name	Right of Way Fund
	Determined			Fund Impact	578.28
					578.28

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be	DIVISION	Various	Fund Name	Extended School Fund
	Determined			Fund Impact	11,129.35
					11,129.35

To provide budget to offset active purchase orders being rolled into FY 2009.

JOURNAL	To Be	DIVISION	Various	Fund Name	Enhanced 911 Fund
	Determined			Fund Impact	70.35
					70.35

To provide budget to offset active purchase orders being rolled into FY 2009.

BUDGET AMENDMENT REQUEST SUMMARY

Fund 1101	General Service District Fund	1,007,489.47
Fund 1102	Family Care Center Fund	2,911.00
Fund 1115	Urban Service District Fund	300,474.42
Fund 1131	Police Confiscated Federal Fund	45,005.87
Fund 1136	Municipal Aid Program Fund	6,994.10
Fund 3100	US Department of Agriculture	.00
Fund 3120	US Department of Housing and Urban Development	.00
Fund 3140	US Department of Justice	.00
Fund 4002	Sanitary Sewer Revenue and Operating Fund	176,562.04
Fund 4022	Public Service Corporation – General Fund	16,257.32
Fund 4024	Public Service Corporation – Parks Projects	37,933.58
Fund 4121	Landfill Fund	363,361.30
Fund 4161	Public Parking Corporation Fund	21,548.89
Fund 4201	Right of Way Fund	578.28
Fund 4202	Extended School Program Fund	11,129.35
Fund 4204	Enhanced 911 Fund	70.35



Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Budget Journal Number 28289-90
Requesting Division Community Development
Fund Name US Department of Justice
Fund Number 3140
Contact for Additional Information Irene Gooding--3079
Description

To reflect actual Title V grant award, budget Amendment provides for decrease in the amount of \$10,807 in Professional Services—Other (account # 71299), decrease in federal fund in the amount of \$7,181 (Account 44010), and decrease in Miscellaneous Revenue in the amount of \$3,626 (Account 46720).



Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Budget Journal Number 28301-02
 28305
Requesting Division Community Development
Fund Name US Department of Agriculture/General Fund
Fund Number 3100/1101
Contact for Additional Information Irene Gooding--3079

Description

Budge Amendment provides for additional local match for Firewise Community Grant in accordance with the grant agreement. This additional local match is documented in the form of personnel costs (\$460) in accounts # 63131, 63511, 63515, and 63621 and from volunteer time (\$492) in account # 71299. Total local match required is \$2,502.



Mayor Jim Newberry
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Budget Journal Number	<u>To Be Determined</u>	
Requesting Division	<u>Budgeting</u>	
Fund Name/Number	<u>1101 General Fund</u>	<u>4024 PFC – Parks Fund</u>
	<u>1102 Family Care Center</u>	<u>4121 Landfill Fund</u>
	<u>1115 Urban Service Fund</u>	<u>4161 Public Parking</u>
	<u>1131 Police Confiscated Federal</u>	<u>4201 Right of Way Fund</u>
	<u>1136 Municipal Aid Program</u>	<u>4202 Extended School Fund</u>
	<u>4002 Sanitary Sewer Fund</u>	<u>4204 Enhanced 911 Fund</u>
	<u>4022 PFC – General Fund</u>	

Contact for Additional Information Elizabeth McGee--2281

Description

These budget amendments provide funding for open purchase orders that are being rolled forward from FY 2008 into FY 2009. Funding from these comes from fund balance that is reserved for encumbrances at the end of FY 2008. This does not affect the use of unreserved fund balance.

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

18

October 28, 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
584-08	BA 1816	Community Development	To establish grant budget for 2008 Homeland Security Communications Project for the Division of Emergency Management/911.
N			3200 124,275
			3200 124,275CR
			0*

EFFECT ON FUND BALANCES

FUND 3200 0* NO EFFECT ON: US DEPARTMENT OF HOMELAND SECURITY

Budget Information For New Business Items
October 28, 2008 Work Session

Item	Number	Amount	Fund	Name / Description
A	574-08	NA		
B	576-08	NA		
C	591-08	NA		
D	592-08	149,282	3160	US Department of Transportation
E	593-08	120,000	3160	US Department of Transportation
F	594-08	59,036	1136	Municipal Aid Program
G	577-08	67,219	3140	US Department of Justice
H	578-08	600	2522	Public Works Fund
I	579-08	1,475	2522	Public Works Fund
J	583-08	NA		
K	580-08	5,184	1101	General Service District – General Fund
L	581-08	19,912	1101	General Service District – General Fund
M	589-08	4,608	1101	General Service District – General Fund
N	584-08	124,275	3200	US Department of Homeland Security Budget Journal
O	585-08	NA		
P	588-08	80,000	3140	US Department of Justice
Q	587-08	4,000	3140	US Department of Justice
R	590-08	NA		



