

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
May 11-May 18, 2009**

Monday, May 11

Neighborhood Development Bond Fund (NDBF) Meeting.....4:00 pm
General Services Conference Room-4th Floor Government Center

Tuesday, May 12

General Govt. Council Link Meeting8:00 am
Conference Room-5th Floor Government Center

Corridors Committee Meeting.....10:00 am
Conference Room-5th Floor Government Center

Outside Agency Oversight Committee Meeting.....11:30 am
Conference Room-5th Floor Government Center

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

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

Wednesday, May 13

Infill & Redevelopment Committee Meeting.....8:30 am
Conference Room-5th Floor Government Center

Policemen & Firefighters Retirement Pension Board Meeting.....9:00 am
Council Chambers-2nd Floor Government Center

Transportation Technical Coordinating Committee.....9:00 am
Conference Room-7th Floor Phoenix Building

Traffic Safety Coalition Meeting.....10:30 am
Conference Room-3rd Floor Phoenix Building

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

Congestion Management Committee Meeting.....1:30 pm
Conference Room-7th Floor Phoenix Building

Courthouse Area Design Review Board Meeting.....2:00 pm
Conference Room-12th Floor Government Center

Student Housing Task Force Meeting.....4:00 pm
Conference Room-5th Floor Government Center

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

Thursday, May 14

Public Works/Environmental Quality Council Links Meeting.....9:00 am
Conference Room-5th Floor Government Center

Council Links Report Outs-General Service & Public Safety.....4:00 pm
Council Chambers-2nd Floor Government Center

Public Hearing on Mayor's Proposed Budget.....7:00 pm
Council Chambers-2nd Floor Government Center

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

Friday, May 15

No Meetings

Monday, May 18

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

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

May 12, 2009

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, May 5, 2009, pp.11-14**
- IV. Budget Amendments – Yes, pp.15-17**
- V. New Business, pp. 20-54**
- VI. Continuing Business / Presentations**
 - A. LexTran Budget Report**
Rocky Burke, General Manager, LexTran
 - B. LFUCG Fiscal Policy Task Force Report**
Dr. Merl M. Hackbart, Professor, Finance and Public
Administration, Gatton College of Business &
Economic, University of Kentucky
- VII. Council Report**
- VIII. Mayor's Report – None**
- IX. Public Comment – Issues Not on Agenda**
- X. Closed Session - Personnel**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of an Equipment Rental Agreement with FLIX, Inc. on Behalf of the Department of General Services, Division of Parks and Recreation for Equipment to Support the Free Friday Flicks Program. (303-09) (Hancock/Cole)
This request will authorize an Equipment Rental Agreement at a cost of \$6,999.33 with FLIX, Inc. on behalf of the Division of Parks and Recreation for the lease of equipment to support the Free Friday Flicks Program at Jacobson Park. Funds are budgeted.**p.20**
- B. Authorization of Facility Usage Agreements with Youth Leagues on Behalf of the Department of General Services, Division of Parks and Recreation. (304-09) (Hancock/Cole)
This request will authorize Facility Usage Agreements with Bluegrass Girls Fast Pitch League for use of Cardinal Run, Gainesway and Kirklevington Parks; Dixie Youth Baseball for use of Mary Todd park; Eastern Little League for use of Ecton and Woodhill parks; Northern Babe Ruth for use of Constitution Park; Northern Cal Ripken for use of Constitution, Kenawood and Marlboro parks; Southeastern Babe Ruth for use of Veterans Park, Southeastern Cal Ripken for use of Veterans, Meadowbrook, River Hill and Lansdowne-Merrick Parks; Western Little League for use of Wolf Run and Cardinal Run Parks; South Lexington Babe Ruth for use of Shillito Park; Southwest Lexington Pony Baseball for use of Garden Springs and Cardinal Run Parks; and South Lexington Youth Baseball for use of Shillito, Southland and Meadowbrook Parks, on behalf of the Division of Parks and Recreation. There is no budgetary impact.**p.21**
- C. Authorization of a Commercial Services Agreement with Insight Business™ on Behalf of the Department of General Services, Division of Parks and Recreation, William Wells Brown Community Center. (306-09) (Hancock/Cole)
This request will authorize a Commercial Services Agreement in the amount of \$350 with Insight Business™ on behalf of the William Wells Brown Community Center for the installation of internet services. Funds are budgeted.**p.22**
- D. Authorization of a Trail Design Agreement with John L. Carman and Associates, Inc. (d/b/a as CARMAN) for the Cardinal Run Park North Trail Project. (307-09) (Hancock/Cole)
This request will authorize a Trail Design Agreement in the amount of \$35,400 with John L. Carman and Associates, Inc. (d/b/a as CARMAN) for

- the Cardinal Run Park North Trail project. The Trail consists of 21,100 linear feet with M2D Design Group, PLLC, for the design of the entire trail to include the preliminary and final design, develop construction documents, and provide construction management of the project. The Trail will consist of 15,000 linear feet to begin at Parkers Mill Road near the New Circle Road overpass and travel north, parallel to New Circle Road, continue around the perimeter of the park and end at Parkers Mill Road across from Cardinal Run Park south. Funds are budgeted.**p.23**
- E. Authorization of a Trail Design Agreement with M2D Design Group, PLLC, for the Jacobson Park Trail Project. (308-09) (Hancock/Cole)
This request will authorize a Trail Design Agreement in the amount of \$29,100 with M2D Design Group, PLLC, for the design of the entire trail to include the preliminary and final design, development of construction documents, and to provide construction management of the project. The Trail will consist of 7,750 linear feet to start at the Park's cul-de-sac, and continue to the intersection of Chilesburg and Richmond Road and along Hays Boulevard. Funds are budgeted.**p.24**
- F. Authorization of Change Order No. 1 to Contract with Stewart Contracting Regarding the Ice Storm 2009 Project. (325-09) (Hancock/Cole)
This request will authorize Change Order No. 1 to increase the contract amount by \$4,200 with Stewart Contracting regarding the Ice Storm 2009 project. Funds are required for cleanup of storm debris in the wooded area of the Disc Golf Course. The original contract amount was \$39,390. New contract amount is \$43,590. Funds are budgeted.**pp.25-26**
- G. Authorization of Change Order No. 1 to Contract with Huffman Construction Inc. Regarding the Ice Storm 2009 Project. (326-09) (Hancock/Cole)
This request will authorize Change Order No. 1 to increase the contract amount by \$4,205 with Huffman Construction Inc. regarding the Ice Storm 2009 project. Funds are required for removal of trees at Tates Creek, Lakeside, Avon, and Picadome golf courses during the ice storm. These trees are beyond restoration. The original contract amount was \$50,000. New contract amount is \$54,205. Funds are budgeted.**pp.27-29**
- H. Authorization of Change Order No. 1 to Contract with Tennis Technology Regarding the Woodland Park Tennis Court Project. (327-09) (Hancock/Cole)
This request will authorize Change Order No. 1 to increase the contract amount by \$5,000 with Tennis Technology regarding the Woodland Park Tennis Court project. Funds will be used to seal or repair cracks of approximately 400 feet in the courts and to be topped with a color coat. The original contract amount was \$18,418. New contract amount is \$23,418. Funds are budgeted.**pp.30-32**

- I. Authorization of Change Order No. 1 to Contract with Jarboe Construction, Inc. Regarding the Carver Community Center Passenger Elevator Project. (305-09) (P. King/Cole)

This request will authorize Change Order No. 1 to increase the contract amount by \$3,335 regarding the Carver Community Center Passenger Elevator project for rerouting the steam line that was discovered in the crawl space of the elevator pit. The original contract amount was \$124,990. New contract amount is \$128,325. Funds are budgeted. **p.33**

- J. Authorization to Submit Application to the US Department of Homeland Security on Behalf of the Department of Public Safety, Division of Fire and Emergency Services, under the 2009 Assistance to Firefighters Grant Program. (311-09) (P. King/Bennett)

This request will authorize the submission of an application for federal funds in the amount of \$139,200 to the US Department of Homeland Security on behalf of the Division of Fire and Emergency Services under the 2009 Assistance to Firefighters Grant Program. Funds will be used to purchase a computer simulated full immersion training (dubbed LEXFIT) to support first responders and regional mutual aid partners with cost effective immersive, interaction simulation-based training. A 20% (\$34,800) local match is required and has been requested in the FY2010 General Fund budget. Total project cost is \$174,000. **p.34**

- K. Authorization to Amend Section 22-5 of the Code of Ordinances within the Department of Social Services, Division of Adult and Tenant Services. (313-09) (Allen/Helm)

This request will authorize an amendment to Section 22-5 of the Code of Ordinances to create one (1) position of Client Assessment Counselor (Grade 112E) within the Division of Adult and Tenant Services. The position is funded from the Homeless Prevention and Rapid Re-Housing Program grant under the American Recovery and Reinvestment Act 2009. The FY2010 cost will be \$35,040.54. **p.35**

- L. Authorization to Accept an Award from the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Division of Planning, for the Share the Road Campaign – FY2009. (314-09) (P. King/Webb)

This request will authorize the acceptance of an award of federal funds in the amount of \$64,000 from KYTC for a Share the Road media campaign. This campaign will promote bicycle and pedestrian safety in Lexington-Fayette County and the Bluegrass Region on the benefit of bicycling and walking, lawful bicycle riding, lawful pedestrian behavior, and to educate motorists about interacting with bicyclists and pedestrians on our roadways. The source of federal funds is the Federal Highway Administration, Congestion Mitigation and Air Quality Improvement Program. A 20% (\$16,000) local match is required and is budgeted in the Division's 2009 General Fund budget. **p.36**

