

**URBAN COUNTY COUNCIL  
SCHEDULE OF MEETINGS  
February 9-February 16, 2009**

**Monday, February 9**

South Nicholasville Road Small Area Plan Steering Committee Meeting.....5:30 pm  
Conference Room-7<sup>th</sup> Floor Phoenix Building

**Tuesday, February 10**

Corridors Committee Meeting.....11:30 am  
Conference Room-5<sup>th</sup> Floor Government Center

Inter Governmental Committee Meeting.....1:00 pm  
Council Chambers-2<sup>nd</sup> Floor Government Center

Council Work Session.....3:00 pm  
Council Chambers-2<sup>nd</sup> Floor Government Center

Affordable Housing Task Force Workshop.....5:00 pm  
Conference Room-5<sup>th</sup> Floor Government Center

North Nicholasville Road Steering Committee Meeting.....5:30 pm  
Conference Room-7<sup>th</sup> Floor Phoenix Building

**Wednesday, February 11**

Policemen & Firefighters Retirement Pension Board Meeting.....8:30 am  
Conference Room-5<sup>th</sup> Floor Government Center

MPO-Transportation Technical Coordinating Committee Meeting.....9:00 am  
Conference Room-7<sup>th</sup> Floor Phoenix Building

MPO-Traffic Safety Coalition Meeting.....10:30 am  
Conference Room-3<sup>rd</sup> Floor Phoenix Building

Tree Board Meeting.....10:30 am  
Conference Room-5<sup>th</sup> Floor Government Center

Noise Ordinance Task Force Meeting.....5:00 pm  
Conference Room-5<sup>th</sup> Floor Government Center

**Thursday, February 12**

Infill & Redevelopment Steering Committee Meeting.....8:30 am  
Conference Room-7<sup>th</sup> Floor Phoenix Building

Storm Water Fee Task Force Meeting.....9:00 am  
Council Chambers-2<sup>nd</sup> Floor Government Center

Government Center Task Force Meeting.....11:00 am  
Conference Room-5<sup>th</sup> Floor Government Center

Dog Tethering Sub Committee Meeting.....3:00 pm  
Conference Room-5<sup>th</sup> Floor Government Center

Lexington Humane Society/Lexington Animal Care & Control Workshop.....5:00 pm  
Conference Room-5<sup>th</sup> Floor Government Center

Council Meeting.....7:00 pm  
Council Chambers-2<sup>nd</sup> Floor Government Center

**Friday, February 13**

Mayor's Task Force on Breast Cancer Meeting.....10:00 am  
Conference Room-5<sup>th</sup> Floor Government Center

**Monday, February 16**

President's Day Holiday-LFUCG Offices Closed-No Meetings

**LEXINGTON-FAYETTE URBAN COUNTY COUNCIL**

**WORK SESSION AGENDA**

**February 10, 2009**

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, February 3, 2009, pp.14-16**
- IV. Budget Amendments – Yes, pp.17-23**
- V. New Business, pp.26-75**
- VI. Continuing Business / Presentations**
  - A. Budget & Finance Committee, pp.76-82**
  - B. Services Committee, pp.83-84**
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**

## ADMINISTRATIVE SYNOPSIS

### New Business Items

- A. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Environmental Quality, Division of Water Quality. (069-09) (Allen/Taylor)  
 This request will authorize an amendment to Section 21-5 of the Code of Ordinances to change the position title of Plant Operations Supervisor Sr. Water and Air Quality (Grade 118E) to Plant Operations Supervisor Sr. Water Quality (Grade 118E). The amendment aligns this position, responsibilities, and duties with the renaming of the Division.p.26
- B. \*Authorization to Amend Sections 21-5 and 22-5 of the Code of Ordinances within the Department of Environmental Quality, Division of Waste Management. (070-09) (Allen/Taylor)  
 This request will authorize amendments to the Code of Ordinances within the Division of Waste Management. Section 21-5 of the Code of Ordinances will create one (1) position of Administrative Officer (Grade 118E) to manage the Division's office duties, and two (2) positions of Program Manager Sr. (Grade 120E) with one position to oversee collection systems and litter control and enforcement, and the other to oversee resource management of the Recycling Center and special projects. Amendment to Section 22-5 will create one (1) temporary position of Construction Supervisor (Grade 118E) to manage the Division's current and future technical and systemic projects with an expiration of February 26, 2011. The fiscal impact for FY2009 will be \$97,469.19 and will be funded from the Division's Fund Balance.p.27  
**\*MP Audit Recommendation**
- C. Authorization of Change Order No. 1 to Contract with Todd Johnson Contracting, Inc., for the Coleman House and AG Extension Office Pump Station Elimination Project. (109-09) (Martin/Taylor)  
 This request will authorize Change Order No. 1 to increase contract amount by \$20,092.05 with Todd Johnson Contracting, Inc., for erosion control measures, installation of conduit and wiring damage during construction; additional 6 inch PVC cleanout, service connections and 177 LF of sidewalk for the Coleman House and AG Extension Office Pump Station Elimination Project. Revised contract amount is \$299,459.97.pp.28-29
- D. Authorization to Amend Sections 21-5 and 22-5 of the Code of Ordinances within the Office of the Mayor and the Department of General Services. (084-09) (Allen/Kelly)  
 This request will authorize amendments to the Code of Ordinances within the Office of the Mayor and the Department of General Services. Section 21-5 of the Code of Ordinances will authorize the transfer of one (1)

position of Administrative Officer Sr. (Grade 120E) from the Office of the Mayor to the Department of General Services and Section 22-5 will authorize the transfer of one (1) position of Administrative Officer (Grade 118E) from the Department of General Services to the Office of the Mayor. The fiscal impact for FY2009 is budget neutral.p.30

E. Authorization of an Inducement for Industrial Revenue Bonds (IRBs) for the Transylvania University Projects. (107-09) (Wright/Kelly)

This request will authorize an issuance of IRBs in the amount of \$6,500,000 to finance the construction, furnishing, and equipping of Thompson Hall; the renovation of laboratory space in the L.A. Brown Science Center; and construction or renovation of existing student residence hall, the Mitchell Fine Arts Center, the Haggin Auditorium, and the Carrick Theatre Projects at Transylvania University. There is no cost or liability to LFUCG.p.31

F. Authorization of a Commonwealth of Kentucky Lease Renewal Agreement for Space at 162 E Main Street. (108-09) (Cole)

This request will authorize the approval of a Commonwealth of Kentucky Lease Renewal Agreement for space at 162 E Main Street for 1,341 square feet for use by the Kentucky State Police to conduct CDL driver's testing activity and for 565 square feet for use by the Kentucky Transportation Cabinet for driver's license activity at a rental rate of \$10.75 per square feet. This lease also includes eleven (11) parking spaces at \$45 per space per month for total revenue of \$26,429.50. The lease is from July 1, 2009 through June 30, 2010.p.32

G. Authorization of Lease Agreements of LFUCG-Owned Properties Managed by the Department of General Services, Division of Parks and Recreation. (110-09) (Hancock/Cole)

This request will authorize lease agreements of LFUCG-owned properties, managed by the Division of Parks and Recreation, for a 3-year lease, for specified services to be performed by the lessee(s), in addition to a specified rental amount and utility costs. Lease agreements are with: Gary Randolph for a trailer lot at Kearney Hill Golf Course, 3503 Kearney Road; Chris Toutant for a house at Raven Run Nature Sanctuary, 5886 Jacks Creek Pike; Fred Williams for a trailer lot at Jacobson Park, 4051Richmond Road; Jim Holman for a house at Cardinal Run, 2075 Parkers Mill Road; Fred Collinsworth and Brenda Collinsworth for a house at Hisle Park, 3601 Briar Hill Road; Edmon Chaney for house No. 1 at Masterson Station Park, 3401 Shamrock Lane; Gary Newman for a house at Masterson Station Park, 3561 Shamrock Lane; and Mitch Estep and Hollis Harvill for a house at 705 Caden Lane.p.33



- H. \*\*Authorization to Submit Grant Application to the Kentucky Department for Local Development (DLG) on Behalf of the Department of General Services, Division of Parks and Recreation for the Raven Run Nature Sanctuary Center Project. (111-09) (P. King/Cole)

This request will authorize the submission of a grant application for federal funds in the amount of \$38,500 to the Kentucky DLG on behalf of the Division of Parks and Recreation for the Raven Run Nature Sanctuary Center Project. Funds will be used for sidewalks, display cases, an outdoor classroom, and recycling kiosk. The source of federal funds is the Department of Interior, National Park Service, as authorized by the Land and Water Conservation Fund Act of 1965. A local match of 50% (\$38,500) is required and funded. Total project cost is \$77,000.p.34

**\*\*Public Meeting**

- I. Authorization of a Modification to Agreement with the Kentucky Office of Homeland Security Regarding the 2010 Alltech FEI World Equestrian Games™ Disaster / Security Planning Project on behalf of the Department of Public Safety, Division of Emergency Management / 911. (112-09) (P. King/Bennett)

This request will authorize a modification to an agreement with the Kentucky Office of Homeland Security to extend the expiration date from February 28, 2009 through June 30, 2009 to allow the completion of the "all hazards" 2010 Alltech FEI World Equestrian Games™ Disaster / Security Planning Project on behalf of the Division of Emergency Management / 911. There are no other changes associated with this modification.p.35

- J. Authorization to Accept Award from the Kentucky State Police on Behalf of the Department of Public Safety, Division of Police, for the Enforcing Underage Drinking Laws (EUDL) Project. (113-09) (P. King/Bennett)

This request will authorize the acceptance of an award of federal funds in the amount of \$20,000 from the Kentucky State Police on behalf of the Division of Police for the EUDL Project. This project will allow additional officers during peak business hours to investigate and cite intoxicated underage drinking and establishment owners and employees who sell or serve alcoholic beverages to persons under the age of 21. This project will also allow education / awareness campaigns regarding underage drinking. Funds will be used for officers' overtime. Federal funds are from the US Department of Justice, Office of Juvenile Justice and Delinquency Prevention. No matching funds are required.p.36

- K. Authorization to Accept Award from the National Police Athletic / Activities League, Inc., on Behalf of the Department of Public Safety, Division of Police, for the Continuation of a Police Athletic Leagues Youth Enrichment Program (PALYEP). (114-09) (P. King/Bennett)

This request will authorize the acceptance of an award of federal funds in the amount of \$4,000 from the National Police Athletic / Activities

Leagues, Inc., on behalf of the Division of Police, Police Activities League, for the continuation of the PALYEP. This program provides high quality, justice-based after-school programs for youth that include athletic, recreational, educational, and cultural programs to help reduce juvenile crime and reduce the risk for youths to become victims of crime. Funds will be used for field trips, art and craft supplies, and snacks. No matching funds are required.**p.37**

L. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (071-09) (Ravan/Webb)

This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 2.15 square feet and a temporary construction easement of 32.09 square feet at property located at 661 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.**p.38**

M. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (072-09) (Ravan/Webb)