574-08

20

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

M E M O R A N D U M

TO: Mayor Jim Newberry
Senior Advisor Joe Kelly
Council Members

FROM: 
Michael Allen, Director
Division of Human Resources

DATE: October 14, 2008

SUBJECT: Transfer Positions from Department of General Services to the Division of Facilities and Fleet Management

The attached action amends Section 22-5 of the Code of Ordinances, transferring two (2) positions of Security Officer/PT (Grade 106N), and its incumbents, from the Department of General Services to the Division of Facilities and Fleet Management, effective upon passage by Council.

The transfer of these positions was part of, but left off of, the reorganization that was put in place by Ordinance 183-2008. There is no fiscal impact with this action.

If there are any questions, please call Daniel H. Fischer at 258-3030.

df

attachment

cc: Darrylyn Combs, HR Manager, Division of Human Resources

Log # 09-0029



576-08

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

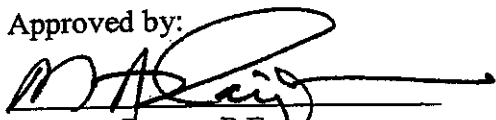
From: Philip D. Overstreet
Associate Engineering Technician Principal

Date: October 15, 2008

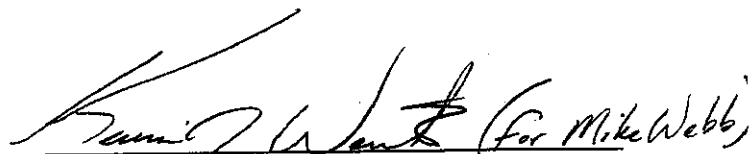
Re: Resolution Authorizing Acceptance of Deed
Project No: 467 - Cadentown/Versailles Rd. Sanitary Sewer Project

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed for a permanent sanitary sewer easement and a temporary construction easement for the Cadentown/Versailles Rd. Sanitary Sewer Project. The deed will be from James & Sandy Reynolds at no cost for the acquisition of 1481 square feet of permanent sanitary sewer easement and 1742 square feet of temporary construction easement on the property located at 2830 Liberty Rd.

Approved by:



Marwan Rayan, P.E.
Urban County Engineer



James M. Webb
Acting Commissioner
Dept. of Public Works and Development

PDO:MR:JW

c: Robert Bayert, P.E.
Bill Bowie, P.E., L.S.
Barbara Sledd

Glenda George
Yvonne Stone
File

06.P467.406.bluesheetp1

HORSE CAPITAL OF THE WORLD

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



591-08

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council


From: Philip D. Overstreet
Associate Engineering Technician Principal

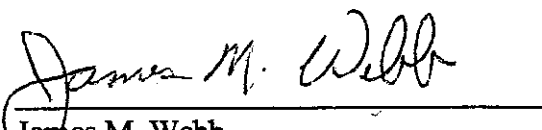
Date: October 16, 2008

Re: Resolution Authorizing Acceptance of Deed
Project No: 467 – Cadentown/Versailles Rd. Sanitary Sewer Project

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed for a permanent sanitary sewer easement and a temporary construction easement for the Cadentown/Versailles Rd. Sanitary Sewer Project. The deed will be from Robert E. Johnson at no cost for the acquisition of 823 square feet of permanent sanitary sewer easement and 1917 square feet of temporary construction easement on the property located at 2926 Liberty Rd.

Approved by:


Marwan Rayan, P.E.
Urban County Engineer


James M. Webb
Acting Commissioner
Dept. of Public Works and Development

PDO:MR:JW

c: Robert Bayert, P.E.
Bill Bowie, P.E., L.S.
Barbara Sledd

Glenda George
Yvonne Stone
File

06.P467.406.bluesheetp1

HORSE CAPITAL OF THE WORLD

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



592-08

23

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: OCTOBER 20, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AMENDMENT
NO. 1 TO AGREEMENT WITH HDR/QUEST ENGINEERS FOR DESIGN
OF CITATION BOULEVARD PHASE II

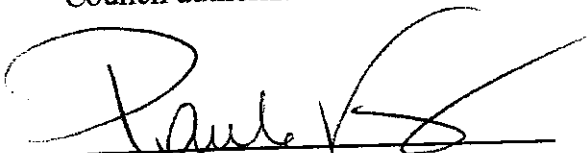
On September 5, 2001 (Resolution # 515-2001), Council approved execution of an Engineering Services Agreement with Quest Engineers, Inc., in the amount of \$768,025 for the design of Citation Boulevard Phase II (Southern Railroad to Leestown Road).