- M. Authorization to Accept an Award from the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Division of Engineering, for the Bates Creek Road Sidewalk Improvements Project - FY2009. (315-09) (P. King/Webb)

This request will authorize the acceptance of an award of federal funds in the amount of \$811,360 from KYTC for the Bates Creek Road Sidewalk Improvements Project to construct a 1.6-mile sidewalk on both sides of Bates Creek Road between The Enclave and Dove Run Road. The project also includes intersection improvements of curb ramps, detectable warnings and pedestrian signals, bus shelter and landscaping. The source of federal funds is the Federal Highway Administration, Congestion Mitigation and Air Quality Improvement Program. A minimum 20% (\$200,000) local match is required and is budgeted in the Division's 2009 General Fund budget with \$2,840 coming from the Municipal Aid Program.**p.37**

- N. Authorization to Accept an Award from the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Division of Engineering, for the Fiber Optic Cable Installation Program - FY2009. (316-09) (P. King/Webb)

This request will authorize the acceptance of an award of federal funds in the amount of \$320,000 from KYTC for the Fiber Optic Cable Installation Program. Funds will be used to support the costs of fiber optic cable installation and video equipment / data communications integration on Man O' War Boulevard from Bates Creek Road to Nicholasville Road; Nicholasville Road from Wilson Downing Road to Tiverton Way and Toronto Road to Cobblestone Court; Bates Creek Road from New Circle Road to Man O' War Boulevard; and North Broadway from Fire Station No. 8 to Old Paris Pike. The source of federal funds is the Federal Highway Administration, Congestion Mitigation and Air Quality Improvement Program. A 20% (\$80,000) local match is required and is budgeted in the Division's 2009 General Fund budget.**p.38**

- O. Authorization of an Agreement with the Board of Education of Fayette County, Kentucky, for the Summer Food Service Program for 2009. (317-09) (P. King/O'Mara)

This request will authorize an agreement with the Board of Education of Fayette County to prepare and deliver meals to sites designated by the Divisions of Community Development and Parks & Recreation for the US Department of Agriculture's Summer Food Program during the summer months of 2009. This program includes breakfast at \$1.55; lunch at \$2.50 and a snack at \$.67. The government only pays for the food actually ordered and delivered to the designated sites. Funds in the amount of \$144,000 are budgeted.**p.39**

- P. Authorization of an Agreement with the Lansdowne Neighborhood Association for a Neighborhood Median Beautification Project. (318-09) (Langston)
This request will authorize an agreement for additional funds of \$4,605 with the Lansdowne Neighborhood Association from the 2006 Neighborhood Development Bond Funds to complete the Neighborhood Median Beautification project. Funds will be used for plants, top soil, Roundup®, mulch, and labor costs. This project is to be completed by June 30, 2009.**p.40**
- Q. Authorization of a Partial Release of a Utility Easement on Property Located at 6400, 6401, and 6409 – 6413 Polo Club Lane. (319-09) (Askew)
This request will authorize a partial release of a utility easement on property located at 6400, 6401, and 6409 – 6413 Polo Club Lane. This partial release has been reviewed by the Divisions of Engineering, Water Quality and Traffic Engineering, and the Department of Law. There is no budgetary implication for LFUCG.**p.41**
- R. Authorization of a Release of a Sanitary Sewer Easement on Property Located at 1201 Four Pines Court. (320-09) (Askew)
This request will authorize a release of a sanitary sewer easement on property located at 1201 Four Pines Court. This release has been reviewed and approved by the Divisions of Engineering, Water Quality and Traffic Engineering, and the Department of Law. There is no budgetary implication for LFUCG.**p.42**
- S. Authorization of a Partial Release of an Access and Utility Easement on Property Located at 3228 Summit Square Place. (321-09) (Askew)
This request will authorize a partial release of an access and utility easement on property located at 3228 Summit Square Place. This partial release has been reviewed by the Divisions of Engineering, Water Quality and Traffic Engineering, and the Department of Law. There is no budgetary implication for LFUCG.**p.43**
- T. Authorization of Addendum No. 6 to Master License Agreement with Computer Sciences Corporation (CSC) Regarding RISKMASTER MESA. (324-09) (Askew)
This request will authorize Addendum No. 6 to the Master License Agreement with CSC for RISKMASTER MESA software licenses and related maintenance services at a cost of \$19,660.20 on the first of a 5-year agreement. This software is used to handle claims against the government. Funds are budgeted.**p.44**
- U. Authorization of a Purchase Agreement with Frankfort Court, LLC, for a Portion of Property located at 2401 Old Frankfort Pike for a Material Recovery Facility. (322-09) (Taylor)

This request will authorize a Purchase Agreement in the amount of \$1,665,950 with Frankfort Court, LLC, for lots 3 through 9, measuring 30.29 acres, and is a portion of 2401 Old Frankfort Pike. The additional acreage will allow for expansion of the Lexington Recycling Center and the construction of a Material Recovery facility for a household hazardous waste drop-off center. The sum of \$83,297.50 has been paid under an Option to Purchase and will be applied to the purchase price.**p.45**

V. Authorization of Contracts to Award Funds to Neighborhood Associations Under the Department of Environmental Quality's Neighborhood and Community Sustainability Grant Program for Improvements of Environment Health of Neighborhoods. (323-09) (Taylor)

This request will authorize contracts with the following Neighborhood Associations for environmental projects for funding under the Department of Environmental Quality, Neighborhood and Community Sustainability Grant Program:

- Martin Luther King Neighborhood Association, \$1,800 for a community composting project.
- Northside Neighborhood Association \$1,130 for a community garden.
- William Wells Brown Neighborhood, \$2,500 for the removal of old trees and planting of new ones.
- Gratz Park Neighborhood Association, \$1,600 for tree survey and replacement.
- Historic Western Suburb Neighborhood, \$1,350 for rain barrels.
- Winburn Neighborhood Association, \$2,500 for a community garden.
- Meadowthorpe Neighborhood, \$2,500 for tree planting.
- McConnell Trace Neighborhood Association, \$1,150 for tree planting.
- Columbia Heights Neighborhood Association, \$2,280 for tree planting.
- Mentelle Neighborhood Association, \$2,500 for a rain garden.
- Seven Parks Neighborhood Association, \$2,500 for a community garden demonstration.
- Aylesford Place Neighborhood Association, \$2,475 for tree planting.
- Lansdowne Neighborhood Association, \$1,232 for stream cleaning.
- Chevy Chase Neighborhood Association, \$2,500 for Lily rain barrels.
- Fairway Neighborhood Association, \$600 for tree planting.
- Shriner's Neighborhood Association, \$2,383 for tree planting.
- Hamburg Homeowners Association, \$2,500 for a rain garden.
- Eastland Parkway Neighborhood Association, \$2,500 for stream cleanup.

- Picadome Neighborhood Association, \$1,500 for stream cleaning and vegetative habitat restoration.
- Beaumont Residential Association, \$2,500 to install waste receptacles for litter prevention.
- Spicewood Neighborhood Association, \$2,500 for rain barrels and tree planting.
- Port Royal Neighborhood Association, \$2,500 to install a stream vegetative buffer along Roanoke Drive.
- Gleneagles Homeowners Association, \$2,500 to plant a riparian buffer on each side of the stream.
- Spindletop Community Association, \$2,500 to cleanup the old construction demolition debris dump.**pp.46-47**

- W. Authorization of an Ordinance for Industrial Revenue Bonds (IRBs) for Transylvania University. (329-09) (Wright/Kelly)
This request will authorize an ordinance for the issuance of IRBs in the amount of \$10,700,000 to refund outstanding revenue bond Series 1998 and 2000. There is no cost or liability to LFUCG.**p.48**
- X. Authorization of an Ordinance for Industrial Revenue Bonds (IRBs) for the Lexington School. (330-09) (Wright/Kelly)
This request will authorize an ordinance for the issuance of IRBs in the amount of \$8,500,000 to refund outstanding revenue bond Series 2003. There is no cost or liability to LFUCG.**p.49**
- Y. Authorization of a Professional Service Agreement with Carrie Barnett, Sexual Assault Nurse Examiner (SANE), for Performance of Forensic Examinations. (331-09) (P. King/Bennett)
This request will authorize a Professional Service Agreement with Carrie Barnett, SANE, to serve on an “on-call” basis for the performance of forensic examinations at the University of Kentucky Emergency Room. Federal funding is provided under the Violence Against Women Act from the Kentucky Justice Cabinet for the operation of the SANE Program. The agreement is from January 1, 2009 through December 31, 2009. Funds are budgeted.**p.50**
- Z. Authorization of a Professional Service Agreement with Sharon McCartt, Sexual Assault Nurse Examiner (SANE), for Performance of Forensic Examinations. (332-09) (P. King/Bennett)
This request will authorize a Professional Service Agreement with Sharon McCartt, SANE, to serve on an “on-call” basis for the performance of forensic examinations at the University of Kentucky Emergency Room. Federal funding is provided under the Violence Against Women Act from the Kentucky Justice Cabinet for the operation of the SANE Program. The agreement is from January 1, 2009 through December 31, 2009. Funds are budgeted.**p.51**

AA. Authorization to Submit Applications to the Kentucky Office of Homeland Security on Behalf of the Department of Public Safety, Divisions of Fire and Emergency Services and Police, under the 2009 State Homeland Security Grant Program. (333-09) (P. King/Bennett)

This request will authorize the submission of applications to the Kentucky Office of Homeland Security on behalf of the Divisions of Fire and Emergency Services and Police under the 2009 State Homeland Security Grant Program.