This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 6.17 square feet and a temporary construction easement of 45.64 square feet at property located at 525 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.**p.39**

N. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (073-09) (Ravan/Webb)

This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 40.1 square feet and a temporary construction easement of 53.14 square feet at property located at 471 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.**p.40**

O. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (074-09) (Ravan/Webb)

This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 4.24 square feet and a temporary construction easement of 41.24 square feet at property located at 549 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.**p.41**



- P. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (075-09) (Ravan/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 29.05 square feet and a temporary construction easement of 102.9 square feet at property located at 508 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.p.42
- Q. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (076-09) (Ravan/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$150 for a permanent sidewalk easement of 70.54 square feet and a temporary construction easement of 72.37 square feet at property located at 901 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.p.43
- R. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (077-09) (Ravan/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$1,800 for a permanent sidewalk easement of 31.43 square feet and a temporary construction easement of 102.6 square feet at property located at 436 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.p.44
- S. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (078-09) (Ravan/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 9.45 square feet and a temporary construction easement of 29.69 square feet at property located at 501 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.p.45
- T. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (079-09) (Ravan/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 24.36 square feet and a temporary construction easement of 74.79 square feet at property located at 419 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.p.46

- U. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (080-09) (Ravan/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 19.33 square feet and a temporary construction easement of 42.39 square feet at property located at 529 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.p.47
- V. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (081-09) (Ravan/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 4.75 square feet and a temporary construction easement of 42.25 square feet at property located at 450 Georgetown Street for the Georgetown Street Sidewalk Improvements Project. Funds are budgeted.p.48
- W. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (082-09) (Ravan/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 24.67 square feet and a temporary construction easement of 48.91 square feet at property located at 451 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.p.49
- X. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (083-09) (Ravan/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$125 for a permanent sidewalk easement of 60.43 square feet and a temporary construction easement of 62.49 square feet at property located at 835 Georgetown Street for the Georgetown Street Sidewalk Improvements Project.p.50
- Y. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (085-09) (P. King/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$1,625 for a temporary construction easement of 1,083.4 square feet at property located at 640 Cindy Blair Way for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federal funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.p.51



- Z. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (086-09) (P. King/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$575 for a temporary construction easement of 382.5 square feet at property located at 641 Cindy Blair Way for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.52**
- AA. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (087-09) (P. King/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$5,225 for a temporary construction easement of 1,741.2 square feet at property located at 3348 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.53**
- BB. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (088-09) (P. King/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$1,600 for a temporary construction easement of 1,066.1 square feet at property located at 3371 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.54**
- CC. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (089-09) (P. King/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$1,675 for a temporary construction easement of 1,104.9 square feet at property located at 3375 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.55**

DD. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (090-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$1,575 for a temporary construction easement of 1,039.9 square feet at property located at 3379 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.p.56

EE. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (091-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$1,400 for a temporary construction easement of 932.5 square feet at property located at 3383 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.p.57

FF. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (092-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$2,050 for a temporary construction easement of 1,127.9 square feet at property located at 3387 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.p.58

GG. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (093-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$650 for a temporary construction easement of 321.6 square feet at property located at 3391 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.p.59

- HH. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (094-09) (P. King/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$1,150 for a temporary construction easement of 752.3 square feet at property located at 3405 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.60**
- II. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (095-09) (P. King/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$1,650 for a temporary construction easement of 3,288.7 square feet at property located at 3408 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.61**
- JJ. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (096-09) (P. King/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$1,875 for a temporary construction easement of 1,234.8 square feet at property located at 3409 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.62**
- KK. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (097-09) (P. King/Webb)  
This request will authorize a Deed of Acceptance at a cost of \$1,725 for a temporary construction easement of 1,107.2 square feet at property located at 3413 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.63**



LL. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (098-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$1,175 for a temporary construction easement of 2,319.1 square feet at property located at 3416 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.64**

MM. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (099-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$1,975 for a temporary construction easement of 1,311.1 square feet at property located at 3417 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.65**

NN. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (100-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$1,625 for a temporary construction easement of 1,076.5 square feet at property located at 3418 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.66**

OO. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (101-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$1,625 for a temporary construction easement of 1,082.8 square feet at property located at 3421 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.67**



- PP. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (102-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$2,325 for a temporary construction easement of 1,171.8 square feet at property located at 3425 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.68**

- QQ. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (103-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$625 for a temporary construction easement of 415.2 square feet at property located at 3428 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This Project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.69**

- RR. Authorization of a Deed of Acceptance for a Temporary Construction Easement Regarding the Clays Mill Road Improvements Project. (104-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$1,050 for a temporary construction easement of 691 square feet at property located at 3429 Clays Mill Road for the Clays Mill Road Improvements Project from the intersection with Harrodsburg Road to the intersection with Man O' War Boulevard. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.70**

- SS. Authorization to submit Grant Application to the Kentucky Heritage Council on Behalf of the Department of Public Works and Development, Division of Historic Preservation. (105-09) (P. King/Webb)

This request will authorize the submission of a grant application to the Kentucky Heritage Council for federal funds in the amount of \$12,000 on behalf of the Division of Historic Preservation to support Certified Local Government historic preservation administrative activities. Funds will be used for salaries of existing personnel. A 40% (\$8,000) match is required and will be requested in the Division's General Fund Budget for FY2010.**p.71**

TT. Authorization of a Supplemental Agreement No. 1 to Agreement with the Commonwealth of Kentucky Transportation Cabinet (KYTC), Department of Highways, regarding the Newtown Pike Extension Project. (106-09) (P. King/Webb)

This request will authorize a Supplemental Agreement No. 1 for funds in the amount of \$3,975,000 offered by the KYTC for the Newtown Pike Extension Project from West Main Street to South Limestone. Funds of \$351,000 will support the cost of appraisals for right-of-way acquisitions; \$1,040,000 for utilities relocation; and \$2,584,000 for mitigation expenses for temporary housing, utility payments for temporarily relocated residences, and setting up and operating a Community Land Trust. This Supplemental Agreement also provides for the state agency to expend \$11,752,856 for purchase of right-of-way and mitigation. No matching funds are required. **p.72**

**\*MP Audit Recommendation**

**\*\*Public Meeting Scheduled on February 26, 2009**

URBAN COUNTY COUNCIL  
WORK SESSION SUMMARY  
& TABLE OF MOTIONS

February 3, 2009

Vice Mayor Gray chaired the meeting. All Council Members were present except CMs James, Martin, and Myers.

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

A motion by CM Ellinger to approve the summary of 1/27/09, seconded by CM Gorton, passed without dissent.

- IV. Budget Amendments-None
- V. New Business

- A. Authorization of Change Order No. 1 to Contract with Louisville Paving Company Regarding the Glendover Tennis Court Renovation Project. (063-09) (Hancock/Cole)
- B. Authorization of a Change Order No. 1 to Contract with Eubank & Steele Construction Company Regarding the Bell House Door Modification Project. (067-09) (Hancock/Cole)
- C. Authorization of a Host City Agreement Regarding the 2010 Alltech FEI World Equestrian Games™. (058-09) (Ebel/Kelly)
- D. Authorization of an Oracle Ordering Document and Purchase Order Regarding the PeopleSoft Project. (062-09) (Dhuwaraha)
- E. Authorization of an Engagement Letter with Leslie Vose of Landrum & Shouse, LLP. (059-09) (Askew)
- F. Authorization of a Deed of Acceptance for Permanent Sanitary Sewer and Temporary Construction Easements Regarding the Cadentown Sanitary Sewer Project. (060-09) (Rayan/Webb)

- G. Authorization of Purchase of Service Agreements (PSAs) for the Adopt-A-Spot Program with Nonprofit Organizations. (061-09) (P. King/Webb)
- H. Authorization of an Engineering Services Agreement with Sherman Carter Bamhart, PSC, Regarding the Anniston / Wickland Stormwater Capital Improvements Project. (065-09) (Martin/Taylor)
- I. Authorization of an Engineering Services Agreement with MACTEC Engineering and Consulting Inc., Regarding the Haley Pike Landfill. (068-09) (Bush/Taylor)
- J. Authorization to accept Supplemental Agreement No. 1 to Easement with the Department of the Army of a Pipeline Right-of-Way Regarding the North Elkhorn Force Main Project. (066-09) (Taylor)

A motion by CM Beard to approve new business items A-J, seconded by CM Blues, passed without dissent.

#### VI. Continuing Business / Presentations

##### A. Budget & Finance Committee Update

This update was postponed until next week.

##### B. Raven Run Presentation

This presentation was done by Friends of Raven Run to Parks. They presented Parks with a check for \$500,000. The check was accepted by Parks Director Jerry Hancock.

#### VII. Council Report

CM Gorton-Expressed sympathy to CM James and husband on loss of relative; announced annual grandparents and relatives raising children conference to be held on 3/19/09 at the Holiday Inn North; if questions, please call the Extension Office at 257-5582; thanked the 1000s of people for their hard work during this latest ice storm; announced the Storm Water Fee Task Force will meet on 2/5/09 in Council Chambers at 9 am and the topic will be credits and incentives.

A motion by CM Gorton to place into the Services Committee the discussion of the 2003 ice storm task force, seconded by CM Ellinger, passed without dissent.

A motion by CM Gorton to place into the Services Committee the discussion, with recommendations to come out, of private garbage



collection and bringing it up to the level that LFUCG provides, seconded by CM Beard, passed without dissent.

CM Stinnett-Allowed David Freibert of KU to give an update; stated that he appreciates the coordination with all of the government offices and the work from Comm. Webb, Public Works, and Public Safety; will be bringing forward a resolution referencing advertising for the WEG; announced the 6<sup>th</sup> District Presidents' meeting has been rescheduled for 2/23/09 at 6:30 pm at Spencerian College and on 2/10/09 there will be a Liberty Park Planning meeting at 6:30 pm at Eastland Church of God.

CM McChord-Expressed appreciation to KU and all LFUCG employees for their tireless work this past week; announced that this weekend Lexington will be hosting the Wheelchair Basketball Championship; also on 2/17 at 10:00 am, there will be a Parks Master Plan Workshop in the 5<sup>th</sup> floor conference room; thanked the folks in the 9<sup>th</sup> District for taking care of each other during this latest ice storm.

CM Feigel-Announced that the Chevy Chase Merchants Assoc. met with the Lexington Parking Authority and have decided to do an ongoing study.

VM Gray-A motion by VM Gray pursuant to Kentucky Open Records Act, KRS 61.878 et seq. requesting copies of the following records: open records requests from the Lexington Herald-Leader to the Lexington Fayette Urban County Airport Board (the "Airport Board") and all records provided by the Airport Board in response to these requests during the time period of May 1, 2008 to the present, seconded by CM Gorton, passed by a 7-5 vote.

CM Ellinger-Asked Comm. Webb about debris pick-up; Comm. Webb stated that he is working on an RFP for debris pick-up with Brian Marcum of Purchasing; Comm. Taylor talked about the debris pick-up for citizens with private collection; CM Ellinger asked for a roadmap of the debris collection by next Tuesday from Comm. Webb.