The Kentucky Transportation Cabinet has approved a change in the scope of work and fee for this design. Amendment No. 1 provides for five major changes in the scope of work. These changes include redesign of the intersection with Leestown Road, the creation of two distinct construction contracts (Georgetown Road to Mercer Road and Mercer Road to Leestown Road), the redesign of two access roads and the redesign of Greendale Road. Amendment No. 1 is in the amount of \$149,282, resulting in a new total design contract of \$917,307.

Funds are budgeted as follows:

FUND	DID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3160	303201	0001	91715	CITATION BLVD	2002	DEFAULT

Council authorization to execute Amendment No. 1 with HDR/Quest Engineers is hereby requested.


Paula King, Director

Xc: Mike Webb, Acting Commissioner of the Department of Public Works

HORSE CAPITAL OF THE WORLD

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

CONTRACT HISTORY FORM

592-08

24

Contractor: HDR/Quest Engineering

Project Name: Citation Boulevard Phase II

Contract Number and Date: 4616 August 30, 2001

Responsible LFUCG Division: Division of Engineering

CHANGE ORDER DETAILS

A. Original Contract Amount: \$768,025.00

Next Lowest Bid Amount:
\$

B. Amount of Selected Alternate or Phase: \$N/A

C. Cumulative Amount of All Previous Alternates or Phases: \$N/A

D. Amended Contract Amount: \$768,025.00

E. Cumulative Amount of All Previous Change Orders: \$0.00 0.0%
(Line E / Line D)

F. Amount of This Change Order: \$149,282.00 19.5%
(Line F / Line D)

G. Total Contract Amount: \$917,307.00

SIGNATURE LINES

Project Manager:

Andrew Connell

Date:

10/14/08

Reviewed by:

Robert A. Bays

Date:

10/14/08

Division Director:

MT Ruiz

Date:

10/14/08



593-08

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: OCTOBER 21, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE SERVICES
AGREEMENT WITH WILBUR SMITH ASSOCIATES FOR THE
SOUTH LIMESTONE MULTIMODAL SAFETY STUDY—RFP 39-
2008

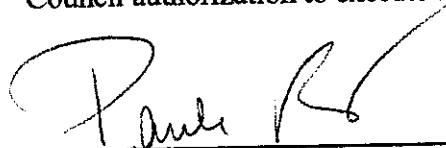
On January 24, 2008 (Ordinance No. 19-2008), Council approved the acceptance of an award from the Kentucky Transportation Cabinet under the Federal Transportation Planning program for the South Limestone Multimodal Safety Study. This is a study recommended by the Lexington Area Metropolitan Planning Organization Transportation Policy Committee for the review and development of design alternatives to address safe movement of pedestrians, bicyclists and vehicles along the South Limestone corridor from Cooper Drive to Maxwell Street.

In response to the issuance for a Request for Proposals (39-2008), five firms responded with proposals. Selection committee recommended award of contract to Wilbur Smith Associates, in the amount of \$120,000. Wilbur Smith Associates was selected based upon its subcontractors, its strong technical capabilities, and its track record with other projects.

Funds for project are budgeted as follows:

FUND	DEPT ID	SECT	ACCOUNT	PROJECT	ACTIVITY	BUD REF
3160	160705	0001	71299	S_LIME_ST	DEFAULT	2008

Council authorization to execute agreement is hereby requested.



Paula King, Director

Xc: Mike Webb, Acting Commissioner of Public Works and Development
HORSE CAPITAL OF THE WORLD

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





594-08

26

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

MEMORANDUM

TO: Paula King
Director of Community Development

FROM: Marwan A. Rayan, P.E. *MAR*
Urban County Engineer

DATE: August 28, 2008

RE: Liberty/Todds Road Improvement Project Section 1
Change Order 3

We are requesting that the Lexington-Fayette Urban County Council authorize the Mayor to sign Change Order No. 3 to the contract with HDR Quest Engineering, Inc. for the subject project.

The project has continued to undergo changes and revisions, including:

- Street Lighting Revisions required by the KYTC
- Striping and Signing Plan Revisions required by the KYTC
- Right of Way changes to accommodate property owner Requests
- Surveying and Topo Updates
- Coordination with Utility Companies
- Additional requests by the LFUCG and KYTC

The cost for the above items is \$59,036 and is budgeted in the current SLX balance, with match provided by the KYTC.