Grant applications by the Division of Fire and Emergency Services for:

- purchase of an Area Rae Wireless Multi-Channel Transportable Real-Time Air Quality Monitor Equipment System to perform remote, wide-area and real-time monitoring of air quality for any airborne hazardous chemicals and transmit the data in real-time. Funds in the amount of \$106,000 have been requested.
- improvements to the Technical Rescue Program to better prepare and equip the Division for structural collapses. All rescue personnel will be certified as Urban Search and Rescue Structural Collapse Technicians. Funds in the amount of \$210,000 have been requested for this program. This application also includes the purchase of specialized rescue equipment in the amount of \$115,000.

Grant applications by the Division of Police for:

- purchase and installation of Mobile Data Computers for the Division, Transylvania University Police, Kentucky Horse Park Police, Bluegrass Airport Public Safety, and the Fayette County School. Funds in the amount of \$864,627 have been requested.
- purchase of equipment for the Hazardous Devices Unit for a AHURA First Defender Explosive Detector, robot upgrades, encryption software, ballistic vests, and other explosive device mitigation equipment. Funds in the amount of \$151,600 have been requested.
- purchase of a total containment vessel and for two total containment vessel gas-tight upgrades, one upgrade for an existing total containment vessel.
- an ipMobileNet RF network tower for the western portion of the county, and for the acquisition and deployment of secure high-speed wireless networking at facilities at the Divisions of Police and Community Corrections, the Fayette County Sheriff's Office and the Kentucky Horse Park. Funds in the amount of \$172,000 have been requested. No matching funds are required. **pp.52-53**

BB. Authorization to Amend Sections 21-14(b), 23-6(a)(4) and 22-13 of the Code of Ordinances Regarding Pre-Employment Physicals and Drug Screening. (334-09) (Allen/O'Mara)

This request will authorize amendments to Sections 21-14(b), 23-6(a)(4) and cross-references of 22-13 of the Code of Ordinances to require a pre-employment physical for specific jobs specified by the director and potential employees to submit to a drug screening before starting employment. Drug screening will also apply to all full-time positions **p.54**

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

May 5, 2009

Mayor Newberry chaired the meeting. All Council Members were present, except CMs Gorton and James.

I. Public Comment – Issues on Agenda-None

II. Requested Rezoning / Docket Approval-Yes

A motion by CM Myers to approve the docket, seconded by CM Ellinger, passed with a 12-0 vote and 1 recusal: CM Feigel.

III. Approval of Summary-Yes

A motion by CM Myers to approve the summary of 4/28/09, seconded by CM Beard, passed without dissent.

IV. Budget Amendments-Yes

A motion by CM Stinnett to remove journal #s 32635, 32637, and 32638, seconded by CM Myers, passed without dissent.

A motion by CM Stinnett to approve the amended budget amendments, seconded by CM Myers, passed without dissent.

V. New Business

A. Authorization to Accept an Award from the Kentucky Department of Juvenile Justice on Behalf of the Department of Social Services, Division of Youth Services – FY2010. (290-09) (P. King/Helm)

B. Authorization to Submit a Grant Application to the Bluegrass Area Development District (BGADD) and Accept the Award (if Offered) for Operation of the Lexington Senior Citizens Center – FY2010. (291-09) (P. King/Helm)

- C. Authorization of a Substantial Amendment to the 2008 Consolidated Plan, and Submittal Application and Accept the Award from the US Department of Housing and Urban Development (HUD) on Behalf of the Department of Social Services, Division of Adult & Tenant Services, for the Homelessness Prevention and Rapid Re-Housing Program (HPRP). (296-09) (P. King/Helm)
- D. Authorization of a Special Warranty Deed to Transfer Bryan Station Middle School Property to the Fayette County Board of Education. (292-09) (Askew)
- E. Authorization of Conveyance of Property and a Temporary Construction Easement by the Lexington Center Corporation and Conveyance of Property Held by LFUCG to the Kentucky Department of Transportation for the Newtown Pike Extension Project (293-09) (Askew)
- F. Authorization of a Change Order No. 2 to Contract with Arnold Dugan & Myers LLC Regarding the West Hickman Wastewater Treatment Plant (WWTP), Aerated Sludge Holding (ASH) Tank Improvements Project. (294-09) (Martin/Taylor)
- G. Authorization of Change Order No. 1 to Contract with Herrick Company, Inc. Regarding the Town Branch Wastewater Treatment Plant (WWTP), Chlorination Equipment Replacement Project. (299-09) (Martin/Taylor)
- H. Authorization to Terminate the Remaining Scope of the Contract with Claunch Construction LLC under Section 14.5 of the Code of Ordinances Regarding the Bluegrass Aspendale Collector Street – Phase 2. (295-09) (Rayan/Webb)
- I. Authorization of a Trail Design Agreement with CDP Engineers, Inc. Regarding the Town Branch Trail Phases III and IV. (300-09) (P. King/Webb)
- J. Authorization to Accept Supplemental Award from the Kentucky Transportation Cabinet (KYTC), Kentucky Office of Highway Safety, for the *Click It or Ticket (CIOT)* Enforcement Mobilization – FY2009. (297-09) (P. King/Bennett)
- K. Authorization of a Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of General Services, Division of Parks and Recreation for Hershey®s. Track and Field Meet. (298-09) (Hancock/Cole)
- L. Authorization of an Amendment No. 1 to Contract with Metaformers™, Inc. Regarding PeopleSoft® Implementations. (286-09) (Dhuwaraha)

A motion by CM Beard to approve the new business items, A-L, seconded by CM Stinnett, passed without dissent.

VI. Continuing Business / Presentations-None

VII. Council Report

CM Stinnett-Sent his sympathies to the Stuckey and Ragsdale families for their recent tragedies suffered.

CM McChord-Announced the South Nicholasville Rd Small Area Plan public meeting tomorrow tonight at 6:30 pm at the Bates Creek Public Library.

CM Lane-A motion by CM Lane to reduce the speed limit on Kiddville Lane from 55 mph, seconded by CM Beard, passed without dissent.

CM Feigel-A motion by CM Feigel to approve the installation of a multi-way stop at Providence Lane and Colony Blvd, seconded by CM Crosbie, passed without dissent.

CM Henson-Announced that next Tuesday at 7 pm at the Red Mile Clubhouse, there will be a meeting regarding the proposed development of Red Mile property.

CM Blues-Announced that Woodward Heights NA will meet tonight at 6 pm at the Community Action building on High St.

A motion by CM Blues to approve the CPF list of 5.5.09, seconded by CM Crosbie, passed without dissent.

CM Lawless-Announced that Ayelsford NA will meet tonight at Woodward Christian Church; thanked VM Gray for his "screeching, grandstanding, or whatever it was" for the 3rd District to get their sidewalks back; asked the mayor if he knew how long it would take the auditors on the library audit-his answer was no, as long as they deem necessary.

CM McChord-A motion by CM Stinnett to add \$600 NDF allocation to Bates Creek Ballroom rental for the Bryan Station Alumni Assoc., seconded by CM McChord passed without dissent.

A motion by CM McChord to approve the amended NDF list for 5.5.09, seconded by CM Ellinger, passed without dissent.

CM Martin-A motion by CM Martin to approve a multi-way stop at Beaumont Center

Ln and Roswell Rd and Malone Dr, seconded by CM Crosbie, passed without dissent.

VIII. Mayor's Report-None

Mayor Newberry asked Comm. Taylor if she would answer CM Stinnett's questions about the journal entries. Several CMs had other questions also.

A motion by CM Stinnett to place the journal #s 32637 and 32638 back on the list for budget amendments for 5.5.09 work session, second by CM McChord, passed without dissent.

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

Lewis Cobb, citizen spoke.

Dudley Webb spoke at the request of the mayor. Mr. Webb read and passed out a letter to Council.

A motion by CM Ellinger to extend Mr. Webb's speaker time from 3 minutes to an additional 12 minutes, seconded by CM Lane, passed.

CM Feigel called point of order to discontinue this discussion. Mayor Newberry ruled that point of order was correct but the Council can overrule his decision.

A motion to approve sustaining the chair-terminate this discussion- with Mr. Webb was seconded but failed by a 3-10 vote.

Mr. Webb continued with his letter and CMs continued their discussion with him. VM Gray encouraged a 2 week update from Mr. Webb. Mr. Webb voluntarily agreed to give an update in 2 weeks to Mr. Joe Kelly, Sr. Advisor.

A motion by CM Beard to go into closed session pursuant to KRS 61.810(1)(m) to discuss plans related to the security of the Government Center and pursuant to KRS 61.810(1)(f) for a discussion that may lead to the discipline or dismissal of an employee, seconded by CM Ellinger, passed without dissent.

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

A motion by CM Crosbie to adjourn work session, seconded by CM Beard, passed without dissent.

Work Session adjourned at 6:25 pm.

BUDGET AMENDMENT REQUEST LIST

15

JOURNAL	32858	DIVISION	Government Communications	Fund Name	General Fund
				Fund Impact	2,400.00
					2,400.00CR
					.00

To provide funds for part time salaries by reducing funds for overtime. Current balances are not sufficient to pay these employees for all of the remaining pay periods.

JOURNAL	32948	DIVISION	Engineering	Fund Name	General Fund
				Fund Impact	1,500.00
					1,500.00CR
					.00

To provide funds in appropriate account for copier to be shared with Code Enforcement.

