

Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Docket

Tuesday, October 11, 2022

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

I. Public Comment - Issues on Agenda**II. Requested Rezoning/ Docket Approval****III. Approval of Summary**

- a [1025-22](#) Table of Motions: Council Work Session, September 20, 2022

Attachments: [ws motions 9 20 22.pdf](#)

IV. Budget Amendments**V. New Business****VI. Continuing Business/ Presentations**

- a [1032-22](#) Summary: Environmental Quality & Public Works Committee, September 13, 2022

Attachments: [egpw_2022-09-13 Summary](#)

- b [1028-22](#) Recognition: Division of Water Quality

- c [1026-22](#) Presentation: Compensation Study; By: Russell Campbell, Management Advisory Group International and Tammy Walters, Human Resources Director

Attachments: [LFUCG - MAG Compensation Study Recommendations - 10-11-2022 - Final.](#)

- d [1027-22](#) Presentation: Leaf Disposal Plan; By: Nancy Albright, Commissioner Environmental Quality & Public Works

Attachments: [leaf collection 2022 Oct v4.pdf](#)

VII. Council Reports**VIII. Mayor's Report****IX. Mayor's Report - Price Contract Bid Recommendations****X. Public Comment - Issues Not on Agenda****XI. Adjournment**

Administrative Synopsis - New Business Items

- a [0951-22](#) Authorization to execute an Agreement with Kathy H. Witt, Sheriff of Fayette County, for the collection of the Ad Valorem Urban Service District taxes for the 2022 property tax year, at a cost not to exceed \$350,000, with the payments to be treated as a commission and the Urban County Government receiving and accepting any related payment (\$87,500) from the Commonwealth of Ky. (L0951-22)(Hensley)
- Attachments:* [Memo-Sheriff's Ad Valorem 2022 Property Tax Coll Agreement](#)
[Sheriff 2022 Prop Tax Agreement](#)
- b [0957-22](#) Authorization to execute an agreement with the Lexington-Fayette County Health Department (LFCHD) to supply LFUCG athletic areas in parks with custom signage and receptacles promoting tobacco-free spaces and tobacco risk awareness as directed by the LFCHD Tobacco Coordinator. No budgetary impact. (L0957-22)(Conrad/Ford)
- Attachments:* [LFCHD Tobacco Awareness memo signed](#)
[DraftLFCHD-LFUCG Tobacco Signage MEMORANDUM OF UNDERSTANDI](#)
- c [0961-22](#) Authorization to execute a sanitary sewer service Site Specific Agreement with Trinity Christian Academy and Jessamine-South Elkhorn Water District (JSEWD) to provide sanitary sewer conveyance and treatment capacity. No budgetary impact. (L0961-22)(Martin/Albright)
- Attachments:* [Blue Sheet Trinity Christian Academy](#)
[Law Findings Trinity Christian Academy](#)
[MAP Trinity Christian Academy](#)
[Plans Trinity Christian Academy](#)
[-Site Map Trinity Christian Academy](#)
[Site Specific Agreement Trinity Christian Academy](#)
- d [0966-22](#) Authorization to execute a partial release of sanitary and storm sewer easements at 240 Canary Road. The easements are no longer needed. No budgetary impact. (L0966-22)(Martin/Albright)
- Attachments:* [Easement Release Canary Rd](#)
[Canary240](#)
[Canary240ETmsnApvl](#)
[PARTIAL RELEASE OF EASEMENT v6](#)
- e [0968-22](#) Authorization to establish Forensic Technology Inc. as a sole

source vendor and accept the SafeGuard Warranty and Protection Plan for a period of one year at a cost of \$17,757 for the IBIS BRASSTRAX Acquisition Station that the Lexington Police Department utilizes to capture high resolution images of the cartridge casing. Funds are budgeted. (L0968-22) (Weathers/Armstrong)

Attachments: [Cover Memo - Forensic Technology Inc](#)
[Forensic Technology Inc. Safeguard Warranty and Protection Plan](#)
[Sole Source Certification - Forensic Technology Inc. SafeGuard Warranty](#)
[IBIS Safeguard Justification Language](#)

- f **0979-22** Authorization to accept a donation of a Nexgrill 5-Burner Propane Gas Grill (Model #720-0888S), valued at \$299, from Home Depot to the Lexington Police Department. The grill will be used at a variety of events. (L979-22)(Weathers/Armstrong)

Attachments: [Cover Memo - Home Depot - Donation - Nexgrill](#)
[Home Depot - Grill Donation](#)