MAR:DKL:NDT

Attachments:

C: Keith Lovan, P.E. w/ att
Max Conyers w/att
Stuart Goodpaster, P.E. w/att
Irene Gooding w/att
File w/att

09.P442.411.memo22 king

HORSE CAPITAL OF THE WORLD

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

CONTRACT HISTORY FORM

Contractor: HDR Quest Engineers, Inc.
Project Name: Liberty/Todds Road Improvement Project
Contract Number and Date: 4266 December 9, 1999
Responsible LFUCG Division: Engineering

CHANGE ORDER DETAILS

A. Original Contract Amount: \$ 776,789
Next Lowest Bid Amount:
\$ N/A (qualification based selection)
B. Amount of Selected Alternate or Phase: \$ N/A
C. Cumulative Amount of All Previous Alternates or Phases: \$ 0
D. Amended Contract Amount: \$ 776,789
E. Cumulative Amount of All Previous Change Orders: \$ 169,881 22 %
(Line E / Line D)
F. Amount of This Change Order: \$ 59,036 7.6 %
(Line F / Line D)
G. Total Contract Amount: \$ 1,005,706

SIGNATURE LINES

Project Manager: Keith Low Date: 8/26/08
Reviewed by: Robert A. Byrd Date: 8/26/08
Division Director: MTK King Date: 10/16/08



577-08

28

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: OCTOBER 14, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT
WITH PARTNERS FOR YOUTH FOUNDATION, INC., FOR
IMPLEMENTATION OF A TRUANCY ASSESSMENT CENTER UNDER
TITLE V OF THE JUVENILE JUSTICE AND DELINQUENCY
PREVENTION ACT

On June 26, 2008 (Ordinance # 141-2008), the Urban County Council approved submission of application and acceptance of federal funds from the Kentucky Department of Juvenile Justice for implementation of a truancy assessment center. The approved grant application provides for the use of federal funds in the amount of \$67,219 for the continuation of a Truancy Assessment Center. The truancy assessment center diverts youth from Family Court for habitual truancy to the Court Designated Worker Program (CDW), building upon a collaborative working relationship among Family Counseling Services, Family Court, Partners for Youth, Division of Youth Services, University of Kentucky College of Social Work, and other youth-serving organizations. The Truancy Assessment Center employs a holistic approach in addressing the truancy problem, developing a case plan with the family and providing intensive case management services.

The proposed subrecipient agreement provides for Partners for Youth Foundation to be responsible for implementation and operation of the program and for documentation of in-kind match in the amount of \$33,610 which will come primarily from Family Court and Fayette County Public Schools. Source of federal funds is Title V of the Juvenile Justice and Delinquency Prevention Act of 1974, as amended.

Funds are budgeted as follows:

FUND	DEPT ID	SECTION	ACCOUNT	BUD REF	ACTIVITY	PROJECT
3140	133005	0001	71299	2009	DEFAULT	TITLE V

Council authorization to execute the agreement is hereby requested.

Paula King, Director

Xc: Marlene Helm, Commissioner of the Department 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





578-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Water Quality

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

From: Mary Bennett *MB*
Engineering Technician

Date: October 7, 2008

Re: Resolution Authorizing Acceptance of Deed
Project No. 504 – Radcliffe Road Stormwater Improvement

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of temporary construction easement for the Radcliffe Road Stormwater Improvement project. The deed will be from Sharyn and Joe Clements at a cost of \$600.00 for the acquisition of 1,724 square feet of temporary construction easement from the property located at 244 Radcliffe 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 Quality

Cheryl Taylor, Commissioner
Department of Environmental Quality

Attachments

c: Darryl Bennett, P.E. Gregory Lubeck, P.E. James Wray Keith Horn Yvonne Stone File

09.P504.406.blue 244radcliffe

HORSE CAPITAL OF THE WORLD

101 East Vine Street Lexington, KY 40507 (859) 425-2400 LexCall (859) 425-2255 www.lfucg.com



579-08

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

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council

From: Mary Bennett *MB*
Engineering Technician

Date: October 7, 2008

Re: Resolution Authorizing Acceptance of Deed
Project No. 515 – 3184 Trinity Road Storm Sewer Rehabilitation

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of permanent storm sewer and drainage easement and temporary construction easement for the 3184 Trinity Road Storm Sewer Rehabilitation project. The deed will be from Susan Fister at a cost of \$1,475.00 for the acquisition of 354 square feet of permanent storm sewer and drainage easement and 384 square feet of temporary construction easement from the property located at 3184 Trinity 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 Quality

Cheryl Taylor, Commissioner
Department of Environmental Quality

Attachments

c: Darryl Bennett, P.E. Cristeta Cortez, P.E. James Wray Barbara Sledd Yvonne Stone
File