JOURNAL	32961-62	DIVISION	Special Projects	Fund Name	Donation Fund
				Fund Impact	3,474.74
					3,474.74CR
					.00

To provide funds for payment of booth rentals, easels and shirts for commission members of Mayor's Commission on Citizen's With Disabilities by recognizing revenues.

JOURNAL	32983-84	DIVISION	Adult & Tenant Services	Fund Name	Donation Fund
				Fund Impact	1,067.48
					1,067.48CR
					.00

To recognize donations to Adult & Tenant Services from Blue Grass Community Foundation grant funds to assist Adult & Tenant Services clients to prevent evictions and utility shut-off.

JOURNAL	32949	DIVISION	Traffic Engineering	Fund Name	Miscellaneous Revenue
				Fund Impact	4,200.00
					4,200.00CR
					.00

To provide for the purchase of material and equipment necessary for the maintenance and operations of electronic traffic control devices on state highways in Fayette county.

JOURNAL	32985	DIVISION	Streets, Roads, And Forestry	Fund Name	2009 Bond Projects
				Fund Impact	113,595.00
					113,595.00CR
					.00

To move funds to appropriate capital account. Items purchased (paving roller & manhole machine) more accurately reflect the new accounting and not Concrete Equipment.

JOURNAL	32950	DIVISION	Police	Fund Name	US Dept Of Transp
				Fund Impact	14,405.00
					14,405.00CR
					.00

To reallocate funds from Traffic Safety grant in accordance with actual grant award.

JOURNAL	32965-66	DIVISION	Police	Fund Name	US Dept Of Homeland Security
				Fund Impact	24,345.00
					24,345.00CR
					.00

To establish grant budget for CEDAP Project for Division of Police.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District – General Fund	.00
Fund	1103	Donation Fund	.00
Fund	1141	Miscellaneous Special Revenue	.00
Fund	2518	2009 Bond Projects Fund	.00
Fund	3160	US Department of Transportation	.00
Fund	3200	US Department of Homeland Security	.00

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

May 12, 2009 Work Session

17

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
314-09 L	BA 2218	Community Development	To establish grant budget for the Share the Road Project – FY 2009. 3160 80,000 3160 80,000CR 0*
315-09 M	BA 2219	Community Development	To establish grant budget for the Tates Creek Road Sidewalk Improvements Project - FY 2009. 3160 1,014,200 3160 1,014,200CR 0*
315-09 M	BA 2220	Community Development	To establish grant match for Tates Creek Road Sidewalk Project – FY 2009. 1136 2,840 1136 2,840CR 0*
316-09 N	BA 2216	Community Development	To establish grant budget for Fiber Optic Cable Installation Project - FY 2009. 3160 400,000 3160 400,000CR 0*
322-09 U	BA 2225	Waste Management	To provide funds for Land Acquisition for the New Material Recovery Facility from existing fund balance. 1115 1,582,660 1,582,660*

EFFECT ON FUND BALANCES

FUND 1115	1,582,660*	DECREASE TO:	FULL URBAN SERVICES DISTRICT
FUND 1136	0*	NO EFFECT ON:	MUNICIPAL AID PROGRAM
FUND 3160	0*	NO EFFECT ON:	US DEPARTMENT OF TRANSPORTATION

Budget Information For New Business Items

May 12, 2009 Work Session

18

Item	Number	Amount	Fund	Name / Description
A	303-09	6,999.33	1101	General Service District – General Fund
B	304-09	NA		
C	306-09	350	4202	
D	307-09	35,400	2517	2008 Bond Projects Fund
E	308-09	29,100	2517	2008 Bond Projects Fund
F	325-09	4,200	3200	
G	326-09	4205	3200	
H	327-09	5000	2514	
I	305-09	3,335	3120	US Department of Housing and Urban Dev
J	311-09	NA		
K	313-09	35,040.54	1101	General Service District – General Fund
L	314-09	80,000	3160	US Department of Transportation Budget Journal
M	315-09	1,014,200 2,840	3160 1136	US Department of Transportation Municipal Aid Program Budget Journals
N	316-09	400,000	3160	US Department of Transportation Budget Journal
O	317-09	144,000	3100	US Department of Agriculture
P	318-09	4,605	2514	FY 2005 Bond Funds
Q	319-09	NA		
R	320-09	NA		
S	321-09	NA		
T	324-09	19,660.20	1101	General Service District – General Fund Included in FY 2010 MPB
U	322-09	1,582,660	1115	Urban Service District Fund Budget Journal
V	323-09	50,000	1115	Urban Service District Fund
W	329-09	NA		
X	330-09	NA		
Y	331-09	61,650 For All Nurses	3140	US Department of Justice

Budget Information For New Business Items

19

May 12, 2009 Work Session

Z	332-09	61,650 For All Nurses	3140	US Department of Justice
AA	333-09	NA		
BB	334-09	NA		



20

303-09

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Newberry
Mayor

Kimra Cole
Commissioner

MEMORANDUM

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

FROM: 
Jerry Hancock

RE: Equipment Lease Agreement

DATE: April 28, 2009

This is a request for Council approval of an Equipment Rental Agreement between the Lexington-Fayette Urban County Government and Flix, Inc.

This agreement is for the purpose of leasing equipment for the Parks and Recreation Free Friday Flicks program.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac

RECEIVED
APR 28 2009
GENERAL SERVICES
COMMISSIONER'S OFFICE



304-09

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

MEMORANDUM

RECEIVED

APR 28 2009

GENERAL SERVICES
COMMISSIONER'S OFFICE

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

FROM:


Jerry Hancock

RE: Facility Usage Contract

DATE: April 27, 2009

This is a request for Council approval of a Facility Usage Contract between the Lexington-Fayette Urban County Government and various youth baseball leagues.

These agreements are for the purpose of providing youth sports for the youth of the community by utilizing Park facilities.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac



306-09 22

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Newberry
Mayor

Kimra Cole
Commissioner

MEMORANDUM

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

FROM: 
Jerry Hancock

RE: Internet Agreement

DATE: April 30, 2009

This is a request for Council approval of an Internet Installation and service agreement between the Lexington-Fayette Urban County Government and Insight Business Communications.

This agreement is for the purpose internet installation and service at the William Wells Brown Community Center.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac



23

3 07 - 09

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Newberry
Mayor

Kimra Cole
Commissioner

M E M O R A N D U M

RECEIVED
MAY - 4 2009
GENERAL SERVICES
COMMISSIONER'S OFFICE

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

FROM: 
Jerry Hancock

RE: Trail Design Agreement

DATE: May 1, 2009

This is a request for Council approval of a Trail Design Agreement between CARMAN and the Lexington Fayette Urban County Government.

This Trail Design Agreement is for design services for the Cardinal Run Park North Trail

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac



3 08 -09

24

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Newberry
Mayor

Kimra Cole
Commissioner

M E M O R A N D U M

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

RECEIVED

MAY - 4 2009

GENERAL SERVICES
COMMISSIONER'S OFFICE

FROM: 
Jerry Hancock

RE: Trail Design Agreement

DATE: May 1, 2009

This is a request for Council approval of a Trail Design Agreement between M2D Design Group, PLLC and the Lexington Fayette Urban County Government.

This Trail Design Agreement is for design services for the Jacobson Park Trail.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac



325-09

25

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Newberry
Mayor

Kimra Cole
Commissioner

MEMORANDUM

RECEIVED

MAY - 4 2009

GENERAL SERVICES
COMMISSIONER'S OFFICE

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

FROM: 
Jerry Hancock

RE: Change Order Request

DATE: May 04, 2009

is to Change Order No 1
This is a request for Council approval to increase the amount of contract no. Project 148-2009 with Stewart Contracting for additional ice storm damage clean-up. This increase request is in the amount of \$4,200.00. The new contract amount will be 43,590.00. The increase is to cover a "wooded area" – which is the site of our disc golf course-which was overlooked in our RFP language in the rush to get contracts in place. Most Parks "wooded areas" were left "natural" and tree debris was not picked up..