CM Henson-Asked Comm. Webb additional questions about debris pick-up.

VIII. Mayor's Report-None

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

A motion by CM Ellinger to adjourn work session, seconded by CM Gorton, passed without dissent.

Work Session adjourned at 4:38 pm.

## BUDGET AMENDMENT REQUEST LIST

JOURNAL	30332-33	DIVISION	Parks and Recreation	Fund Name Fund Impact	General Fund 1,650.00 1,650.00CR .00
---------	----------	----------	----------------------	--------------------------	---

To provide funds for Hooves to Success Program; Bluegrass Invitational Wheelchair Basketball Tournament and repayment of damage to TV/DVD by recognizing revenues received for those purposes.

JOURNAL	30420-21	DIVISION	Parks and Recreation	Fund Name Fund Impact	General Fund 7,174.40 7,174.40CR .00
---------	----------	----------	----------------------	--------------------------	---

To recognize repayment for park patrol officers from Lexington Youth Soccer Association and increase part-time salaries.

JOURNAL	30475	DIVISION	Streets and Roads	Fund Name Fund Impact	General Fund 241,800.00 241,800.00CR .00
---------	-------	----------	-------------------	--------------------------	---

To provide additional funds for purchase of salt.

JOURNAL	30532	DIVISION	Family Services	Fund Name Fund Impact	General Fund 1,800.00 1,800.00CR .00
---------	-------	----------	-----------------	--------------------------	---

To provide funds to Overtime Account to eliminate a negative balance by decreasing balances in various operating accounts.

JOURNAL	30539	DIVISION	Finance/ Traffic Engineering	Fund Name Fund Impact	Equipment Lease Notes 420,190.00 420,190.00CR .00
---------	-------	----------	------------------------------------	--------------------------	--

To transfer funds within the GO2005A bond issue to provide for additional fiber optic cable installation.

<b>JOURNAL</b>	30488	<b>DIVISION</b>	Community Development	<b>Fund Name</b>	US Dept Transportation
				<b>Fund Impact</b>	3,762.22
					3,762.22CR
					.00

To reduce personnel accounts in Fiber Optic Cable Grant (2007) to increase funds for the installation of fiber and equipment.

<b>JOURNAL</b>	30534-35	<b>DIVISION</b>	Community Development	<b>Fund Name</b>	US Department of Educ
				<b>Fund Impact</b>	2,928.80
					2,928.80CR
					.00

To budget additional revenue and expense for the "Lights On" event presented by the 21st Century Project and supported by Eastern Kentucky University.

<b>JOURNAL</b>	30055-56	<b>DIVISION</b>	Community Development	<b>Fund Name</b>	US Dept Homeland Sec
				<b>Fund Impact</b>	1,004,692.50
					1,004,692.50CR
					.00

To establish grant budget (Federal funds only) for the Flood Mitigation Assistance Program for Shandon Drive, Cabot Drive, Gayle Drive, and FT. Sumter Drive.

<b>JOURNAL</b>	30338	<b>DIVISION</b>	Water Quality	<b>Fund Name</b>	Sewer Construction
				<b>Fund Impact</b>	50,000.00
					50,000.00CR
					.00

To provide funds for West Hickman Sludge Holding Tank Cover by decreasing funds for Professional Services.

### BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District Fund	.00
Fund	2509	Equipment Lease Notes Fund	.00
Fund	3160	US Department of Transportation	.00
Fund	3180	US Department of Education	.00
Fund	3200	US Department of Homeland Security	.00
Fund	4003	Sanitary Sewer Construction Fund	.00



Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

**Budget Journal Number**      30332-33  
**Requesting Division**        Parks & Recreation  
**Fund Name**                    General Services  
**Fund Number**                1101  
**Contact for Additional Information**      Becky Crawford

**Description**

To provide funds from deposited revenues to Hooves To Success Program; Bluegrass Invitational Wheelchair Tournament and repayment of damage by vendor to TV/DVD





Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

**Budget Journal Number**            30488  
**Requesting Division**            Community Development  
**Fund Name**                        US Department of Transportation  
**Fund Number**                    3160  
**Contact for Additional Information**    Irene Gooding-3079

**Description**

Budget amendment decreases Personnel Accounts for a total of \$3,759.05 and increases Account 91711 in the amount of \$3,759.05 for the installation and purchase of materials for the Fiber Optic Program. Project is being prepared for closeout.



Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

**Budget Journal Number**            30434-35  
**Requesting Division**            Community Development  
**Fund Name**                        US Department of Education  
**Fund Number**                    3180  
**Contact for Additional Information**    Irene Gooding-3079

**Description**

Budget amendment recognizes additional revenue (Account # 46720) in the amount of \$2,928.80 from Eastern Kentucky University for the support of the "Lights On" event presented by the 21<sup>st</sup> Century Project. Expenses are budgeted in the amount of \$600 in account 71299, \$1,378.80 in account 75101, and \$950 in account 75801.

# NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

22

February 10, 2009 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	
070-09	KC 0066	Waste Management	To provide funds for three new civil service positions and one new temporary non-civil service position.	
B			1115	97,470 97,470*
071-09	BA 2010	General Services	To transfer funds within the Neighborhood Development program of the 2006 bond issue for Georgetown Street Sidewalk project and to reflect the proper account codes and activities.	
L			2514	277,500
			2514	277,500CR 0*
084-09	KC 0067	Mayor's Office/ General Services	To provide funds for the reallocation of two positions, one from the Mayor's Office to General Services and one from General Services to the Mayor's Office.	
D			1101	41,090
			1101	41,090CR 0*
106-09	BA 1991	Community Development	To budget revenue and expenses for Supplemental Agreement No. 1 - Newtown Pike Extension Project.	
TT			3160	3,975,000
			3160	3,975,000CR 0*
113-09	BA 2004	Community Development	To establish grant budget for Enforcing Underage Drinking Laws Grant – FY 2009.	
J			3140	20,000
			3140	20,000CR 0*
114-09	BA 2003	Community Development	To establish grant budget for Police Activities League Project – FY 2009.	
K			3140	4,000
			3140	4,000CR 0*

**EFFECT ON FUND BALANCES**

<b>FUND 1101</b>	<b>0*</b>	<b>NO EFFECT ON:</b>	<b>GENERAL SERVICES DISTRICT</b>
<b>FUND 1115</b>	<b>97,470*</b>	<b>DECREASE TO:</b>	<b>FULL URBAN SERVICES DISTRICT</b>
<b>FUND 2514</b>	<b>0*</b>	<b>NO EFFECT ON:</b>	<b>2005 BOND PROJECTS</b>
<b>FUND 3140</b>	<b>0*</b>	<b>NO EFFECT ON:</b>	<b>US DEPARTMENT OF JUSTICE</b>
<b>FUND 3160</b>	<b>0*</b>	<b>NO EFFECT ON:</b>	<b>US DEPARTMENT OF TRANSPORTATION</b>



**Budget Information For New Business Items**  
**February 10, 2009 Work Session**

Item	Number	Amount	Fund	Name / Description
A	069-09	NA		
B	070-09	97,469	1115	Urban Service District Fund Budget Journal
C	109-09	20,092	4003	Sanitary Sewer Construction Fund
D	084-09	Budget Neutral	1101	General Service District Fund Budget Journal
E	107-09	NA		
F	108-09	(26,429)	4022	PFC – General Fund FY2010
G	110-09	NA		
H	111-09	NA		
I	112-09	NA		
J	113-09	20,000	3140	US Department of Justice Budget Journal
K	114-09	4,000	3140	US Department of Justice Budget Journal
L	071-09	100	2514	2005 Bond Projects Fund Budget Journal
M	072-09	100	2514	2005 Bond Projects Fund
N	073-09	100	2514	2005 Bond Projects Fund
O	074-09	100	2514	2005 Bond Projects Fund
P	075-09	100	2514	2005 Bond Projects Fund
Q	076-09	150	2514	2005 Bond Projects Fund
R	077-09	1,800	2514	2005 Bond Projects Fund
S	078-09	100	2514	2005 Bond Projects Fund
T	079-09	100	2514	2005 Bond Projects Fund
U	080-09	100	2514	2005 Bond Projects Fund
V	081-09	100	2514	2005 Bond Projects Fund
W	082-09	100	2514	2005 Bond Projects Fund

**Budget Information For New Business Items**  
**February 10, 2009 Work Session**

Item	Number	Amount	Fund	Name / Description
X	083-09	125	2514	2005 Bond Projects Fund
Y	085-09	1,625	3160	US Department of Transportation
Z	086-09	575	3160	US Department of Transportation
AA	087-09	5,225	3160	US Department of Transportation
BB	088-09	1,600	3160	US Department of Transportation
CC	089-09	1,675	3160	US Department of Transportation
DD	090-09	1,575	3160	US Department of Transportation
EE	091-09	1,400	3160	US Department of Transportation
FF	092-09	2,050	3160	US Department of Transportation
GG	093-09	650	3160	US Department of Transportation
HH	094-09	1,150	3160	US Department of Transportation
II	095-09	1,650	3160	US Department of Transportation
JJ	096-09	1,875	3160	US Department of Transportation
KK	097-09	1,725	3160	US Department of Transportation
LL	098-09	1,175	3160	US Department of Transportation
MM	099-09	1,975	3160	US Department of Transportation
NN	100-09	1,625	3160	US Department of Transportation
OO	101-09	1,625	3160	US Department of Transportation
PP	102-09	2,325	3160	US Department of Transportation
QQ	103-09	625	3160	US Department of Transportation
RR	104-09	1,050	3160	US Department of Transportation
SS	105-09	NA		
TT	106-09	3,975,000	3160	US Department of Transportation

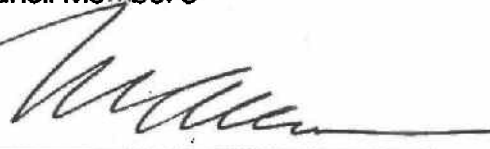
Budget Journal



069-09

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

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

**FROM:**   
Michael Allen, Director  
Division of Human Resources

**DATE:** January 26, 2009

**RE:** Title change—Division of Water Quality

The attached action amends Section 21-5 of the Code of Ordinances changing the position title of Plant Operations Supervisor Sr. Water and Air Quality (Grade 118E) to Plant Operations Supervisor Sr. Water Quality (Grade 118E) and its incumbent effective upon passage by Council.

In June of 2008, the Council approved an Ordinance changing the name of the Division of Water and Air Quality to the Division of Water Quality. The title change of Plant Operations Supervisor Sr. Water Quality is requested to place the position title and its responsibilities and duties in line with the Division title.

There is no fiscal impact for FY2009 with this action.