09.P515.406.blue3184trinity

HORSE CAPITAL OF THE WORLD

101 East Vine Street Lexington, KY 40507 (859) 425-2400 LexCall (859) 425-2255 www.lfucg.com



583-08

31

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: OCTOBER 21, 2008

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT WITH
THE KENTUCKY DIVISION OF EMERGENCY MANAGEMENT FOR THE
CONSTRUCTION OF A STORM WATER MANAGEMENT PROJECT IN
CARDINAL VALLEY**

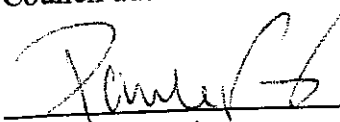
On February 8, 2007 (Ordinance # 28-2007), the Urban County Council authorized the acceptance of federal funds for the implementation of a flood hazard mitigation project in the Cardinal Valley area. The expiration date of the project was June 30, 2008.

The Kentucky Division of Emergency Management has offered the LFUCG a modification to the agreement providing for an expiration date of April 1, 2010.

This project provides for the construction of a 7.2 acre detention basin on Vaughn's Branch just upstream from Versailles Road with the widening of approximately 1,000 linear feet of channel and installation of box culverts above the detention basin. The project also includes the widening of approximately 1,100 linear feet of channel and box culverts below the detention basin.

The source of federal funds is the Department of Homeland Security, Federal Emergency Management Agency, Hazard Mitigation Grant Program as authorized by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988. Purpose of this project is to mitigate flooding problems in the Cardinal Valley area.

Council authorization to execute the agreement is hereby requested.


Paula King, Director

Xc: Cheryl Taylor, Commissioner of the Department of Environmental Quality

HORSE CAPITAL OF THE WORLD

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



580-08

Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Parks & Recreation
Jerry Hancock, Director

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council Members
Joe Kelly, Senior Advisor to the Mayor

FROM:


Jerry Hancock

RE: Facility Usage Contract

DATE: October 16, 2008

This is a request for Council approval of a Facility Usage Contract between the Fayette County Board of Education and the LFUCG Parks and Recreation.

This Facility Usage Contract is for the purpose of using FCPS facilities for our Boys Youth Basketball Program for rental of the Yates Elementary Gymnasium for Saturdays beginning December 6, 2008 through March 14, 2009.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac

581-08



Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Parks & Recreation
Jerry Hancock, Director

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council Members
Joe Kelly, Senior Advisor to the Mayor

FROM: 
Jerry Hancock

RE: Facility Usage Contract

DATE: October 16, 2008

This is a request for Council approval of a Facility Usage Contract between the Fayette County Board of Education and the LFUCG Parks and Recreation.

This Facility Usage Contract is for the purpose of using FCPS facilities for our Winburn Community Center Program for rental of the Winburn Middle School Gymnasium and Library for 25 weeks beginning 09/08/08 at a rate of \$796.50 per week. Total rental fee of \$19,912.50.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac



589-08

Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Parks & Recreation
Jerry Hancock, Director

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council Members
Joe Kelly, Senior Advisor to the Mayor

RECEIVED

OCT 21 2008

GENERAL SERVICES
COMMISSIONER'S OFFICE

FROM:


Jerry Hancock

RE: Facility Usage Contract

DATE: October 20, 2008

This is a request for Council approval of a Facility Usage Contract between the Fayette County Board of Education and the LFUCG Parks and Recreation.

This Facility Usage Contract is for the purpose of using FCPS facilities for our Girls Youth Basketball Program for rental of the Millcreek Elementary Gymnasium for Saturdays beginning January 10, 2009 through March 28, 2009.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac



584-08

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

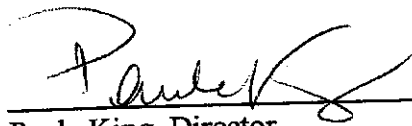
DATE: OCTOBER 21, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD
OF FEDERAL FUNDS FROM THE KENTUCKY OFFICE OF
HOMELAND SECURITY FOR PURCHASE OF A PORTABLE
INTEROPERABLE COMMUNICATIONS TOWER FOR THE
DIVISION OF EMERGENCY MANAGEMENT/911

On June 7, 2007 (Resolution No. 279-2007), Council approved the submission of an application to the Kentucky Office of Homeland Security for the purchase of Portable Interoperable Communications infrastructure and related equipment for the Division of Emergency Management/911.

On December 11, 2007 (Ordinance No. 297-2007), Council accepted award in the amount of \$37,282 for this project, only 20% of the amount needed. The Kentucky Office of Homeland Security has now offered the Lexington-Fayette Urban County Government federal funding in the amount of \$124,275 which is the total amount required for this project. No local match is required.