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac

325-09

CONTRACT HISTORY FORMContractor: Stewart ContractingProject Name: Ice Storm 2009Contract Number and Date: 148-2009 February 26, 2009Responsible LFUCG Division: Parks & Recreation**CHANGE ORDER DETAILS****Summary of Previous Change
Orders To Date****Dollar Amount****Percent Change to
Original Contract**A. Original Contract Amount: \$ 39,390.00B. Cumulative Amount of
Previous Change Orders: \$ 0.000% %
(Line B / Line A)C. Total Contract Amount
Prior to this Change Order: \$ 39,390.00**Current Change Order**D. Amount of This Change Order: \$ 4,200.0011% %
(Line D / Line A)E. New Contract Amount
Including this Change Order: \$ 43,590.00111% %
(Line E / Line A)**SIGNATURE LINES**Project Manager: Date: 4/1/09Reviewed by: Date: 4-1-09Division Director: Date: 4-30-09



326-09

27

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Newberry
Mayor

Kimra Cole
Commissioner

MEMORANDUM

RECEIVED

MAY - 4 2009

GENERAL SERVICES
COMMISSIONER'S OFFICE

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

FROM:


Jerry Hancock

RE: Change Order Request

DATE: May 04, 2009

This is a request for Council approval to increase the amount of contract no. Project 147-2009 with Huffman Construction for additional ice storm damage clean-up. This increase request is in the amount of \$4,205.00. The original agreement did not call for tree removal – but many trees were found to be damaged beyond their ability to live. We concluded the trees needed to be removed which this change order covers. The new contract amount will be \$54,205.00.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac

326-09

CONTRACT HISTORY FORMContractor: Huffman ConstructionProject Name: Ice Storm 2009Contract Number and Date: 147-2009 February 26, 2009Responsible LFUCG Division: Parks & Recreation**CHANGE ORDER DETAILS****Summary of Previous Change
Orders To Date****Dollar Amount****Percent Change to
Original Contract**A. Original Contract Amount: \$ 50,000.00B. Cumulative Amount of
Previous Change Orders: \$ 0.000% %
(Line B / Line A)C. Total Contract Amount
Prior to this Change Order: \$ 50,000.00**Current Change Order**D. Amount of This Change Order: \$ 4,205.008% %
(Line D / Line A)E. New Contract Amount
Including this Change Order: \$ 54,205.00108% %
(Line E / Line A)**SIGNATURE LINES**Project Manager: Cathy MobleyDate: 4-29-09Reviewed by: Tim ClarkDate: 4-29-09Division Director: J. H. HenselDate: 4/30/09

**LEXINGTON -FAYETTE
URBAN COUNTY GOVERNMENT
CONTRACT CHANGE ORDER
Page 1 of 2**

Date: April 1, 2009 **326-09**

Project: Ice Storm 2009

Location: Golf Courses

To (Contractor) Huffman Construction

Contract No 147-2009

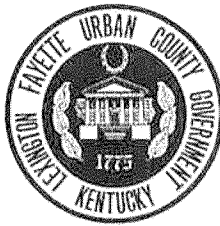
Change Order No. **1**

You are hereby requested to comply with the following changes from
the contract plans and specifications:

Item No. (1)	Description of changes-quantities, unit prices, change in completion, etc. (2)	Decrease in contract price (3)	Increase in contract price (4)
1	Tates Creek Golf Course		\$797.00
2	Lakeside Golf Course		\$284.00
3	Avon Golf Course		\$894.00
4	Picadome Golf Course		\$2,230.00
5			
6			
7			
	Change in contract price due to this Change Order:		\$4,205.00
	Total decrease	\$0.00	XXXXXXXXXX.XX
	Total increase	\$4,205.00	
	Net (increase) contract price	0.08	

The sum of is hereby added to the total contract price, and the total
adjusted contract price to date thereby is
The time provided for completion in the contract and all provisions of the
contract will apply hereto.

Recommended by Tom Clark (Superintendent) Date 4-29-09
Accepted by _____ (Contractor) Date _____
Approved by [Signature] (Director) Date 5/4/09
Approved by [Signature] (Commissioner) Date 5/5/09
Approved by _____ (Mayor or CAO) Date _____



327-09

30

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Newberry
Mayor

Kimra Cole
Commissioner

MEMORANDUM

RECEIVED

MAY - 4 2009

GENERAL SERVICES
COMMISSIONER'S OFFICE

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

FROM:


Jerry Hancock

RE: Change Order Request

DATE: May 4, 2009

This is a request for Council approval to increase the amount of contract no. 63-2009 for additional crack seal to the Woodland Park Tennis Court. This increase request is in the amount of \$5,000.00. The new contract amount will be \$23,418.00, still well within the budget.

This is to provide the opportunity to fill/repair a greater percentage of the cracks in the courts and then color-coat the top. The bids were more competitive than we expected which allows doing a more thorough repair job than we would have. The savings from the tennis courts job allows us to utilize "green" pervious pavers on the Woodland parking lot, (a companion project) which we would not have been able to afford otherwise.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac

327-09

CONTRACT HISTORY FORMContractor: Tennis TechnologyProject Name: Woodland Park Tennis Court New Color CoatContract Number and Date: 63-2009; approved 04/23/2009Responsible LFUCG Division: Parks & Recreation**CHANGE ORDER DETAILS****Summary of Previous Change Orders To Date****Dollar Amount****Percent Change to Original Contract**A. Original Contract Amount: \$ 18,418.00B. Cumulative Amount of Previous Change Orders: \$ 5,000.0027% %
(Line B / Line A)C. Total Contract Amount Prior to this Change Order: \$ 18,418.00**Current Change Order**D. Amount of This Change Order: \$ 5,000.0027% %
(Line D / Line A)E. New Contract Amount Including this Change Order: \$ 23,418.00127% %
(Line E / Line A)**SIGNATURE LINES**Project Manager: [Signature]Date: 5-4-09Reviewed by: [Signature]Date: 5/3/09Division Director: [Signature]Date: 5/4/09

Date: 5/1/09	327-09
Project: Woodland Park Tennis Court New Color Coat	
Location: Woodland Park	
Contract No 63-2009	
Change Order No. 1	

To (Contractor) Tennis Technology

Contract No 63-2009

Change Order No. 1

Item No. (1)	Description of changes-quantities, unit prices, change in completion, etc. (2)	Decrease in contract price (3)	Increase in contract price (4)
1	Additional crack seal - 400 ft.		\$5,000.00
2			
3			
4			
5			
6			
7			
	Change in contract price due to this Change Order:		5000
	Total decrease	\$0.00	XXXXXXXXXXXX.XX
	Total increase	XXXXXXXXXXXX.XX	\$5,000.00
	Net (increase) contract price		\$5,000.00

Recommended by William Wosiemale (Superintendent) Date 5/3/09
Accepted by ~~JH/V~~ TENNIS TECHNOLOGY (Contractor) Date 5-3-09
Approved by J. Honeal (Director) Date 5/4/09
Approved by Kimberly (Commissioner) Date 5/5/09
Approved by _____ (Mayor or CAO) Date _____



3 05 - 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: APRIL 30, 2009

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO APPROVE CHANGE ORDER
NO. 1 WITH JARBOE CONSTRUCTION, INC., FOR CARVER ELEVATOR
PROJECT

On March 12, 2009 (Resolution No. 154-2009), Council accepted bid (Bid No. 2-2009) of Jarboe Construction, Inc., in the amount of \$124,990 for the Passenger Elevator at the Carver Community Center.

During installation it was discovered that the elevator pit location conflicts with the existing steam supply line in the building crawl space. Rerouting the steam line was not in the original scope of work. The cost of Change Order No. 1 (rerouting the steam line) is \$3,335. The new total is \$128,325.

Funds for the change order are budgeted in:

FUND	DEPT ID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY	SITE
3120	707602	7221	90511	CDBG	2006	C03E	715

Council authorization to execute Change Order No. 1 is hereby requested.

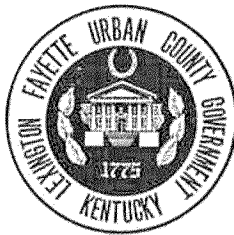
Paula King
Director

Xc: Kimra Cole, Commissioner of General Services

HORSE CAPITAL OF THE WORLD

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311-09

34

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: MAY 1, 2009


SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT
APPLICATION TO THE U.S. DEPARTMENT OF HOMELAND
SECURITY UNDER THE 2009 ASSISTANCE TO FIREFIGHTERS
GRANT PROGRAM

The Division of Fire and Emergency Services has prepared an application for submission to the U.S. Department of Homeland Security under the 2009 Assistance to Firefighters Grant Program, requesting funds for purchase of a computer simulated full immersion training, or LEXFIT. The purpose of LEXFIT is to support Lexington's first responders and regional mutual aid partners with cost effective immersive, interactive simulation based training. It will consistently present subject matter and training content, shorten learning cycles, reduce training costs, and enhance confidence levels within a safe and controlled environment. LEXFIT will become a permanent training resource located at the Fire Training Academy.

The Assistance to Firefighters Grant is a program of the National Preparedness Directorate in the Federal Emergency Management Agency. Grants are awarded to fire departments to enhance their ability to protect the public and fire service personnel from fire and related hazards.

The amount of federal funds requested is \$139,200. The required local match of 20% (\$34,800) has been requested in the 2010 General Fund Budget for the Division of Fire and Emergency Services. Total project cost is \$174,000.

Council authorization to submit the application is hereby requested.



Paula King, Director

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

HORSE CAPITAL OF THE WORLD

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313-09

35


Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

William O'Mara
Acting Commissioner

MEMORANDUM

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

FROM: 
Michael Allen, Director
Division of Human Resources

DATE: May 1, 2009

RE: Create Position—Division of Adult and Tenant Services

The attached action amends Section 22-5 of the Code of Ordinances, creating one (1) position of Client Assessment Counselor (grade 112E) within the Division of Adult and Tenant Services, effective upon passage of Council.

The Division will be receiving funds as a result of the American Recovery and Reinvestment Act 2009. These funds will be used to hire one Client Assessment Counselor. This Counselor will be responsible to help and assist individuals applying for assistance under this program component.

The cost of this position for FY 10 will be \$35,040.54 (includes benefits) and will be funded from the Homeless Prevention and Rapid Re-Housing Program (HPRR) grant.