- g **0984-22** Authorization to establish Zoll as a sole source provider to purchase cardiac monitors for the Division of Fire and Emergency Services at a cost of \$185,309.05 this fiscal year. Funds are budgeted. (L0984-22)(Wells/Armstrong)

Attachments: [Blue Sheet ZOLL 2022](#)
[ZOLL Sole Source Justification 2022](#)

- h **0986-22** Authorization to approve Change Order No. 3 (final) with MAC Construction & Excavating Inc. for additional trenching, curb and gutter work, and traffic control for the Peachtree Road & Woodhill Drive Stormwater Improvements Project, increasing the contract price by \$262,533.63 for a total contract price of \$3,197,737.97. Funds are budgeted. (L0986-22)(Martin/Albright)

Attachments: [BlueSheet Memo Change Order#3](#)
[Change Order Contract](#)
[Change Order Map](#)
[Change Order Modification](#)

- i **0987-22** Authorization to request that Council adopt an ordinance pursuant to Section 2-1(a) of the Code of Ordinances of the Lexington-Fayette Urban County Government, adopting a Schedule of Meetings for the Council for the 2023 calendar year. (L0987-22) (Maynard)

- Attachments:** [Calendar Memo 2023.pdf](#)
[2023 Council Calendar.pdf](#)
[2023 Schedule of Meetings Ordinance SM.pdf](#)
- j** **0989-22** Authorization to execute an Amendment to the Lexington JOBS Fund Incentive Agreement with Water Warriors, Inc. to allow a reduction in the required number of jobs created from seven (7) to four (4), which is offset by increases in required hourly wages for three (3) of the jobs created, from \$22 to \$44. No budgetary impact. (L0989-22)(Atkins)
- Attachments:** [Water Warriors - Blue Sheet - 9-21-2022](#)
[WATER WARRIORS - FIRST AMENDMENT TO LOAN AGREEMENT w ATT](#)
- k** **0990-22** Authorization to execute a Lexington JOBS Fund Incentive Agreement with Space Tango, LLC in the amount of \$250,000 for the creation of at least sixteen (16) new full-time jobs at a mean hourly wage of at least \$49.50. Funds are budgeted. (L0990-22) (Atkins)
- Attachments:** [Space Tango - Blue Sheet - 9-21-2022](#)
[Space Tango - 2022 Jobs Fund Agreement Redacted](#)
- l** **0992-22** Authorization to amend Ordinance No. 153-2013, as amended by Ordinance No. 187-2016, to remove reference to grants, clarify interest rate requirements, and provide that the Urban County Council may approval more than one loan per business, and to update the Lexington Jobs Fund Policies and Guidelines, as recommended by the Economic Development Investment Board (EDIB). No budgetary impact. (L0992-22)(Atkins)
- Attachments:** [Jobs Fund Policies Bluesheet - 20220926](#)
[Jobs Fund Policies and Guidelines \(ept changes and comments\) \(00756438x\)](#)
[Ordinance amending Jobs Fund Ordinance and approving revised guidelines](#)
- m** **0993-22** Authorization to execute a Master State & Local Government Lease Agreement (No. 1172902) with Lenovo Financial Services for the lease of desktop computers across LFUCG and to authorize the Chief Information Officer to execute future Lease Schedules pursuant to the Master Lease Agreement, at a cost of \$88,582.63. Funds are budgeted. (L0993-22)(Nugent/Valicenti)
- Attachments:** [Lenovo Master Lease Agreement Legistar Memorandum](#)
[Lenovo State and Government Master Lease Agreement 1172902](#)
[Lenovo Lease Schedule 1837943](#)
- n** **0997-22** Authorization to execute a Purchase of Service Agreement with the

Bluegrass Area Development District (ADD) for local member dues at a cost of \$61,288.30. Active membership in the Bluegrass ADD affords LFUCG access to resources related to aging services, workforce development, and regional planning. Funds are budgeted. (L0997-22)(Allen-Bryant)

Attachments: [0997-22 Bluesheet Memo BG ADD Dues PSA FY23](#)
[BGADD Local Dues FY23 PURCHASE OF SERVICE AGREEMENT](#)

- o** **0998-22** Authorization to execute a Purchase of Service Agreement with Bluegrass Area Development District (ADD) to provide a portion of the regional match for state HOMECARE funds in the amount of \$48,610. Bluegrass ADD operates the Homecare Program, which provides in-home assistance for low-income, home-bound seniors in Fayette County. Funds are budgeted. (L0998-22)(Allen-Bryant)

Attachments: [0998-22 Bluesheet Memo BG ADD Homecare PSA FY23](#)
[BGADD Homecare Match FY23 PURCHASE OF SERVICE AGREEMENT](#)