Council authorization to accept the award is hereby requested.



Paula King, Director

Xc: Tim Bennett, Commissioner, Department of Public Safety

HORSE CAPITAL OF THE WORLD

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





585-08

36

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Enhanced 9-1-1

October 15, 2008

TO: Mayor Jim Newberry and Urban County Council

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

RE: Revisions to original address changes

Revisions to a previously passed Resolution are requested to reflect corrections and updates to address changes found during detailed field evaluations.

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 retroactive to the original date of passage.

The following documents are attached:

1. Administrative review form (Blue sheet).
2. Resolution Amendment Draft.

HORSE CAPITAL OF THE WORLD

585-28

RESOLUTION NO. ____-2008

A RESOLUTION AMENDING SECTION 1 OF RESOLUTION NO. 526-2008 TO CHANGE THE REFERENCE IN SECTION (j) OF A.K.A. 200 OLD TODDS ROAD TO A.K.A. 200 TODDS ROAD AND TO ADD SECTION (i), CHANGING THE STREET NAME AND PROPERTY ADDRESS NUMBER OF 3051 TODDS ROAD TO 3019 OLD TODDS ROAD, AND AMENDING SECTION 3(B) TO ADD 3103 AND 4102 TODDS ROAD AND TO REMOVE 3051 TODDS ROAD FROM THE LOCATIONS WHOSE ADDRESSES ARE BEING CHANGED TO OLD TODDS ROAD, EFFECTIVE RETROACTIVE TO SEPTEMBER 11, 2008.

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

Section 1 - That Section 1(j) of Resolution No. 526-2008 be and hereby is amended to change the references to the property at Richmond Road as follows:

(j) Richmond Road: That the name of Richmond Road located at 2801 Richmond Road is changed to Old Todds Road and the following number change is made:

<u>Current</u>	<u>New</u>
2801 Richmond Road (a.k.a. 200 Todds Road)	200 Old Todds Road

Section 2 - That Section 1 of Resolution No. 526-2008 be and hereby is amended to add the street name and property address number of 3051 Todds Road as follows:

(i) Todds Road: That the name of Todds Road located at 3051 Todds Road is changed to Old Todds Road and the following number change is made:

<u>Current</u>	<u>New</u>
3051 Todds Road (a.k.a. 3019 Todds Road)	3019 Old Todds Road

Section 3 - That Section 3(b) of Resolution No. 526-2008 be and hereby is amended to add 3103 and 4102 Todds Road and to delete 3051 Todds Road from the locations whose addresses are being changed to Old Todds Road.

Section 4 - That the remainder of Resolution No. 526-2008 shall be unchanged.

Section 5 - That this Resolution shall become effective retroactive to September 11, 2008.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:



588-08

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: OCTOBER 21 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT WITH KENTUCKY STATE POLICE FOR IMPLEMENTATION OF ANTI-GANG LAW ENFORCEMENT—RFP 34-2008

On June 7, 2007 (Ordinance No. 116-2007), the Urban County Council approved the submission of a grant application, and acceptance of award, on behalf of the Eastern District of Kentucky, of federal funds from the U.S. Department of Justice under the 2007 Anti-Gang Initiative Program. The purpose of this project is to support new and expanded anti-gang prevention and enforcement efforts under the Project Safe Neighborhoods (PSN) initiative. This program brings together federal, state and local law enforcement and communities in a unified effort to reduce gang across America. The LFUCG serves in the capacity of fiscal agent for this grant.

In an effort to solicit applications from local and state law enforcement agencies, RFP 34-2008 was issued. One of the responses was the Kentucky State Police., requesting \$80,000 for law enforcement activities relative to gang-related activities in the 67-county area of the Eastern District of Kentucky. Funds will be used for officer overtime (\$20,000), training (\$20,000), and surveillance equipment (\$40,000).

The Project Safe Neighborhoods Task Force has recommended that this project be funded.

Funds for this project are budgeted as follows:

FUND	DEPT ID	SECTION	ACCOUNT	PROJECT	BUDGET REF	ACTIVITY
3140	505001	5011	71299	ANTI GANG INITI	2008	DEFAULT

Council authorization to execute the agreement is hereby requested.