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

Attachment  
/dhf

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

Log # 09-0047



\*070-09


27

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: January 22, 2009

RE: Create Positions - Division of Waste Management

The attached action amends Section 21-5 of the Code of Ordinances, creating one (1) position of Administrative Officer (Grade 118E) and two (2) positions of Program Manager Sr. (Grade 120E); this action also amends Section 22-5 of the Code of Ordinances, creating one (1) position of Construction Supervisor (Grade 118E) temporary with the expiration date of February 26 2011, effective upon passage of Council.

The creation of these positions will be key in the day to day operation of the Division. The Administrative Officer will be responsible for managing the Division's office staff in addition to contract oversight, training, safety, information flow, and budget development. The Program Manager Sr. positions will have separate functions. One will oversee collection systems, litter control and enforcement; the other will oversee resource management, primarily the Recycling Center and special projects. The temporary Construction Supervisor will be responsible for managing the Divisions current and future technical and systemic projects. This position is recommended as a temporary position as the Division determines the long term need.

The fiscal impact for FY2009 is \$97,469.19 (8 pay periods) includes benefits, and will be funded from the Divisions Fund Balance.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Vacant	Administrative Officer	\$0	\$55,782.74	\$55,782.74
Vacant	Program Manager Sr.	\$0	\$65,120.64	\$65,120.64
Vacant	Program Manager Sr.	\$0	\$65,120.64	\$65,120.64
Vacant	Construction Supervisor	\$0	\$55,782.74	\$55,782.74
Total Annual Impact:		Salary and Benefits		
		\$316,774.88		

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

Attachment

cc: Cheryl Taylor, Commissioner, Department of Environmental Quality  
Steve Feese, Director-Division of Waste Management  
Darrylyn Combs, HR Manager, Division of Human Resources  
Jim Dodson, HR Analyst, Division of Human Resources

Log # 09-0033,34,35,36





109-09

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT  
Division of Water Quality

TO: Mayor Jim Newberry  
Urban County Council

FROM: Charles H. Martin, Director  
Division of Water Quality

DATE: January 29, 2009

SUBJECT: Change Order #1 for the Coleman House and AG Extension Office Pump Station Elimination

The Division of Water Quality requests approval of Change Order #1 with Todd Johnson Contracting for the Coleman House and AG Extension Office Pump Station Elimination Project. The original contract amount for this project was \$279,367.92. Change Order #1 is \$20,092.05 for a revised total contract amount of \$299,459.97. This Change Order equals 7% of the original contract amount.

Change Order #1 includes:

1. Erosion control measures not required in the original bid.  
Cost: \$8,876.55 (based on quote from contractor)
2. Installation of conduit and wiring damaged during construction. Location not known when drawings prepared.  
Cost: \$3,990.50 (based on quote from contractor)
3. Additional 6" PVC cleanout. Not shown on drawings  
Cost \$603.75 (based on unit price)
4. Additional service connection. Not shown on drawings.  
Cost \$690.00 (based on unit price)
5. Additional 177 LF of sidewalk. More sidewalk had to be replaced than was included in the original bid.  
Cost \$5,931.25 (based on unit price)

109-09

**CONTRACT HISTORY FORM**Contractor: Todd Johnson ContractingProject Name: Coleman House & AG Extension Office Pump Station EliminationContract Number and Date: #291-2007 Jul-07Responsible LFUCG Division: Division of Water Quality**CHANGE ORDER DETAILS****Summary of Previous Change  
Orders To Date****Dollar Amount****Percent Change to  
Original Contract**

A.	Original Contract Amount:	\$	<u>279,367.92</u>	
B.	Cumulative Amount of Previous Change Orders:	\$	<u>0.00</u>	<u>.0%</u> % (Line B / Line A)
C.	Total Contract Amount Prior to this Change Order:	\$	<u>279,367.92</u>	
<b><u>Current Change Order</u></b>				
D.	Amount of This Change Order:	\$	<u>20,092.05</u>	<u>7%</u> % (Line D / Line A)
E.	New Contract Amount Including this Change Order:	\$	<u>299,459.97</u>	<u>107%</u> % (Line E / Line A)

**SIGNATURE LINES**

Project Manager: \_\_\_\_\_

Date: \_\_\_\_\_

Reviewed by: \_\_\_\_\_

Date: \_\_\_\_\_

Division Director:  \_\_\_\_\_Date: 1-29-09



000-000

# THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

INTRODUCTION

TO THE  
HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

*[Signature]*

THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT

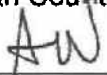
THE HISTORY-GARRETT JOURNAL COUNTY GOVERNMENT



# Lexington-Fayette Urban County Government

Jim Newberry, Mayor

TO: Mayor Jim Newberry  
Urban County Council

FROM:   
Anthony Wright  
Mayor's Office of Economic Development

DATE: February 2, 2009

RE: IRB – Transylvania University Project

---

The Industrial Revenue Bond Review Committee met on Thursday, January 22, 2009 to discuss the Transylvania University Industrial Revenue Bond. This bond issue is for the financing of various capital projects on the campus including the construction, furnishing, and equipping of Thompson Hall, renovation of laboratory space in the L.A. Brown Science Center, construction or renovation of existing student residence halls, Mitchell Fine Arts Center, Haggin Auditorium, and the Carrick Theatre. Transylvania University is asking LFUCG to approve and issue bonds in an amount up to \$6,500,000.

The IRB application was reviewed and representatives from Wyatt Tarrant & Combs LLP & Transylvania University made presentations on the \$6.5 million project. There is no cost or liability whatsoever to the Lexington-Fayette Urban County Government, but this resolution must be passed before bonds can be issued. The IRB Review Committee members present unanimously expressed support for and recommended approval of the Bond Issue.

cc: IRB Committee  
Harold Tate, Downtown Development Authority  
David Barbarie, Law Department  
Kyna Koch, Finance  
Rebecca Langston, Council Office





108-09

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT  
Department of General Services

## MEMORANDUM

TO: Mayor Jim Newberry  
Urban County Council

FROM: Kimra Cole *KC*  
General Services Commissioner

DATE: February 2, 2009

RE: State Government Leases

I am requesting Urban County Council approval for leases with the Commonwealth of Kentucky for space in the Annex and Government Center Buildings. Currently the State Police leases 1,341 square feet in the Annex building for their CDL drivers testing activity and the transportation Cabinet leases 565 square feet in the Annex building for their Driver's License activity.

Both leases will maintain the current rental rate of \$10.75 per square foot. The term of the leases will be from July 1, 2009 through June 30, 2010. The leases also include 11 parking spaces at \$45 per space per month. Total annual revenue payments for rent and parking to the LFUCG would be \$26,429.50.



110-09

33

Mayor James Newberry

## LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Parks and Recreation

Jerry E. Hancock, Director

To: Mayor Jim Newberry  
Urban County Council Members  
From: Jerry Hancock, Director, Division of Parks and Recreation  
Date: January 26, 2009  
Subj: Residential Leases for Private Residences within Parks

This is a request for the Urban County Council to approve residential leases for the eight residential dwellings, or mobile home lots, located within Fayette County Parks. Each lease has been created by the Law Department, and is for a period of 3 years unless terminated by the government. All of the lessees are current Parks employees, who have agreed to perform duties outside their normal responsibilities in exchange for reduced rent. The properties in question are at Raven Run, Jacobson Park, Cardinal Run North, Kearney Hill Golf Links, Hisle Park, Masterson Station Park (2) and Caden Lane.

The value of the each lease was determined in a two step process. First, an independent Realtor® was hired to determine the fair market value of each rental property. Second, the Parks assigned duties and requirements for security, property maintenance and programming requirements, were outlined for each property, and these duties were valued at current LFUCG hourly rates, which was subtracted from the fair market rental value of the property. The result was the net effective rental value which is illustrated as Addendum 1 to each lease. Tenants are required to submit verification of monthly performance of the required duties.

Utilities were set at either the actual metered rate if the property has separate meters, or at the average for a similar sized property according to the gas, water or electric utility company. These monthly obligations are included as Addendum 2 to each lease.

We have followed the same procedure for the last 8 years and believe that it is a reasonable means of assuring that the properties are maintained and that additional duties are performed in our parks. Please call me directly with any questions.

HORSE CAPITAL OF THE WORLD

469 Parkway Drive

Lexington, KY 40504

(859) 288-2965

Fax (859) 288-2989

www.lfucg.com



111-09

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: FEBRUARY 3, 2009**

**SUBJECT REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION TO THE KENTUCKY DEPARTMENT FOR LOCAL DEVELOPMENT REQUESTING FEDERAL FUNDS FROM THE FY 2009 LAND AND WATER CONSERVATION FUND FOR RAVEN RUN. THIS PROJECT REQUIRES PUBLIC MEETING ON FEBRUARY 26, 2009.**

The Division of Parks and Recreation has prepared a grant application for submission to the Kentucky Governor's Development for Local Government, requesting federal funding in the amount of \$38,500 for additions to the Raven Run Nature Center project. During the development of the project, many essential items had to be deducted from the construction contract due to costs. The application for Land and Water funds will include sidewalks, display cases, an outdoor classroom, and recycling kiosk.

This project requires a 50% local match. Local match in the amount of \$38,500 is available in bond account 2517-707601-7211-90511. Total project cost is \$77,000.

The source of federal funds is the Department of Interior/National Park Service. Funds are authorized by the Land and Water Conservation Fund Act of 1965. **This project requires a public meeting scheduled for February 26, 2009.**

Council authorization to submit application is hereby requested.

  
Paula King, Director

Xc: Kimra Cole, Commissioner of the Department of General Services

**HORSE CAPITAL OF THE WORLD**



112-09

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**

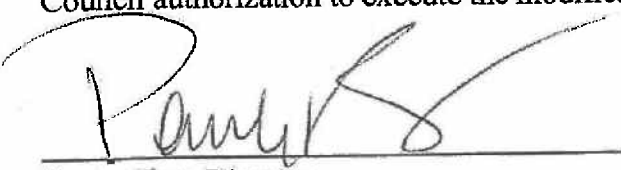
**DATE: FEBRUARY 2, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE  
MODIFICATION TO AGREEMENT WITH THE KENTUCKY  
OFFICE OF HOMELAND SECURITY FOR DEVELOPMENT OF  
A WORLD EQUESTRIAN GAMES DISASTER/SECURITY  
PLANNING PROJECT FOR THE DIVISION OF EMERGENCY  
MANAGEMENT/911**

On October 23, 2008 (Ordinance No. 228-2008), Council approved the acceptance of an award of federal funds from the Kentucky Office of Homeland Security to support the cost of a contractor to develop an "All Hazards" disaster preparedness plan for the 2010 World Equestrian Games for the Division of Emergency Management/911. This agreement expires on February 28, 2009.

The Kentucky Office of Homeland Security has offered the Lexington-Fayette Urban County Government an extension through June 30, 2009, for completion of the project.

Council authorization to execute the modification to the agreement is hereby requested.

  
Paula King, Director

Xc: Tim Bennett, Commissioner, Department of Public Safety

HORSE CAPITAL OF THE WORLD

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







2020

# UNIVERSITY OF NAIROBI

NAME: \_\_\_\_\_

REGISTRATION NUMBER: \_\_\_\_\_

COURSE: \_\_\_\_\_

DATE: \_\_\_\_\_

DECLARATION: I hereby declare that the information provided above is true and correct to the best of my knowledge and belief.

SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

NAME: \_\_\_\_\_

POSITION: \_\_\_\_\_





114-09

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: FEBRUARY 2, 2009**

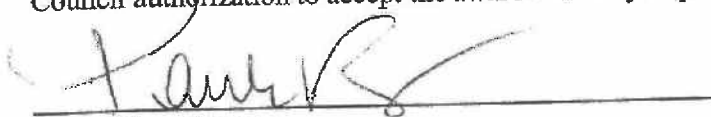
**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM**  
**THE NATIONAL POLICE ATHLETIC LEAGUE FOR CONTINUATION**  
**OF THE NATIONAL ASSOCIATION OF POLICE ATHLETIC**  
**LEAGUES YOUTH ENRICHMENT PROGRAM (PALYEP) IN THE**  
**DIVISION OF POLICE**

On December 9, 2008 (Resolution No. 763-2008), Council authorized the submission of a grant application, prepared by the Division of Police, Police Activities League, to the National Police Athletic/Activities League, Inc., requesting \$4,000 for continuation of a Police Athletic League Enrichment Program. The National Police Athletic League has approved this award in the amount of \$4,000. No match is required.

The purpose of the program is to provide high quality justice-based after-school programs for youth that include athletic, recreational, educational, and cultural programs. Through activities conducted by law enforcement, it is anticipated that there will be a reduction in juvenile crime and a reduction in the risk that youth will become the victims of crime. This program will include a girls club and a boys club that targets middle and high school youth. This program will empower youth in the community and will include service programs, field trips, educational trips, debate forums, fundraising, adopt-a senior citizen program, and an arts and craft program. In addition both groups will have high school members serving as mentors to younger members as well as college students from the University of Kentucky volunteering with this program and coordinating programs for these youth. Funds will be used for field trips to museums, supplies for arts and crafts, and snacks for bi-weekly meetings.

Federal funds for Police Athletic League Youth Enrichment Program (PALYEP) are from the U.S. Department of Justice/Office of Juvenile Justice and Delinquency Prevention Program.

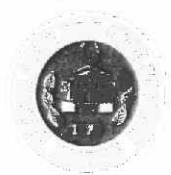
Council authorization to accept the award is hereby requested.

  
Paula King, Director

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

HORSE CAPITAL OF THE WORLD

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



JAN 1977

# NATIONAL COUNCIL ON GOVERNMENTAL ACCOUNTABILITY

## MEMORANDUM

To: Mr. [Name]

From: Mr. [Name]

Subject: [Topic]

Reference is made to the report of the [Committee] dated [Date].

The [Committee] has reviewed the report and has concluded that the [Committee] is in agreement with the findings of the [Committee].

The [Committee] has also reviewed the report and has concluded that the [Committee] is in agreement with the findings of the [Committee].

[Signature]

[Signature]  
James

cc: Mr. [Name]

cc: Mr. [Name]

cc: Mr. [Name]



072-09

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT  
Division of Engineering

**MEMORANDUM**

To: Mayor Jim Newberry  
Urban County Council

From: James R. Wray  
Engineering Technician Principal

Date: January 26, 2009

Re: Resolution Authorizing Acceptance of Deed  
Project No. 497 - Georgetown Street Sidewalk Improvements

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of permanent sidewalk easement and temporary construction easement for the Georgetown Street Sidewalk Improvement project. The deed will be from Dudley & V. M. Sidney at a cost of \$100.00 for the acquisition of 6.17 square feet of permanent sidewalk easement and 45.64 square feet of temporary construction easement from the property located at 525 Georgetown Street.

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

Approved by:

Marwan Rayan, P.E.  
Urban County Engineer

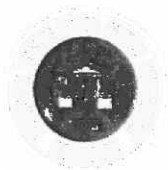
James M. Webb, Acting Commissioner  
Department of Public Works & Development

c/with att: Yvonne Stone      File  
c/wo att: Robert Bayert, P.E.

09.P497.406.blue 525 Georgetown Street

HORSE CAPITAL OF THE WORLD





DEPARTMENT OF THE INTERIOR - BUREAU OF LAND MANAGEMENT

Washington, D.C. 20246

PERMIT TO EXCAVATE

To: [Name] [Address]

From: [Name] [Address]

Date: [Date]

Subject: [Subject]

this

[Text]

[Signature]

[Signature]  
[Text]  
[Text]

[Text]

[Text]

[Text]



074-09

Mayor Jim Newberry

## LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

**MEMORANDUM**

To: Mayor Jim Newberry  
Urban County Council

From: James R. Wray  
Engineering Technician Principal

Date: January 26, 2009

Re: Resolution Authorizing Acceptance of Deed  
Project No. 497 - Georgetown Street Sidewalk Improvements

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of permanent sidewalk easement and temporary construction easement for the Georgetown Street Sidewalk Improvement project. The deed will be from Lonzell & Bertha Hampton at a cost of \$100.00 for the acquisition of 4.24 square feet of permanent sidewalk easement and 41.24 square feet of temporary construction easement from the property located at 549 Georgetown Street.

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

Approved by:

Marwan Rayan, P.E.  
Urban County Engineer

James M. Webb, Acting Commissioner  
Department of Public Works & Development

c/with att: Yvonne Stone      File  
c/wo att: Robert Bayert, P.E.

09.P497.406.blue 549 Georgetown Street

HORSE CAPITAL OF THE WORLD

*[Signature]*

Orgetown

076-09



Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT  
Division of Engineering

**MEMORANDUM**

To: Mayor Jim Newberry  
Urban County Council

From: James R. Wray  
Engineering Technician Principal

Date: January 26, 2009

Re: Resolution Authorizing Acceptance of Deed  
Project No. 497 - Georgetown Street Sidewalk Improvements

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of permanent sidewalk easement and temporary construction easement for the Georgetown Street Sidewalk Improvement project. The deed will be from First African Baptist Church at a cost of \$150.00 for the acquisition of 70.54 square feet of permanent sidewalk easement and 72.37 square feet of temporary construction easement from the property located at 901 Georgetown Street.

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

Approved by:

Marwan Rayan, P.E.  
Urban County Engineer

James M. Webb, Acting Commissioner  
Department of Public Works & Development

c/with att: Yvonne Stone                      File  
c/wo att: Robert Bayert, P.E.

09.P497.406.blue 901 Georgetown Street

HORSE CAPITAL OF THE WORLD



027-70

UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

PERMIT

TO: [illegible]

FROM: [illegible]

DATE: [illegible]

RE: [illegible]

[illegible text]

[illegible text]

[illegible signature]

[illegible signature]  
am  
Dep

[illegible text]



078-09



Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT  
Division of Engineering

**MEMORANDUM**

To: Mayor Jim Newberry  
Urban County Council

From: James R. Wray  
Engineering Technician Principal

Date: January 28, 2009

Re: Resolution Authorizing Acceptance of Deed  
Project No. 497 - Georgetown Street Sidewalk Improvements

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of permanent sidewalk easement and temporary construction easement for the Georgetown Street Sidewalk Improvement project. The deed will be from Jackie Graves at a cost of \$100.00 for the acquisition of 9.45 square feet of permanent sidewalk easement and 29.69 square feet of temporary construction easement from the property located at 501 Georgetown Street.

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

Approved by:

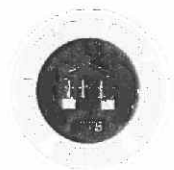
Marwan Rayan, P.E.  
Urban County Engineer

James M. Webb, Acting Commissioner  
Department of Public Works & Development

c/with att: Yvonne Stone                      File  
c/wo att: Robert Bayert, P.E.

09.P497.406.blue 501 Georgetown Street

HORSE CAPITAL OF THE WORLD



DEPARTMENT OF THE TREASURY  
BUREAU OF FISCAL SERVICE

OFFICE OF THE DIRECTOR

TO: Director, Bureau of Fiscal Service

FROM: [Signature]

SUBJECT: [Signature]

DATE: [Signature]

[Faint, illegible text block]

[Faint, illegible text block]

[Signature]

[Signature]  
Vam  
D

[Faint, illegible text block]

080-09



Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT  
Division of Engineering

**MEMORANDUM**

To: Mayor Jim Newberry  
Urban County Council

From: James R. Wray  
Engineering Technician Principal

Date: January 26, 2009

Re: Resolution Authorizing Acceptance of Deed  
Project No. 497 - Georgetown Street Sidewalk Improvements

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of permanent sidewalk easement and temporary construction easement for the Georgetown Street Sidewalk Improvement project. The deed will be from Buford & Mary Carten at a cost of \$100.00 for the acquisition of 19.33 square feet of permanent sidewalk easement and 42.39 square feet of temporary construction easement from the property located at 529 Georgetown Street.

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

Approved by:

A handwritten signature in dark ink, appearing to read "Marwan Rayan", written over a horizontal line.

Marwan Rayan, P.E.  
Urban County Engineer

A handwritten signature in dark ink, appearing to read "James M. Webb", written over a horizontal line.

James M. Webb, Acting Commissioner  
Department of Public Works & Development

c/with att: Yvonne Stone                      File  
c/wo att: Robert Bayert, P.E.

09.P497.406.blue 529 Georgetown Street

HORSE CAPITAL OF THE WORLD



67  
100-100000

UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
WASHINGTON, D. C.

To: [illegible]  
From: [illegible]  
Subject: [illegible]

[illegible text]

[illegible signature]  
E.

James M. Webb  
James

[illegible text]

082-09



Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT  
Division of Engineering

**MEMORANDUM**

To: Mayor Jim Newberry  
Urban County Council

From: James R. Wray  
Engineering Technician Principal

Date: January 26, 2009

Re: Resolution Authorizing Acceptance of Deed  
Project No. 497 - Georgetown Street Sidewalk Improvements

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of permanent sidewalk easement and temporary construction easement for the Georgetown Street Sidewalk Improvement project. The deed will be from Mary Rudd at a cost of \$100.00 for the acquisition of 24.67 square feet of permanent sidewalk easement and 48.91 square feet of temporary construction easement from the property located at 451 Georgetown Street.

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

Approved by:

Marwan Rayan, P.E.  
Urban County Engineer

James M. Webb, Acting Commissioner  
Department of Public Works & Development

c/with att: Yvonne Stone                      File  
c/wo att: Robert Bayert, P.E.