- p** **1000-22** Authorization to execute a consultant services agreement with NOMI Inc., pursuant to RFP #46-2022, for professional design services of the Dunbar Community Center - Roof & Restroom Replacement Project, located at 545 N. Upper Street, at a cost of \$95,000.00. Funds are budgeted. (L1000-22)(Baradaran/Ford)

Attachments: [01 - Dunbar Roof Restrooms - Request for Authorization](#)
[02 - Consultant Services Agreement](#)
[03 - RFP 46-2022 - Exhibit-A](#)
[04 - NOMI - Exhibit-B](#)
[05 - NOMI - Certificate of Liability Insurance](#)

- q** **1001-22** Authorization to execute a partial release of a utility and water easement at 1145 Appian Crossing Way that is no longer needed. No budgetary impact. (L1001-22)(Martin/Albright)

Attachments: [BlueSheet Memo](#)
[AppnCrsg1145 \(1\)](#)
[Deed of Release](#)

- r** **1003-22** Authorization to execute a partial release of sanitary and drainage easements at 420, 422, 424, 426, 428 and 430 Koah Park. The easements are no longer needed. No budgetary impact. (L1003-22) (Martin/Albright)

Attachments: [Blue Sheet Memo](#)
[koah21](#)
[Koah420-430](#)

- s** [1004-22](#) Authorization to execute an amendment to the food services agreement with Aramark Correctional Services, Inc. for an increase in the cost of the contracted meal pricing for the Inmate Population. The estimated increase is \$160,000. Funds are budgeted. (L1004-22)(Ballard/Armstrong)
- Attachments:* [Aramark BLUESHEET MEMO FY23](#)
 [PRICING DETERMINATION SPREADSHEET](#)
 [Aramark amendment FY23 eff 8-15-22](#)
- t** [1006-22](#) Authorization to abolish one (1) unclassified position of Stores Clerk P/T (Grade 508N) and create one (1) classified position of Public Service Worker (Grade 507N) in the Division of Facilities and Fleet Management, effective upon passage of Council. This has a 12-month future impact of a cost of \$21,387.37. Funds are budgeted. (L1006-22)(Walters/Hamilton)
- Attachments:* [Bluesheet Memo 23-0004](#)
 [Fiscal Impact](#)
 [From To 23.0004](#)
- u** [1007-22](#) Authorization for use of \$500,000 of MAP funds as the local match as part of the Reconnecting Communities Grant application for North Broadway Railroad Overpass Project, submitted by the Kentucky Transportation Cabinet as the lead applicant. Use of MAP funds is pending audit completion and any necessary budget amendment. (L1007-22)(Scott)
- Attachments:* [LFUCG match Cont to KYTC bluesheet](#)
- v** [1008-22](#) Authorization to amend Sec. 17-29 in the Code of Ordinances related to Sidewalk Cafes to expand the definitions of outdoor cafe by removing reference to specific zones, amend language specific to LexPark approvals, and amend language to clarify reasons for permit denial. No budgetary impact. (L1008-22)(Scott)
- Attachments:* [BS_Memo Cafe Ordinance 9.2022](#)
 [Draft Ordinance \(Sidewalk Cafe\) 2022 \(00764637xAFB4D\)](#)
- w** [1010-22](#) Authorization to approve a Memorandum of Agreement between LFUCG and Rodney Ballard for his appointment of interim director of Community Corrections until a permanent director can be named, at a monthly cost of \$12,500. Funds are budgeted. (L1010-22)(Armstrong)
- Attachments:* [Memorandum of Agreement](#)
 [Blue Sheet Memo \(2\)](#)