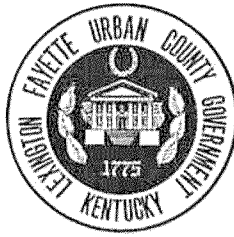
Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Vacant	Client Assessment Counselor	\$0.00	\$36,091.12	\$36,091.12
Total Annual Impact/ Salary and Benefits \$50,614.12				

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

Attachment

cc: Marlene Helm, Commissioner – Department of Social Services
Cheryl Talbert, Director-Division of Adult and Tenant Services
Darrylyn Combs, HR Manager, Division of Human Resources
Jim Dodson, HR Analyst, Division of Human Resources

Log # 09-0060



314-09

36

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: MAY 1, 2009

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM
THE KENTUCKY TRANSPORTATION CABINET FOR THE SHARE THE
ROAD MEDIA CAMPAIGN —FY 2009**

On February 7, 2008, (Resolution No. 52-2008), Council approved the submission of an application to the Kentucky Transportation Cabinet requesting federal funds for implementation of a Share the Road media campaign. The Kentucky Transportation Cabinet has approved federal funding in the amount of \$64,000 from the Congestion Mitigation/Air Quality Program for this project.

Based on national models, this project will develop a Share the Road media campaign to promote bicycle and pedestrian safety throughout Fayette County and the Bluegrass Region. The Federal Highway Administration recommends promotion and safety education programs accompany facility improvements for bicycling and walking. In Fayette County, bike facilities have been added to many urban roadways over the past several years and pedestrians represent 10 to 15 percent of traffic fatalities each year, indicating the need for public education. The Share the Road campaign will emphasize the benefits of bicycling and walking, lawful bicycle riding, lawful pedestrian behavior, and educate motorists about interacting with bicyclists and pedestrians on our roadways. The campaign will work to explain and reinforce the message on the "Share the Road" license plate introduced by the KY Transportation Cabinet in January 2006.

The approved federal amount for the project is \$64,000. Project requires a minimum 20% match. Matching funds (\$16,000) are budgeted in the Division of Planning's 2009 general fund budget..

Total project cost is \$80,000. Federal funds are from the federal Congestion Mitigation/Air Quality Program (CMAQ) allocation.

Council authorization to accept the award is hereby requested.


Paula King
Director

XC: James M. Webb, Commissioner of Public Works and Development

HORSE CAPITAL OF THE WORLD200 East Main Street 6th Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com



3 15 - 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: MAY 1, 2009

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM
THE KENTUCKY TRANSPORTATION CABINET FOR THE TATES
CREEK ROAD SIDEWALK IMPROVEMENTS PROJECT—FY 2009

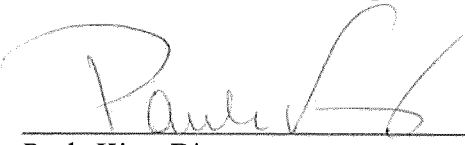
On February 7, 2008, (Resolution No. 52-2008), Council approved the submission of an application to the Kentucky Transportation Cabinet requesting federal funds for the Tate's Creek Road Improvements project. The Kentucky Transportation Cabinet has approved federal funding in the amount of \$811,360 from the Congestion Mitigation/Air Quality Program for this project.

The Bicycle/Pedestrian Plan, adopted in the fall of 2007, identifies the Tate's Creek arterial road as a high priority for bicycle and pedestrian improvements. The proposed project is the construction of sidewalks on both sides of a 1.6 mile section of Tate's Creek Road, between The Enclave and Dove Run Road. The project includes intersection improvements including curb ramps, detectable warnings and pedestrian signals, bus shelter, and landscaping. The primary goals are to improve safety for all who walk along the corridor including children, seniors, and people who are disabled, and to improve air quality by encouraging people in the neighborhood to walk to destinations and to use public transportation.

The approved federal amount for the project is \$811,360. Project requires a minimum 20% match. Matching funds (\$200,000) are budgeted in the Division of Engineering's 2009 general fund budget, and \$2,840 will come from the Municipal Aid Program (1136-303202-3251-91715).

Total project cost is \$1,014,200. Federal funds are from the federal Congestion Mitigation/Air Quality Program (CMAQ) allocation.

Council authorization to accept the award is hereby requested.



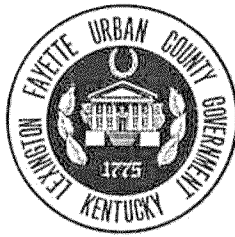
Paula King, Director

XC: James M. Webb, Commissioner of Public Works and Development

HORSE CAPITAL OF THE WORLD

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3 16 -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: MAY 1, 2009

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM
THE KENTUCKY TRANSPORTATION CABINET FOR THE FIBER OPTIC
CABLE INSTALLATION PROGRAM—FY 2009

On February 7, 2008, (Resolution No. 52-2008), Council approved the submission of an application to the Kentucky Transportation Cabinet requesting federal funds for continuation of the Fiber Optic Cable Installation program. The Kentucky Transportation Cabinet has offered the Lexington-Fayette Urban County Government federal funds from the Congestion Mitigation/Air Quality Program for the conversion of communication and data lines in the Lexington traffic signal system.

This project is in the Lexington Area Metropolitan Planning Organization's approved Transportation Improvement Program. The project has two goals: (1) to provide a more reliable communication medium for the traffic signal system, with the objective of reducing harmful emissions, and (2) to lessen the impact of severe electrical storms and other inclement weather conditions, in addition to aberrant telephone line communications on traffic signal communications. Funds will be used to support the costs of fiber optic cable installation and to support the costs of video equipment/data communications integration. This is the ninth year of this effort to convert traffic signals to fiber optic cable. This year's effort will focus on Man o' War Blvd. (Tates Creek to Nicholasville), Nicholasville Road (Wilson Downing to Tiverton Way), Nicholasville Road (Toronto to Cobblestone), Tates Creek Road (New Circle to Man o' War Blvd.) and North Broadway (Fire Station 8 to Old Paris Pike).

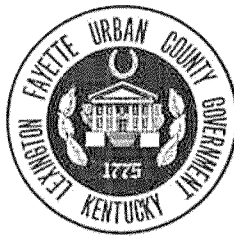
The federal amount for the project is \$320,000. Required matching funds of 20% (\$80,000) will come from the FY 2009 Division of Traffic Engineering Budget. Total project amount is \$400,000. Federal funds are from the federal Congestion Mitigation/Air Quality Program (CMAQ) allocation.

Council authorization to accept the award is hereby requested.

Paula King
Director

XC: James M. Webb, Commissioner of Public Works and Development

HORSE CAPITAL OF THE WORLD200 East Main Street 6th Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com



3 17 -09

39

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: MAY 1, 2009

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT
WITH THE BOARD OF EDUCATION OF FAYETTE COUNTY,
KENTUCKY, FOR THE PREPARATION AND DELIVERY OF MEALS
FOR THE SUMMER FOOD SERVICE PROGRAM FOR 2009**

The Division of Community Development and Division of Parks & Recreation will participate in the U.S. Department of Agriculture's Summer Food Service Program during the summer of 2009.

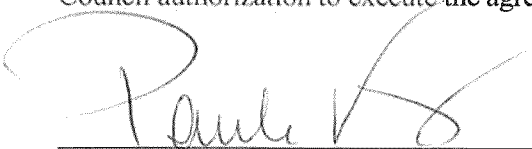
The School Food Services program in the Fayette County Public Schools has agreed to prepare and deliver lunches at a cost of \$2.50 each. Some of the sites will also have breakfast that will be provided at a cost of \$1.55 or a snack at a cost of \$.67. Breakfasts, lunches, and snacks are ordered on a daily basis, and the government only pays for the food actually ordered and accepted at the various sites.

Federal regulations provide for School Food Authorities to serve as vendors for Summer Food Service Programs without the need for a formal bidding process. The only requirement is that the school and the sponsor (LFUCG) be able to negotiate an acceptable price.

Funds are budgeted as follows:

FUND	DID	SECT	ACCOUNT	ACTIVITY	PROJECT	BUD REF	AMOUNT
3100	707604	7254	75102	DEFAULT	SUMMER LUNCH	2009	12,000
3100	160201	0001	75102	DEFAULT	SUMMER LUNCH	2009	132,000

Council authorization to execute the agreement is hereby requested.


Paula King, Director

Xc: Bill O'Mara, Commissioner of Finance and Administration

HORSE CAPITAL OF THE WORLD

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



LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

Memorandum

318-09

TO: Jim Newberry, Mayor
Council Members

FROM: Julian Beard *JP by Willy Fay, Jr.*

DATE: May 5, 2009

Subject: Agreement with Lansdowne Neighborhood Association, Inc.

This is to request an agreement with the Lansdowne Neighborhood Association for funding of a neighborhood beautification project approved by the Neighborhood Development Bond Fund Committee and the Urban County Council and funded by the 2006 Neighborhood Development Bond Funds.



319-09

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Department of Law

TO: Jim Newberry, Mayor
Members, Urban County Council

FROM: Department of Law

DATE: May 1, 2009

RE: Partial Release of Easement
6400, 6401, and 6409-6413 Polo Club Lane

This memo is to request a Resolution authorizing the Mayor to sign a Partial Release of Easement, releasing a portion of a utility easement on property located at 6400, 6401, and 6409-6413 Polo Club Lane.

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

Edward W. Gardner
Attorney Sr.

Enclosure

cc: Joe Kelly, Mayor's Office
Council Office

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HORSE CAPITAL OF THE WORLD



320-09 42

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Department of Law

TO: Jim Newberry, Mayor
Members, Urban County Council

FROM: Department of Law

DATE: May 1, 2009

RE: Release of Easement
1201 Four Pines Court

This memo is to request a Resolution authorizing the Mayor to sign a Release of Easement, releasing a sanitary sewer easement on property located at 1201 Four Pines Court.

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

Edward W. Gardner
Attorney Sr.