09.P497.406.blue 451 Georgetown Street

HORSE CAPITAL OF THE WORLD





01017

COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF REVENUE  
TAXPAYER - BUREAU OF REVENUE  
OFFICE OF THE COMMISSIONER  
STATE HOUSE, ROOM 1000  
JANUARY 1, 1975

TO: [illegible]  
FROM: [illegible]  
SUBJECT: [illegible]  
RE: [illegible]

[illegible text]

[illegible text]

[illegible signature]

James M. Wall  
[illegible text]

[illegible text]



085-09

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: JANUARY 30, 2009****SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM RONALD AND CRYSTAL GRAHAM AT 640  
CINDY BLAIR WAY FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT**

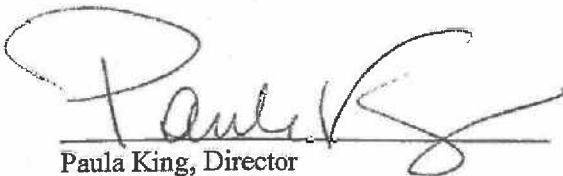
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1083.4 square feet of temporary construction easement at 640 Cindy Blair Way from Ronald and Crystal Graham in the amount of \$1,625.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com



086-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY CONSTRUCTION EASEMENT FROM RAYMOND AND REGINA HALL AT 641 CINDY BLAIR WAY FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT**

On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 382.5 square feet of temporary construction easement at 641 Cindy Blair Way from Raymond and Regina Hall in the amount of \$575.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement is hereby requested.

Paula King, Director

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

HORSE CAPITAL OF THE WORLD



087-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM BMT OF KENTUCKY, INC. AT 3348  
CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT**

On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1741.2 square feet of temporary construction easement at 3348 Clays Mill Road from BMT of Kentucky, Inc. in the amount of \$5,225.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com





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: JANUARY 30, 2009****SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY**  
**CONSTRUCTION EASEMENT FROM ANN SNAPP AT 3371 CLAYS MILL ROAD**  
**FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT**

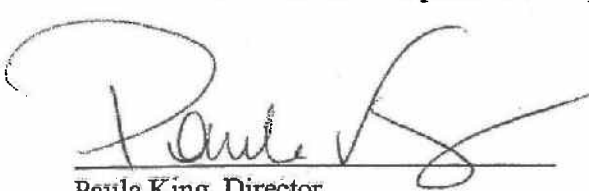
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1066.1 square feet of temporary construction easement at 3371 Clays Mill Road from Ann Snapp in the amount of \$1,600.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement is hereby requested.

  
Paula King, Director

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





089-09

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: JANUARY 30, 2009

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM WILLIAM RASINEN AT 3375 CLAYS  
MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT

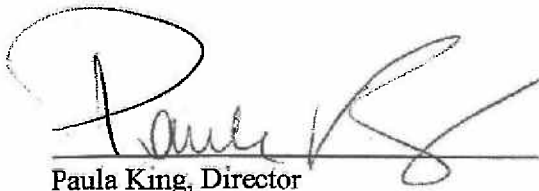
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1104.9 square feet of temporary construction easement at 3375 Clays Mill Road from William Rasinen in the amount of \$1,675.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com





090-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM CASH NOW BUYS, LLC AT 3379 CLAYS  
MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT**

On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1039.9 square feet of temporary construction easement at 3379 Clays Mill Road from Cash Now Buys, LLC in the amount of \$1,575.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement is hereby requested.



Paula King, Director

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



091-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY CONSTRUCTION EASEMENT FROM CREIGHTON AND KIMBER MEDLEY AT 3383 CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT**

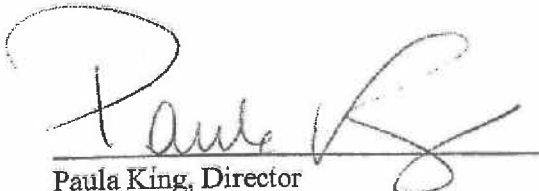
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 932.5 square feet of temporary construction easement at 3383 Clays Mill Road from Creighton and Kimber Medley in the amount of \$1,400.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com





092-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM WILLIAM C. AND MARY RENA REED AT  
3387 CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT**

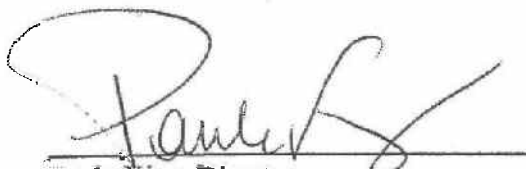
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1127.9 square feet of temporary construction easement at 3387 Clays Mill Road from William C. and Mary Rena Reed in the amount of \$2,050.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement is hereby requested.



Paula King, Director

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

HORSE CAPITAL OF THE WORLD



093-09

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:** JANUARY 30, 2009

**SUBJECT:** REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM JASON AND URSULA MULLINS AT 3391  
CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT

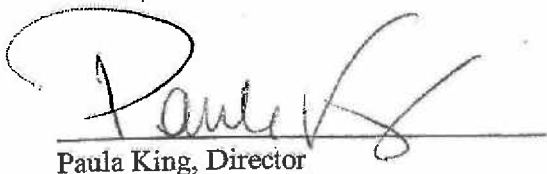
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 321.6 square feet of temporary construction easement at 3391 Clays Mill Road from Jason and Ursula Mullins in the amount of \$650.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com







094-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM PAUL AND JOYCE FUGAZZI AT 3405  
CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT**

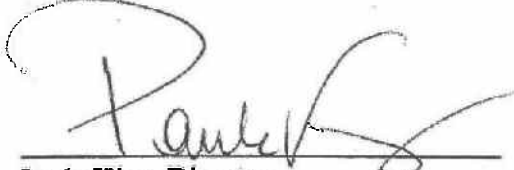
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 752.3 square feet of temporary construction easement at 3405 Clays Mill Road from Paul and Joyce Fugazzi in the amount of \$1,150.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com



095 - 09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM SOUTHERN HEIGHTS BAPTIST CHURCH  
AT 3408 CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT**

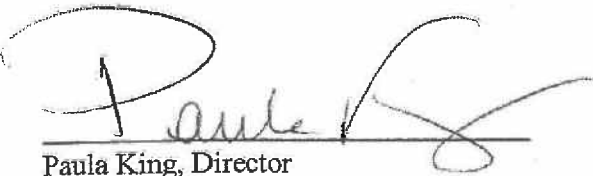
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 3288.7 square feet of temporary construction easement at 3408 Clays Mill Road from Southern Heights Baptist Church in the amount of \$1,650.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com





096-09

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: JANUARY 30, 2009****SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY**  
**CONSTRUCTION EASEMENT FROM JOEL AND EILEEN STANSBURY AT 3409**  
**CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS**  
**PROJECT**


On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1234.8 square feet of temporary construction easement at 3409 Clays Mill Road from Joel and Eileen Stansbury in the amount of \$1,875.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement is hereby requested.

  
Paula King, Director

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





097-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM LARRY AND JOYCE HOBBS AT 3413  
CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT**

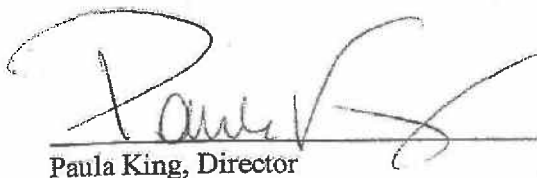
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1107.2 square feet of temporary construction easement at 3413 Clays Mill Road from Larry and Joyce Hobbs in the amount of \$1,725.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com





098-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM GREATER FAITH APOSTOLIC CHURCH  
AT 3416 CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT**


On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 2319.1 square feet of temporary construction easement at 3416 Clays Mill Road from Greater Faith Apostolic Church in the amount of \$1,175.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement is hereby requested.

  
Paula King, Director

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

HORSE CAPITAL OF THE WORLD





099-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM LLOYD AND LINDA GOODLETT AT 3417  
CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT**

On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1311.1 square feet of temporary construction easement at 3417 Clays Mill Road from Lloyd and Linda Goodlett in the amount of \$1,975.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com





100-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM OLENE GUTIERREZ AT 3418 CLAYS  
MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT**

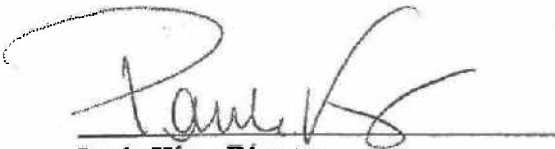
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1076.5 square feet of temporary construction easement at 3418 Clays Mill Road from Olene Gutierrez in the amount of \$1,625.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement is hereby requested.

  
Paula King, Director

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

HORSE CAPITAL OF THE WORLD



101-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM KEITH AND DEBYNIE SOWDER AT 3421  
CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT**

On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1082.8 square feet of temporary construction easement at 3421 Clays Mill Road from Keith and Debynie Sowder in the amount of \$1,625.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com







102-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM CHARLES AND NANCY BOLAND AT 3425  
CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT**

On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 1171.8 square feet of temporary construction easement at 3425 Clays Mill Road from Charles and Nancy Boland in the amount of \$2,325.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com



103-09

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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY  
CONSTRUCTION EASEMENT FROM CALVIN AND SIERRA SMITH, JR. AT  
3428 CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS  
PROJECT**

On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 415.2 square feet of temporary construction easement at 3428 Clays Mill Road from Calvin and Sierra Smith, Jr. in the amount of \$625.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com







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: JANUARY 30, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT A DEED OF TEMPORARY CONSTRUCTION EASEMENT FROM VIRGINIA ASHMORE BARNHART AT 3429 CLAYS MILL ROAD FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT**

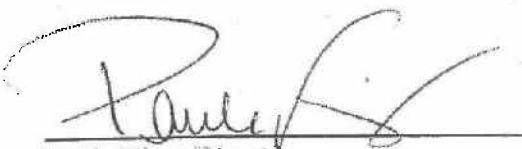
On July 1, 2003 (Ordinance No. 174-2003), Council approved acceptance of award from Kentucky Transportation Cabinet in the amount of \$644,000 in federal funding [Surface Transportation Lexington (SLX)] for the design phase of the Clay's Mill Road. Project required a 20% local match in the amount of \$161,000 for a total design cost of \$805,000. Project includes the area from the intersection with Harrodsburg Road to the intersection with Man O War Boulevard. On June 7, 2007 (Ordinance # 120-2007), Council approved acceptance of supplemental award in the amount of \$487,760 from Kentucky Transportation Cabinet for the design and right-of-way acquisition phases of the project. Supplemental award required 20% match in the amount of \$121,940, for a total of \$609,700.

The Division of Engineering has negotiated a purchase of 691 square feet of temporary construction easement at 3429 Clays Mill Road from Virginia Ashmore Barnhart in the amount of \$1050.00.

Funds for purchase of easements are budgeted in account:

Fund	Dept ID	Section	Project	Bud Ref	Account
3160	303201	0001	CLAYS MILL ROAD	2004	91715

Council authorization to accept deed of temporary construction easement is hereby requested.