Paula King, Director

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

HORSE CAPITAL OF THE WORLD

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



587-08

39

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCILFROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: OCTOBER 20, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT WITH
CENTRAL KENTUCKY AREA DRUG TASK FORCE FOR PERFORMANCE OF
SERVICES UNDER THE 2007 PROJECT SAFE NEIGHBORHOOD GRANT-RFP 33-2008

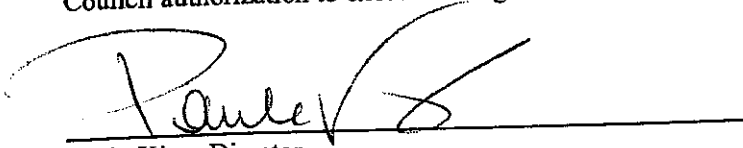
On June 7, 2007 (Ordinance No. 117-2007), the Urban County Council approved the submission of a grant application, and acceptance of award, on behalf of the Eastern District of Kentucky, of federal funds from the U.S. Department of Justice under the 2007 Project Safe Neighborhood Program. The purpose of this project is to support new and expanded gun-crime prevention and enforcement efforts under the Project Safe Neighborhoods (PSN) initiative. The Project Safe Neighborhood program brings together federal, state and local law enforcement and communities in a unified effort to reduce gun crime across America. The LFUCG serves in the capacity of fiscal agent for this grant. An RFP (33-2008) was issued requesting applications from law enforcement agencies to participate in joint investigations with federal agencies for the interdiction of gun-related crime.

Central Kentucky Area Drug Task Force, made of law enforcement agencies in Madison County, City of Berea, Garrard County, Jackson County, and Clark County, submitted an application requesting \$4,000 to support law enforcement overtime activities. This application was reviewed and approved for funding by the Project Safe Neighborhoods Task Force, convened by the U.S. Attorney's Office, Eastern District of Kentucky.

Funds are budgeted as follows:

FUND	DEPT ID	SECTION	ACCOUNT	PROJECT	BUDGET REF	ACTIVITY
3140	505001	5011	71299	Project Safe Neigh	2008	DEFAULT

Council authorization to execute the agreement is hereby requested.


Paula King, Director

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

HORSE CAPITAL OF THE WORLD

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



590-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Law

TO: Jim Newberry, Mayor
Members, Urban County Council

FROM: Department of Law

DATE: October 20, 2008

RE: Partial Release of Easement
1710 Pleasant Ridge Drive

This memo is to request a Resolution authorizing the Mayor to sign a Release of Easement, releasing a detention, drainage and utility easement on property located at 1710 Pleasant Ridge Drive.

The proposed Release has been reviewed and approved by the Divisions of Engineering, Water Quality, and Traffic Engineering and the Department of Law. This action has no budgetary implication for LFUCG.

Edward W. Gardner
Attorney Sr.

Enclosure

cc: Joe Kelly, Mayor's Office
Council Office

EWG/X:\Cases\ENGINEER\08-CC1628\LEG\00184591.DOC

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

URBAN COUNTY COUNCIL
PLANNING COMMITTEE SUMMARY
OCTOBER 21, 2008

CM Gorton chaired the meeting, calling it to order at 1:00 p.m.

1. Mobile Home Park Quality of Life

CM James stated this is the relocation assistance issue and not the report out of the Mobile Home Park Quality of Life.

Keith Horn, Dept of Law, stated he made the changes discussed at the last meeting. He stated after talking to the Division of Budgeting and Division of Accounting he added a sentence in Section 5-107 stating it would be an open fund. It means the money in the fund would not have to be re appropriated at the end of the year.

Dr. Stevens stated he is uncomfortable with the recommendations to separate one particular program out.

Mr. Horn stated once an appropriation is made it will remain in the fund for this purpose unless Council comes back to amend it. He also stated if they reach the \$200K Council has the ability to re appropriate any amount over that to other programs or services. He stated this do not tie them down to make the \$50K appropriation annually.

Dr. Stevens stated this should not be any different than other appropriation made during budget preparation and approval.

CM James asked if the group that worked on this felt was important to do this kind of appropriation for this fund.

Mr. Horn stated yes. He stated it is useless to create a program then not make sure there are funds in it for the operation of the program.

CM James asked if there is a way to put a time of evaluation on this.

Mr. Horn stated they can build that into the ordinance, however; at any moment Council can examine this ordinance and amend it or do away with it.

CM Gorton asked what is the difference in Section 5-107 if they changed the wording from "and is regularly funded" to state "and it needs to be regularly funded" and take out "it is recommended that LFUCG appropriate at least \$50K annually to the program".

Mr. Horn stated as a practical matter there is no legal difference. He stated the reason it was built in was because of the seriousness of needing the funding.

CM Gorton asked if there is any other ordinance where Council recommends a funding level other than the Economic Contingency Fund.

Mr. Horn stated he is not aware of any.

CM Blues asked about changing Section 5-107 to state "...remains viable, any funds appropriated to the program".