Enclosure

cc: Joe Kelly, Mayor's Office
Council Office

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HORSE CAPITAL OF THE WORLD



321-09

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Law

TO: Jim Newberry, Mayor
Members, Urban County Council

FROM: Department of Law

DATE: May 1, 2009

RE: Partial Release of Easement
3228 Summit Square Place

This memo is to request a Resolution authorizing the Mayor to sign a Partial Release of Easement, releasing a portion of an access and utility easement on property located at 3228 Summit Square Place.

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

Edward W. Gardner
Attorney Sr.

Enclosure

cc: Joe Kelly, Mayor's Office
Council Office

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HORSE CAPITAL OF THE WORLD



324-09

44

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Law

TO: Jim Newberry, Mayor
Urban County Council

FROM: Department of Law

DATE: May 5, 2009

RE: Request Council Approval for Addendum to the
Master License Agreement with Computer Sciences Corp.

The Department of Law is requesting that the Council authorize the Mayor to sign a five-year Addendum to its Master License Agreement with Computer Sciences Corporation for the RISKMASTER MESA software licenses and related maintenance services. The current contract expires June 30, 2009. Our prior annual cost was \$18,724.00.

This software is used to manage all claims against the government. Because of the recent upgrade to our system, our outside adjuster will be able to manage cases and issue checks from our web-based system.

We have included these costs of \$19,660.20 in our requested budget for FY10. The addendum is subject to termination in the event that funds are not budgeted in future fiscal years.

Please contact me should you have any questions.

Logan B. Askew, Commissioner

cc: Thomas Sweeney, Claims Manager

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Lexington, KY 40588

(859) 258-3500

Fax:(859) 258-3538

www.lfucg.com

****Please note new mailing address**



322-09

Mayor Jim Newberry

LEXINGTON FAYETTE URBAN COUNTY GOVERNMENT

Commissioner's Office

Department of Environmental Quality

Memorandum

To: Jim Newberry, Mayor
Urban County Council

From: Cheryl Taylor, Commissioner CAT
Department of Environmental Quality

RE: Purchase 30.29 Acre, 2401 Old Frankfort Pike for new Material Recovery Facility

Attached is a contract for the purchase of lots 3 through 9, comprising 30.29 located at 2401 Old Frankfort Pike, Lexington, Kentucky. The request to purchase this property is being made to allow the expansion of Lexington's recycling capacity by constructing a new recycling center and a household hazardous waste drop-off center.

The volume of recycled materials handled by the Thompson Road recycling center has increased ten-fold since it opened in 1992. In 2008 Lexington recycled 24,800 tons of waste through its Rosie program, producing revenue of \$2,168,645. Lexington's recycling program has out grown the current facility and expansion of recycling capabilities is critical to increasing our recycling and reaching our goal of being a zero waste community.

The firm Gersham, Brickner, & Bratton, Inc. (GBB) was retained to develop a master plan to identify opportunities for expansion of Lexington's recycling program and the resources required to accomplish this growth. Part of this study included analysis of the subject property to determine its suitability as the location for the new recycling center. Review of a previous Phase I Environmental Site Assessment and a Geotechnical Study of the property did not reveal any issues that would prohibit its future development as a recycling center. Two additional studies completed as part of the Recycling Master Plan analyzed the property for the specific use as a recycling center. Site considerations included review of utilities, topography, site drainage and water quality, site buffer requirements, fire protection, proximity to the service area, site access, compatibility with surrounding land uses and environmental impacts.

The purchase price of the 30.29 acres is \$1,665,950.00. The amount previously paid for the Option to Purchase, \$83,297.50 will be applied to the purchase price. The source of funding for this acquisition is Urban Service Fund Balance. The Department of Law has reviewed the attached contract.

HORSE CAPITAL OF THE WORLD



323-09

46

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Commissioner's Office

Department of Environmental Quality

TO: Commissioner of Environmental Quality
Urban County Council
Mayor Jim Newberry

FROM: Louise Caldwell-Edmonds *LCF by JW*
Administrative Officer

DATE: May 5, 2009

SUBJECT: Neighborhood and Community Sustainability Grant Program

The Department of Environmental Quality had set aside \$50,000 to establish the Neighborhood and Community Sustainability Grant program to encourage residents to work collaboratively and creatively to find ways to improve the environmental health of our neighborhoods.

The following neighborhoods will receive funding for the proposed projects under the program. **Final Report to Councilmember:**

- Martin Luther King Neighborhood Association, \$1,800 for community composting.
- Northside Neighborhood Association, \$1,130 for a community garden.
- William Wells Brown Neighborhood, \$2,500 for removal of old trees and planting new ones.
- Gratz Park Neighborhood Association, \$1,600 for tree survey and replacement.
- Historic Western Suburb Neighborhood, \$1,350 for rain barrels.
- Winburn Neighborhood Association, \$2,500 for a community garden.
- Meadowthorpe Neighborhood, \$2,500 for tree planting.
- McConnell Trace Neighborhood Association, \$1,150 for tree planting.
- Columbia Heights Neighborhood Association, \$2,280 for tree planting.
- Mentelle Neighborhood Association, \$2,500 for a rain garden.
- Seven Parks Neighborhood Association, \$2,500 for a community garden demonstration.
- Aylesford Place Neighborhood Association, \$2,475 for tree planting.
- Lansdowne Neighborhood Association, \$1,232 for stream cleaning.
- Chevy Chase Neighborhood Association, \$2,500 for Lily rain barrels.
- Fairway Neighborhood Association, \$600 for tree planting.
- Shriner's Neighborhood Association, \$2,383 for tree planting.
- Hamburg Homeowners Association, \$2,500 for a rain garden.
- Eastland Parkway Neighborhood Association, \$2,500 for stream cleanup.
- Picadome Neighborhood Association, \$1,500 for stream cleaning and vegetative habitat restoration.

H O R S E C A P I T A L O F T H E W O R L D

200 East Vine Street 9th Floor Lexington, KY 40507 Ph: (859)425-2800 Fax: (859)425-2859 www.lfucg.com

323-09

Neighborhood and Community

April 23, 2009

Page 2 of 2

- Picadome Neighborhood Association, \$1,500 for stream cleaning and vegetative habitat restoration.
- Beaumont Residential Association, \$2,500 to install waste receptacles for litter prevention.
- Spicewood Neighborhood Association, \$2,500 for rain barrels and tree planting.
- Port Royal Neighborhood Association, \$2,500 to install a stream vegetative buffer along Roanoke Drive.
- Gleneagles Homeowners Association, \$2,500 to plant a riparian buffer on each side of the stream.
- Spindletop Community Association, \$2,500 to cleanup an old construction demolition debris dump.

Total amount of funds to be disbursed is \$50,000 from account 1115 313101 3101 78112.

A 100% match is required and may come from materials, services, documented use of vehicles or machinery, donations, and volunteer hours.

Request approval to award funds and enter into a contract with each neighborhood.

cc: Susan Bush
Grant Review Committee



329-09

48

Lexington-Fayette Urban County Government

Jim Newberry, Mayor

TO: Mayor Jim Newberry
Urban County Council

FROM: Anthony Wright
Anthony Wright
Mayor's Office of Economic Development

DATE: May 5, 2009

RE: IRB – Transylvania University & The Lexington School

Transylvania University and The Lexington School are requesting that the Lexington-Fayette Urban County Government issue Industrial Revenue bonds for the purpose of refunding outstanding revenue bonds previously issued by the Urban County Government for certain various capital projects and/or related items, primarily due to changes in market conditions. These bond issues are for refunding the outstanding revenue bond deals Series 1998 and 2000 (both for Transylvania University) and Series 2003 for The Lexington School. Transylvania University is requesting LFUCG to approve and issue bonds in an amount up to \$10,700,000 and the Lexington School is requesting approval and issuance of bond in the amount of \$8,500,000 to refund the outstanding bond issues. There is not cost or liability to the Urban County Government.

The IRB will meet to review the applications on May 8, 2009. Because these do not involve new projects, no inducement resolution is necessary.

cc: IRB Committee
David Barberie, Law Department
Glenda George, Law Department
William O'Mara, Finance
Rebecca Langston, Council Office



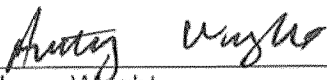
330-09

49

Lexington-Fayette Urban County Government

Jim Newberry, Mayor

TO: Mayor Jim Newberry
Urban County Council

FROM: 
Anthony Wright
Mayor's Office of Economic Development

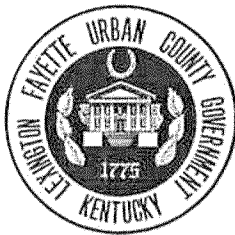
DATE: May 5, 2009

RE: IRB – Transylvania University & The Lexington School

Transylvania University and The Lexington School are requesting that the Lexington-Fayette Urban County Government issue Industrial Revenue bonds for the purpose of refunding outstanding revenue bonds previously issued by the Urban County Government for certain various capital projects and/or related items, primarily due to changes in market conditions. These bond issues are for refunding the outstanding revenue bond deals Series 1998 and 2000 (both for Transylvania University) and Series 2003 for The Lexington School. Transylvania University is requesting LFUCG to approve and issue bonds in an amount up to \$10,700,000 and the Lexington School is requesting approval and issuance of bond in the amount of \$8,500,000 to refund the outstanding bond issues. There is not cost or liability to the Urban County Government.