  
Paula King, Director

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

**HORSE CAPITAL OF THE WORLD**



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: JANUARY 29, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION  
TO THE KENTUCKY HERITAGE COUNCIL FOR THE DIVISION OF  
HISTORIC PRESERVATION'S SURVEY AND PLANNING PROJECT -  
FY2010**

The Lexington-Fayette Urban County Government's Division of Historic Preservation has prepared a grant application to submit to the Kentucky Heritage Council. This application requests federal funding in the amount of \$12,000 for the purpose of supporting Certified Local Government historic preservation administrative activities in the Division of Historic Preservation. Funds will be used for the salaries and benefits of existing personnel in the Division of Historic Preservation. A 40 % (\$8,000) match is required. Matching funds will be requested in the Division of Historic Preservation's general fund budget for Fiscal Year 2010.

Council authorization to submit the application 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 6<sup>th</sup> Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com





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: JANUARY 29, 2009**

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE  
SUPPLEMENTAL AGREEMENT NO. 1 WITH THE KENTUCKY  
TRANSPORTATION CABINET, ACCEPTING ADDITIONAL FEDERAL  
FUNDS FOR THE NEWTOWN PIKE EXTENSION PROJECT**

On November 9, 2000 (Ordinance # 344-2000), the Lexington-Fayette Urban County Council authorized acceptance of award from the Kentucky Transportation Cabinet in the amount of \$7.5 million in federal and state funds for the extension of Newtown Pike.

The Kentucky Transportation Cabinet has now offered the LFUCG Supplemental Agreement No. 1 providing the LFUCG with \$3,975,000 to support the cost of appraisals for right-of-way acquisitions (\$351,000), utilities relocation (\$1,040,000), and mitigation expenses (\$2,584,000). Mitigation expenses include the provision of temporary housing, utility payments for temporarily relocated residents, and setting up and operating a Community Land Trust. Supplemental Agreement No. 1 also provides for the state agency to expend \$11,752,856 for purchase of right-of-way and mitigation. No local matching funds are required.

The Newtown Pike extension is authorized by Congress as a High Priority Project under the Transportation Equity Act for the 21<sup>st</sup> Century (TEA-21). The project provides for construction from West Main Street to South Limestone.

Council authorization to execute Supplemental Agreement No. 1, accepting award of additional federal funds, is hereby requested.

Paula King  
Director

Xc: Mike Webb, Acting Commissioner, Department of Public Works and  
Development

HORSE CAPITAL OF THE WORLD

106-09

LEXINGTON-FAYETTE URBAN  
COUNTY GOVERNMENT  
NEWTOWN PIKE EXTENSION (KY 922)  
GYP ITEM NO. 7-593  
SUPPLEMENTAL MOA NO. 1

**AGREEMENT BETWEEN  
COMMONWEALTH OF KENTUCKY  
TRANSPORTATION CABINET  
DEPARTMENT OF HIGHWAYS  
AND  
THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT  
SUPPLEMENTAL AGREEMENT NO. 1**

**WHEREAS**, the Lexington-Fayette Urban County Government (LFUCG) and the Department of Highways (Department) entered into an agreement on December 13, 2000 (C-00343167) wherein the Department was to make available to the LFUCG up to \$6,000,000 (80% of the total cost) in federal Transportation Improvement Program funds for the Lexington Urbanized Area and was to provide up to \$1,500,000 (20% local matching funds) from non-federal sources for the LFUCG to conduct the planning and design phase, acquire necessary rights-of-way, relocate utilities, provide all environmental analyses, legal analyses, advertise for bids, develop construction contracts and supervise construction of the Newtown Pike extension in the City of Lexington in Fayette County (Project); and

**WHEREAS**, the LFUCG has asked the Department for funding assistance to allow the Project to continue with the development of design plans, right-of-way acquisition, utility relocation, and mitigation in preparation for construction of the Project as intended in the initial agreement; and

**WHEREAS**, the Department agrees that the LFUCG has met the federal requirements of the Project and will allow the LFUCG to receive an additional \$3,975,000 in funds as necessary for right-of-way appraisals, utility relocation, and mitigation for the continuation of this Project.

**NOW, THEREFORE**, the LFUCG and Department, acting on behalf of the Kentucky Transportation Cabinet, do hereby mutually agree to this Supplemental Agreement No. 1 as follows:

1. Contrary to the original December 13, 2000 agreement (C-00343167) which listed the LFUCG as the lead agency for right-of-way acquisition, the Department has agreed to assist in the appraisal, negotiation, and/or purchase of right-of-way parcels, and the relocation of utilities when it is deemed in the best interest of the Department for this Project.

106 - 09

LEXINGTON-FAYETTE URBAN  
COUNTY GOVERNMENT  
NEWTOWN PIKE EXTENSION (KY 922)  
6YP ITEM NO. 7-593  
SUPPLEMENTAL MOA NO. 1

2. The Department agrees to make available up to \$1,967,856 in federal Section 117 funds from FY 2005 for right-of-way costs. These funds will be retained by the Department for early acquisition costs on Phase I. This portion of the Project is listed as Six-Year Plan Item Number 7-593.03 and is specifically for parcels 812 - 840 (Bryant's Rent All) and parcel 833 (Hodge Property). No matching funds are required for this portion of the Project.
3. The Department agrees to make available up to \$3,995,000 in federal funds for right-of-way acquisition costs associated with Phase I of the Project. This portion of the Project is listed as Six-Year Plan Item Number 7-593.10 for the Southend Park neighborhood redevelopment. Of this total, \$351,000 shall be authorized for the LFUCG to use for appraisals and the remaining \$3,644,000 will be retained by the Department for their work. Toll credits will be used in lieu of state matching funds for this portion of the Project.
4. The Department agrees to make available up to \$6,106,300 for right-of-way costs. These federal funds will be retained by the Department for right-of-way acquisition costs on Phase IV, which is the priority section of the Project. This portion of the Project is listed as Six-Year Plan Item Number 7-593.40 and is located between Main Street and Versailles Road. Toll credits will be used in lieu of state matching funds for this portion of the Project.
5. The Department agrees to make available up to \$1,040,000 for utility costs. These federal funds shall be authorized for the LFUCG for utility relocation costs on Phase IV, which is the priority section of the Project. This portion of the Project is listed as Six-Year Plan Item Number 7-593.40 and is located between Main Street and Versailles Road. Toll credits will be used in lieu of state matching funds for this portion of the Project.
6. The Department agrees to make available up to \$2,618,700 for mitigation costs associated with Phase I of the Project. These mitigation costs include performing site work, drawings, contractor fees, and other work necessary to provide temporary housing, utility payments for temporarily relocated residents, and setting up and operating a Community Land Trust. Of this total, \$2,584,000 shall be authorized for the LFUCG and the remaining \$34,700 shall be retained by the Department for their assistance, as detailed in the Final Environmental Impact Statement.



106-09

LEXINGTON-FAYETTE URBAN  
COUNTY GOVERNMENT  
NEWTOWN PIKE EXTENSION (KY 922)  
6YP ITEM NO. 7-593  
SUPPLEMENTAL MOA NO. 1

7. The original December 13, 2000 agreement (C-00343167) authorized \$7,500,000 in design funding for this Project. The funds provided by this Supplemental Agreement No. 1 will authorize an additional \$15,727,856 for the right-of-way, utility, and mitigation phases of this Project. Upon execution of this Supplemental Agreement No. 1, a total of \$23,227,856 will be authorized for this Project to date.
8. The LFUCG is authorized with up to \$7,500,000 for design expenses, \$351,000 for right-of-way expenses, \$1,040,000 for utility expenses, and \$2,584,000 for mitigation expenses. The total amount of funding authorized to the LFUCG for their portion of this Project is \$11,475,000. Any cost that the LFUCG encumbers in excess of the additional \$3,975,000 for right-of-way, utility, and mitigation expenses for this Project shall be the responsibility of the LFUCG, or must be authorized by another Supplemental Agreement.
9. The Department shall retain up to \$1,967,856 for early acquisition expenses, \$3,644,000 for Phase I right-of-way expenses, \$6,106,300 for Phase IV right-of-way expenses, and \$34,700 for mitigation expenses. The total amount of funding authorized to the Department for their assistance in this Project is \$11,752,856.
10. The LFUCG shall permit representatives of the Department to review any audit(s) performed by the LFUCG or any other entity and to audit the books and accounts of the LFUCG pertaining to the Project. The LFUCG hereby acknowledges its duty to the Department to determine whether it is subject to the Single Audit Act of 1984, P.L. 98-502, and the Single Audit Act Amendments of 1996, P.L. 014-56.
11. The LFUCG hereby acknowledges it is responsible to inform any entity it intends to hire or use as a contractor, as defined in KRS 45A.030(7), that the contracting agency, the Finance and Administration Cabinet, the Auditor of Public Accounts, and the Legislative Research Commission, or their duly authorized representatives, shall have access to any of the contractor's books, documents, papers, records, or other evidence, which are directly pertinent to this agreement for the purpose of financial audit or program review.
12. All other terms and conditions of the original December 13, 2000 agreement (C-00343167) shall remain the same and are legally binding.

## URBAN COUNTY COUNCIL

### BUDGET & FINANCE COMMITTEE SUMMARY

January 27, 2009

First order of business was to elect a new chair for the Budget & Finance Committee. Vice Mayor Gray called for a motion to nominate and elect a chair.

Motion by Ed Lane to nominate and elect Kevin Stinnett as chair of the Budget & Finance chair, seconded by Tom Blues. motion passed without dissent.

Chairman Stinnett thanked the committee for their vote and asked Ed Lane to serve as Vice Chair of the Budget & Finance Committee. Ed Lane accepted.

The meeting was called to order at 1:10 pm with all committee members present.

#### **I. Financial Discussions - Koch**

Report of revenue and expenditures, November and December 2008 – started with the December report saying when the “big four” sources of revenue were dissected, the overall picture looks good and the initial analysis of the numbers appears that Lexington is doing much better than other cities. However, she added can not survive unscathed in these volatile economic times. She told the committee, employee withholdings are maintaining, but with the exceptional number of pay outs for retirees during November and December, this number is subject to change. The government sector strength is in payouts and even though those numbers might not reflect a problem now, this sector will look more realistic in Feb. She added there is a concern about payroll withholdings making budget. Also cautioned in reference to the business numbers, net profit business returns, there could be substantial refunds for year end Dec. 08. There could be an extreme hit on revenue when these potential refunds have been completed. She covered insurance and franchise fees saying they are tracking higher and should make budget. She said the administration is making plans for significant reductions and have instructed directors to begin looking at cuts in preparation for the FY10 budget. In order to manage our way through 2009, they are implementing a “freeze” on some accounts such as professional services and food/household.

CM James referred to business returns asking what was budgeted for franchise fees. She also asked if refunds were taken into account during budget preparation.

Koch did not have a breakdown on franchise fees at this time. She said a trend was used to forecast business returns, explaining the software defaults to prior

years profit so even though there is a budget for refunds, they could be much higher this year. She again mentioned reduction plans for FY09.

CM Gray asked about net profit taxes and the magnitude in absolute dollars. He referred to the Nov. 08 asking for number of refunds, loses and payroll withholdings.

Koch told the committee she would prepare a chart highlighting licenses and permits and email it to council members. She explained LFUCG is on the same schedule as federal and state. She was asked about the capability of having a property tax line item for future budgets.