Mr. Horn stated there is no reason why it could not read that way.

A motion by CM Blues to amend the wording to read "In order to insure that the Relocation Assistance Program for Tenants remains viable, any funds appropriated to the program shall remain available to the program in subsequent fiscal years", seconded by Dr. Stevens, passed with one nay.

CM James stated there has to be some sort of benchmark because this is a new program. She stated it is important to have the dollar amount listed.

CM Beard stated we have to put number in to show Council's intention.

CM McChord asked if the Division of Planning could give quarterly reports to the Planning Committee if there are any movements regarding trailer parks.

Mr. Horn stated this applies to more than the mobile home parks.

CM James stated as long as the urban service boundary as it is the need to develop within the urban service area will be there. She stated it is a promise these funds will be needed.

CM Stinnett stated this ordinance is being proactive. He asked if they have had the need for \$50K a year.

Ms. Talbert stated yes.

CM Stinnett stated he is not comfortable with the money rolling over to the next fiscal year if it is not used.

CM Beard asked if we have other funds that overflow each year and the money gets carried forward.

Mr. Horn stated there are dedicated funds and the grant program funds flow over into the following year.

CM Gorton passed the chair to CM Blues.

CM Gorton asked in the general fund if any funds rollover other than the Economic Contingency funds.

Mr. Horn stated he is not aware of any.

CM Gorton asked if all the funds where things are rolled over except capital are special enterprise funds.

Mr. Horn stated that is his understanding.

CM Gorton stated this should go through the budget process like every other general fund request.

Mr. Horn stated this ordinance is not written to apply to condemnations.

CM Blues returned the chair to CM Gorton.

Vice Mayor Gray asked if the work group recommended the \$50K.

Mr. Horn stated yes.

Vice Mayor Gray asked if it would be appropriate to recommend \$50K for the first year.

CM James asked if the ordinance can state "be funded for \$50K for the initial year".

Dr. Stevens stated if they approve the ordinance they can make a recommendation to Council for a budget amendment.

CM Crosbie stated this could have been requested through the budget process.

A motion by Dr. Stevens that the Planning Committee recommend to the full Council the adoption of this ordinance as amended, seconded by CM James, passed without dissent.

A motion by Dr. Stevens that the Planning Committee recommend to the full Council appropriate funding starting at \$50,000 for the remaining fiscal year be appropriated funds permitting for this program, seconded by CM James, passed without dissent.

2. Newtown Pike Status

Paul Schoninger read the updates on the Newtown Pike project.

CM Blues stated he toured the temporary housing and everyone is very pleased with it. He stated he sat in on several meetings on Bridge over Town Branch. He stated the Community Land Trust meeting schedule for October 22nd has been rescheduled.

Vice Mayor Gray asked for a presentation confirming what has been heard today.

CM Gorton suggested having a council workshop regarding this issue. She stated she will work with the Council Administrator to get this set up.

3. Liberty Road Status

Written report only

4. Loudon Ave. Road Status

Written report only

5. Management Audit (Implementation Status & "Factual Errors" Exercise)

Dr. Stevens gave an overview of this issue and asked for the letters identifying factual errors to be addressed.

CM Crosbie asked if the directors where informed this would be discussed today.

Joe Kelly stated they asked the commissioners to be available to respond to any questions. He stated the commissioners were briefed by the directors.

Paul Schoninger went through the letters identifying factual errors in the management audit. Commissioners answered questions from Council Members regarding the letters of factual errors.

CM Crosbie stated they need to take these factual errors into consideration when recommendations come forward.

CM James stated she wants to make sure that the administration is still marking the management audit recommendations in the work session packets.

CM Beard asked if these errors have been presented to Management Partners.

Mr. Kelly stated the Risk Management and Fire errors were shared with Management Partners.

Vice Mayor Gray stated maybe they could do a working group with the administration to examine some of the recommendations and come back to the committee.

CM Crosbie asked for directors be involved as well.

CM Stinnett asked how many factual errors does the administration plan on implementing.

Mr. Kelly stated if it is in fact a factual error and has a material affect on the recommendation then they will take that into consideration and make the appropriate adjustment.

CM Gorton asked for a link between those with perceived errors and what is being done with them in the action column.

A motion by CM Crosbie to create a small working group made up of 3 people to go through the error part and link it with the action part/progress and what is being done with each of those, seconded by CM Stinnett, passed.

CM Crosbie, CM Beard, and Vice Mayor Gray will be part of the working group.

CM Gorton stated if at all possible they can report back to the committee in November.

6. Items In Committee

Meeting adjourned at 2:58 p.m.