The IRB will meet to review the applications on May 8, 2009. Because these do not involve new projects, no inducement resolution is necessary.

cc: IRB Committee
David Barberie, Law Department
Glenda George, Law Department
William O'Mara, Finance
Rebecca Langston, Council Office



331-09

50

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: MAY 5, 2009

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE PROFESSIONAL SERVICE AGREEMENT WITH CARRIE BARNETT, SEXUAL ASSAULT NURSE EXAMINER, TO SERVE ON AN "ON-CALL" BASIS FOR THE PERFORMANCE OF FORENSIC EXAMINATIONS

The Lexington-Fayette Urban County Government has received continuation funding (Violence Against Women Act) from the Kentucky Justice Cabinet for the operation of a Sexual Assault Nurse Examiner program. The purpose of this program is to improve the collection of forensic evidence in sexual assault cases and to provide the victims of sexual assault more humane treatment during the investigation. Ultimately, higher rates of reporting will occur along with higher rates of prosecution and conviction. The Kentucky Crime Victims' Compensation Fund also provides financial support for forensic examinations.

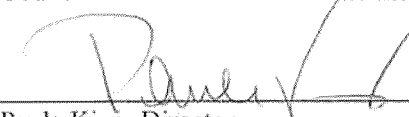
An approved element of the grant-funded project is having certified Sexual Assault Nurse Examiners (S.A.N.E.s) on call twenty-four hours a day to respond to calls for examinations at the University of Kentucky Emergency Room. This will be accomplished by contracting with qualified S.A.N.E.s. It is projected that a total of eight nurses will be placed under contract. Carrie Barnett meets all qualifications.

The attached Professional Services Agreement with Carrie Barnett for the period of May 1, 2009, through December 31, 2009, outlines the responsibilities and compensation. Funds for these services are budgeted as follows:

FUND	DEP ID	SECTION	PROJECT	ACTIVITY	BUD REF	ACCOUNT	AMOUNT
3140	505506	5561	SANE	DEFAULT	2009	71299	\$23,700
3140	505506	5561	SANE_2	DEFAULT	2009	71299	\$13,800
3140	505506	5561	SANE_3	DEFAULT	2009	71299	\$24,150

The funds with in Projects (SANE and SANE_2) are for the purpose of paying contractual nurses for on-call duty and for reimbursement for liability insurance. The funds in Project SANE_3 are for payment of nurses for forensic examinations. These funds come from the state's Crime Victims Compensation Board.

Council authorization to execute the Professional Services Agreement is hereby requested.


Paula King, Director

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

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332-09

51

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: MAY 5, 2009

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE PROFESSIONAL SERVICE AGREEMENT WITH SHARON MCCARTT, SEXUAL ASSAULT NURSE EXAMINER, TO SERVE ON AN "ON-CALL" BASIS FOR THE PERFORMANCE OF FORENSIC EXAMINATIONS

The Lexington-Fayette Urban County Government has received continuation funding (Violence Against Women Act) from the Kentucky Justice Cabinet for the operation of a Sexual Assault Nurse Examiner program. The purpose of this program is to improve the collection of forensic evidence in sexual assault cases and to provide the victims of sexual assault more humane treatment during the investigation. Ultimately, higher rates of reporting will occur along with higher rates of prosecution and conviction. The Kentucky Crime Victims' Compensation Fund also provides financial support for forensic examinations.

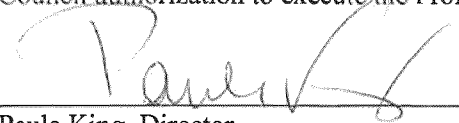
An approved element of the grant-funded project is having certified Sexual Assault Nurse Examiners (S.A.N.E.s) on call twenty-four hours a day to respond to calls for examinations at the University of Kentucky Emergency Room. This will be accomplished by contracting with qualified S.A.N.E.s. It is projected that a total of eight nurses will be placed under contract. Sharon McCartt meets all qualifications.

The attached Professional Services Agreement with Sharon McCartt for the period of May 1, 2009, through December 31, 2009, outlines the responsibilities and compensation. Funds for these services are budgeted as follows:

FUND	DEP ID	SECTION	PROJECT	ACTIVITY	BUD REF	ACCOUNT	AMOUNT
3140	505506	5561	SANE	DEFAULT	2009	71299	\$23,700
3140	505506	5561	SANE_2	DEFAULT	2009	71299	\$13,800
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The funds with in Projects (SANE and SANE_2) are for the purpose of paying contractual nurses for on-call duty and for reimbursement for liability insurance. The funds in Project SANE_3 are for payment of nurses for forensic examinations. These funds come from the state's Crime Victims Compensation Board.

Council authorization to execute the Professional Services Agreement is hereby requested.



Paula King, Director

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

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333-09

52

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: MAY 5, 2009

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATIONS
TO THE KENTUCKY OFFICE OF HOMELAND SECURITY FOR
REQUESTING FEDERAL FUNDS FOR VARIOUS PUBLIC SAFETY
PROJECTS UNDER THE 2009 STATE HOMELAND SECURITY GRANT
PROGRAM**

The Kentucky Office of Homeland Security is accepting applications from local governments requesting federal funding from the Fiscal Year 2009 Homeland Security Grant Program. This federally funded program, originating from the Department of Homeland Security, provides financial assistance to the states to prevent, respond to, and recover from acts of terrorism. The states have the responsibility for apportioning funding to local governments. All projects must be related to the Goals and Objectives of the State Homeland Security Strategy. No matching funds are required.

The Division of Fire and Emergency Services has prepared two applications:

1. Funds in the amount of \$106,000 for purchase of an **Area Rae Wireless Multi-Channel Transportable Real Time Air Quality Monitoring** equipment System. This system is capable of doing remote, wide area real time monitoring of air quality for any kind of air borne hazardous chemical and then transmit the data in real time. It does not require personnel to remain in the hazardous hot zone. It is much more efficient and capable than having a number of personnel constantly carrying monitoring equipment in order to take air quality samples which must then be analyzed in the hot zone and verbally reported to the Incident Commander.
2. Funds in the amount of \$210,000 for improvements to the **Technical Rescue Program** to better prepare and equip the division for structural collapses. The application requests \$95,000 to get all Division of Fire and Emergency Services (DFES) rescue personnel certified as USAR (Urban Search and Rescue) Structural Collapse Technicians. This application also includes the purchase of specialized rescue equipment not currently in the DFES inventory in the amount of \$115,000.

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The Division of Police has prepared the following applications:

1. Funds in the amount of \$864,627 for the purchase and installation of **Mobile Data Computers** for the Division of Police, Transylvania University Police, Kentucky Horse Park Police, Bluegrass Airport Public Safety, and Fayette County School. This project provides for the acquisition of new and replacement mobile data computers for Division of Police and its partnering agencies.
2. Funds in the amount of \$151,600 for the purchase of equipment **for the Hazardous Devices Unit**. Equipment includes AHURA First Defender Explosives Detector for use in identifying and analyzing unknown chemicals without touching the substance, Robot upgrades, encryption software, ballistic vests, and other explosive device mitigation equipment. The purpose of this equipment is to improve safety of personnel who respond to hazardous incidents and to prepare for the use of Improvised Explosive Devices (IED).
3. Funds in the amount of \$340,000 for purchase of a total containment vessel and for purpose of two total containment vessel gas-tight upgrades, one upgrade for use on an existing TCV. A TCV used when it is necessary to transport a live hazardous device to a more remote location for disposal. In order to safely transport these devices without endangering persons and property along the travel route, a **Total Containment Vessel (TCV)** is required.
4. Funds in the amount of \$172,900 for the **Communications Infrastructure Project**. This includes the addition of an IpMobileNet RF network tower to be located at 2269 Frankfort Court in Lexington, for the purpose of ensuring better communications in the western portion of the county, including the Cardinal Valley neighborhood, Keeneland and the Bluegrass Airport. The project also includes the acquisition and deployment of secure high-speed wireless networking at facilities operated by the Lexington Division of Police, Lexington Division of Corrections, Fayette County Sheriff and the Kentucky Horse Park.

Council authorization to submit the applications is hereby requested.



Paula King, Director

Xc: Tim Bennett, Commissioner, Department of Public Safety



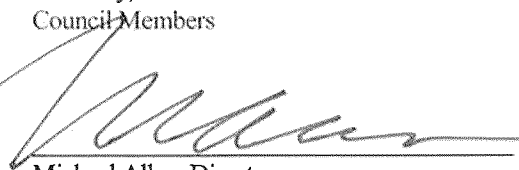
Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

William O'Mara
Acting Commissioner

MEMORANDUM

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

FROM: 
Michael Allen, Director
Division of Human Resources

DATE: May 5, 2009

RE: Ordinance Change – Pre-employment Physicals

I am recommending that Section 21-14 (b), Section 22-6 (a) (4) and cross references Section 22-13 of the Code of Ordinances be amended to state that based on approved position descriptions a pre-employment physical may be required for specific jobs specified by the director; however, in all cases no employee shall begin work until he/she has passed the required drug screening test. Specific positions have been audited and identified that would require a full pre-employment physical, and all full-time positions will require a drug screening.

For informational purpose, attached is a list of those positions that have been identified to require full pre-employment physicals based on physical demands and license requirements (CDL, special physicals, etc.). This list is subject to review as duties and requirements change or new positions are created.

Your consideration on requesting changes to the ordinances and policies will be greatly appreciated. If you need additional information or clarification, please contact me at extension 3033 or Darrylyn Combs at extension 3035.

cc: Darrylyn Combs, Senior Human Resources Manager, Division of Human of Human Resources
Leslie Jarvis, Senior Human Resources Manager, Division of Human Resources
Glenda George, Attorney Senior, Department of Law

09-0063