CM Gorton asked if there were any accounts "frozen" other than professional services and food/household.

Koch said she was not aware of any other accounts involved, but would advise council member if that was not the case. She added there are certain accounts that reductions will not be used in the calculation for budget reductions, such as grant match accounts. She added they are working with each director on their budget plans and reductions to insure any recommended reductions do not effect any operations government wide.

CM Lane asked if it was possible to provide a break down of license fees and corporate taxes. He also asked if funds paid out to retirees could be segregated from personnel cost. He stated it would be helpful to look at retirement cost as a separate line item.

Koch said her staff is looking at a new report that would provide that information. She added the retirement cost has been budgeted centrally.

CM Ellinger referred to FY09 budget assumptions, i.e. retirements and sale of certain properties. He asked how things stand against those assumptions stating he would like to see some type of report on that.

Koch said we would have to plan a budget with a much lower personnel base since there were only 178 retirees.

CM Beard asked Koch for more specifics or guidelines on food/household spending. Saying the council office would like to comply wherever possible. He also inquired about employees paying parking fees and if that option had been explored as a revenue option.

Koch stated she would speak to the Council Administrator with details and guidelines on food/household budget. Koch said employee parking was part of the benefit structure and she would not like to exercise that as an option. She added no such proposal is in the works at this time.

CM Stinnett asked about changing a column on the monthly budget report. And wanted to confirm there is no money being put into the rainy day fund.

Koch stated the current balance of that account is approx. \$13 million and that no retiree payouts had to be taken from it. However, she cautioned that if the "bottom drops out" of the economy and a quick recovery has to be made by the end of the fiscal year, they may have to draw from it.

CM Stinnett asked about plans to change the budget format or to prepare it with fixed versus variable cost.

Koch stated that kind of information has to come from individual divisions, the budget needs individual cost analysis and they don't have that capability right now but are working to educate more about the budget.

CM Henson asked for a report on year to date expenditures for each division. Koch promised to provide saying this type of report can be generated by PeopleSoft but must be run as individual reports by department or division.

VM Gray suggested putting any ICMA updates on a regular agenda. He noted there are test runs being currently conducted by different departments on fixed and variable costs. He thought the ICMA data might be able to provide some information. Koch asked if Paul Schoningher could coordinate that task. Gray said Mr. Schoningher might assist that effort, but that Joe Kelly would be the contact person and should coordinate from the administration side.

## **II. Internal Audit Reports - Sahli**

Bruce Sahli covered the audit process, stating the mission and objectives of his department which is to track activities, follow SOP's, insurance compliance, make recommendations and provide follow up on them. He provided the committee with a summary of audit results from the Division of Community Corrections. He referred to an ordinance covering Community Corrections siteing an extraordinary amount of discretion being given the director. He talked about expenditures of 8 ½ years, exceeding \$8.5 million that was not subject to LFUCG Division of Purchasing standards. He said the C.A. P. expenditures were handled internally with almost non existent oversight by the administration or council. Other observations and recommendations included involvement of the IT division and computer services to evaluate a system to approve expenditures and a new jail management system. He said after performing a preliminary review of the current jail management system, there needs to be more care taken to protect sensitive information and insure security measures are present...



CM Ellinger asked how recommendations and actions are tracked after implementation. Sahli said after an action plan and tracking matrix are developed he asks the director to report on progress of those action items. This follow up typically takes place within six months of the initial audit. He said it is management's responsibility to come up with specific action items based on internal audit recommendations.

Bishop, Director of Community Corrections told the committee, many of the action items and recommendations have already been started. He said he is currently working with IT, Accounting and Budgeting to have funds which had historically been solely under a directors oversight now be tractable via People soft or a shared computer system of some kind.

CM Gorton asked if any other departments or division were not using LFUCG Purchasing standards and policies. Sahli said he did not know if other divisions were exempt but would provide information if applicable. She also asked if there were other divisions using other computer systems, like the jail management system and was told there is a strategic plan to identify other systems in use and review them for changes if need be adding that many computer systems/services have been de-centralized for quite some time. CM Gorton asked if the jail management system was part of a bid process and was told no, however, there is currently an RFP to begin the process to bid on such a system. She expressed concern there might have been sensitive data on inmates while using the city in Florida's system.

Bishop explained their system started to malfunction in 2005, the process was slow and labor intensive and as a fix the computer system vendor recommended downloading a similar system being used in Florida. It seemed that system worked for Community Corrections and was left on their server and not deleting that information was an oversight by the vendor.

CM James asked Sahli if the full audit report was made public and was told the report in its entirety was on the Internal Audit website. She also asked that any future committee packets always include full details reports and not just a summary. She asked if PeopleSoft had a module to accommodate jail management and was told no. This type of software is unique and typically has to be custom designed. She asked Bishop if he was satisfied with the results/outcome of the audit.

Bishop said he was concerned about the amount of discretion given to the director and agreed with the need to have controls and oversight on accounts. He welcomed the changes for transparency, safe guards and protocol. He did recommend a way to insure the money generated by the jail is able to be used for the jail and development of a way to handle the high volume of the PAF account.



He was asked about security concerns and monitoring the security of the entire data base.

CM Stinnett said the administration is changing the existing ordinance and those changes will be brought before council via the blue-sheet process. There will also be changes to update the policy and procedures manual and bringing those Community Corrections accounts into PeopleSoft will allow for oversight. CM Stinnett had to leave chambers and turned the chair over to CM Lane.

CM Beard asked for details on a small local developer and wanted to know if this vendor was the original developer of the jail management software. He expressed concern with no bid process and not coming before either the Mayor or Council for approval.

CM Myers asked Sahli about the process to change an ordinance and SOP's for a division. Sahli replied the recommendations come from his departments' years of experience in audit and internal controls. He added that all his recommendations and findings come to council routinely through the internal audit reports. He also asked Bishop for a brief overview of the accounts involved.

Bishop explained there were three major accounts unique to Community Corrections.

PAF – money inmates can deposit for purchases or to conduct business while incarcerated, which is withdrawn upon their release. This is a high volume account with a large turnover.

CAP (Community Alternative Programs)

Revenues from drug testing and fees from electronic monitoring. This is a self sustaining account with unpredictable volume since the court control the growth of this program by mandating drug test and monitoring.

Phone

Revenue generated from phone calls made by inmates which equates to a considerable revenue stream and allowed for the most discretion on the part of the director.

The recommendation is to move these to the general fund in order to address oversight and control issues.

Bishop added another control mechanism being looked at is installation of a Kronos time keeping system to better assist with payroll and time keeping.

CM Myers asked about funding for these changes and was told an assessment of the software needs to be completed before cost would be available.

CM Beard asked if there was an annual maintenance fee on the existing software and was told no there was not, it was based on fee for service. However, typically most software maintenance fees can run about 20-25 %

CM Beard asked Bishop about charging inmates for phone calls, and profiting from it. Bishop responded this is a common practice in many cities and phone companies. Beard asked if a signed agreement existed with the phone service provider and was told yes, the provider is Evercom. He wanted to know if the contract had been approved by Council. Bishop said he thought it was.

CM Henson wanted to know if any type of service fees were charged to inmate accounts. Bishop said there was no actual service fees charged, except a booking fee which is required by state statute. She asked if booking fee was shown as revenue and was told yes, it appears in the general fund. She noted holding federal inmates as another way of generating revenue.

CM James asked if the phone account contract included service and maintenance of equipment and was told it did.

CM Lane had several procedural questions, asking if the phone service contract was complete bid and how long the current vendor has been on board. Bishop responded Evercom has been the vendor during his tenure. Lane asked that council receive a copy of the 2005 internal audit findings/results. He referred to cash management and asked Bishop how accounting & revenue were advised of balances of cash accounts. Bishop explained all transactions to these accounts are done manually, since they did not come "on line" during People soft installation. Lane asked if these accounts show as a line item on their budget. The answer was no. Lane referred to a CIO memo requesting any independent computer systems being used by LFUCG be looked into, asking Bishop why that memo did not prompt an investigation of the jail management system. He also wanted to know if Bishop was confident with his approval of \$120K project and given the opportunity would handle any of these issues differently. Bishop explained he was reasonably confident with purchase of the software, adding the requirements of the Memorandum of Understanding were satisfied and work completed successfully. However, Bishop maintained, the amount of director discretion and handling large cash funds, did require more oversight and direction than the ordinance provides for. Lane then turned the chair back over to CM Stinnett for wrap-up.

Mr. Sahli asked to clarify conditions surrounding the 2005 audit of Community Corrections, reminding the committee there were only two auditors on staff and since this is such a large and diverse division the scope of that audit was limited. The 2005 audit was actually done as three separate audits. He said the decision was made to focus only on those accounts with significant receipts of cash, which he felt had the most potential for tremendous exposure.

CM Myers thanked Mr. Sahli and his staff for its work adding this might be an appropriate time to mention their budget and need for additional staff. Mr. Sahli responded by saying there are vacant positions which have not been filled due to the current financial situation. However, he will be requesting another auditor for FY2010.

CM Stinnett asked for further questions or comments and a motion to adjourn. No motions came from either presentation on today's agenda.

Meeting adjourned 2:58 pm

## SERVICES COMMITTEE SUMMARY

FEBRUARY 3, 2009

CM Ellinger chaired the committee meeting. The meeting was called to order at 1:03 p.m. All committee members were present except CM Lane, CM Myers and CM Martin. CM Stinnett was present as well.

### 1. Dog Tethering Update

CM Beard gave an update of the Dog Tethering committee meeting that was held on January 22<sup>nd</sup>. The next meeting will be held on February 12<sup>th</sup>.

CM Ellinger asked CM Henson and CM Lawless to be part of the sub committee. They both agreed to be on the sub committee.

### 2. Virtual Fake Speed Humps

Brad Frazier, Traffic Engineering, gave an update on virtual fake speed humps. He stated the city of Philadelphia placed 100 at different intersections for a test case scenario. Mr. Frazier stated the use of these by themselves was extremely effective instantaneously but once commuters realized it was just paint they ignored them and went on. He stated the city of Philadelphia considered them to not work when used by themselves. Mr. Frazier stated he agrees with them.

CM Feigel stated some people may need a little reminder to slow down. She stated if they are cost effective they could be put in some areas as a reminder to slow down.

Mr. Frazier stated at this point he is not recommending them at all. He stated the city of Philadelphia came back with a 0 success rate of achieving their goals.

### 3. Door to Door Peddler Update

Lt. Curtsinger gave an overview of door to door peddler issue. He stated their records for 2008 show they only cited 17 people for that ordinance violation.

CM Stinnett asked about neighborhoods that have "No Solicitation" signs posted at the entrance to the neighborhood.

Lt. Curtsinger stated they should get a legal opinion regarding that issue. He stated everyone going door to door should have a permit.

CM Ellinger asked Mr. Schoninger to request a legal opinion from the Law Department regarding the "No Solicitation" signs.

The meeting adjourned at 1:35 pm.