- x [1011-22](#) Authorization to execute the agreement between the Institute of Police Technology and Management (IPTM) and the Lexington Police Department for thirty officers to attend three IPTM courses at a cost not to exceed \$72,000. Funds are budgeted under the Traffic Safety Grant. (L1011-22)(Weathers/Armstrong)
- Attachments:* [23-Bluesheet memo - IPTM Training Courses](#)
[IPTM - December 5-16, 2022 - Unsigned](#)
[IPTM - January 23 - February 3, 2023 - Unsigned](#)
[IPTM - March 6 - 17, 2023 - Unsigned](#)
- y [1012-22](#) Authorization to accept \$144,000 in federal funds and to execute an agreement for the design phase of the Wilson Downing Intersection Improvements Project as funded under the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSSA, \$120,000) for capital improvements projects, and under the Kentucky Transportation Cabinet Surface Transportation Program (SLX, \$24,000). A local match of \$6,000 is required. Funds are budgeted. (L1012-22)(Burton/Albright)
- Attachments:* [23-Blue Sheet Memo Wilson Downing](#)
[2022 09 16 LFUCG- Wilson Downing 7-449 - MOA - Unsigned](#)
[BA 11911](#)
[Wilson Downing Intersection - Location Map](#)
- z [1013-22](#) Authorization to accept \$200,000 in federal funds and to execute an agreement for the design phase of the Armstrong Mill Shared Use Path Project as funded under the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSSA) for capital improvements projects. No matching funds required. (L1013-22) (Burton/Albright)
- Attachments:* [23-Blue Sheet Armstrong Mill](#)
[2022 09 16 LFUCG- Armstrong Mill 7-448 - MOA - Unsigned](#)
[BA 11912](#)
[Armstrong Mill SUP Location Map](#)
- aa [1014-22](#) Authorization to submit the 2022 Continuum of Care supplemental application to address unsheltered homelessness, as a Collaborative Applicant, to the U.S. Department of Housing and Urban Development requesting funding in an amount up to \$2,228,293 for the operation of programs by community nonprofit organizations to reduce unsheltered homelessness in Fayette County. (L1014-22)(Reynolds/Lanter)
- Attachments:* [23-Bluesheet Memo-CoC Unsheltered App](#)

- bb** [1015-22](#) Authorization to approve Aramsco as a sole source provider to purchase replacement CBRN filters for decontamination operations of Chemical Stockpile Emergency Planning Programs for the Division of Emergency Management at a cost not to exceed \$50,000. Funds are budgeted. (L1015-22)(Dugger/Armstrong)
- Attachments:* [23-Blue Sheet EM Aramsco](#)
 [Aramsco Quote](#)
 [Aramsco SOLE SOURCE CERTIFICATION V 2022](#)
- cc** [1016-22](#) Authorization to execute an agreement with the Kentucky Department of Military Affairs, Division of Emergency Management for federal funds under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2021, extending the performance period through September 30, 2023. No budgetary impact. (L1016-22)(Dugger/Armstrong)
- Attachments:* [23-Blue Sheet Memo CSEPP Extension](#)
 [FY21 Contract Extension Final_SC_095_2100001500_3_PO_CNTRCT_FOR](#)
- dd** [1017-22](#) Authorization to abolish and create positions in order to conform to the Fair Labor Standards Act (FLSA) and transfer the incumbents from exempt to non-exempt status. The Division of Human Resources has determined that the Telecommunicator Supervisor classification and the incumbents will change from exempt to non-exempt status, effective the first payroll Monday following passage of Council. While the base salary remains the same, there may be a potential fiscal impact due to the fact that these employees will become eligible for overtime pay. (L1017-22) (Walters/Hamilton)
- Attachments:* [Bluesheet Memo 23.0014](#)
 [From-To 23.0014](#)
- ee** [1018-22](#) Authorization to enter into a participating agreement with L3Harris Technologies, Inc., through the NASPO Value Point cooperative agreement establishing a price contract for radios and accessories, authorizing the Director of Central Purchasing or his designee to execute any necessary documents related to the price contract. (L1018-22)(Dugger/Armstrong)
- Attachments:* [23-Blue Sheet L3Harris Tech](#)
 [L3Harris NASPO Contract](#)
- ff** [1019-22](#) Authorization to allocate \$252,500 from the total \$10,000,000 ARPA Affordable Housing Fund allocation to pay operating expenses of Independence Homes, as allowable by ARPA SLFRF, and to

execute any necessary documents with Independence Homes related to the use of these funds. This action is needed because the ordinance establishing the Affordable Housing Trust Fund does not authorize payment of operating expenses as an eligible use of the Affordable Housing Fund. (L1019-22)(McQuady/Lanter)

Attachments: [Blue Sheet Memo Affordable Housing - Independence Homes](#)

- gg** [1020-22](#) Authorization to accept \$3,000 in funding from the Citizen's Fire Academy Alumni Association (CFAAA), a local non-profit, to purchase materials to build five "training hubs." No matching funds required. (L1020-22)(Wells/Armstrong)

Attachments: [23- Blue Sheet CFAAA Acceptance](#)
[BA 11913](#)
[Notice of Award](#)

- hh** [1021-22](#) Authorization to create one (1) unclassified position of Project Manager (Grade 517N) in the Division of Facilities and Fleet Management to assist with the required administrative tasks that accompany the American Rescue Plan Act (ARPA) grant projects. The position will expire December 31, 2026. This has a 12-month future impact of a cost of \$73,847.93. ARPA funds are budgeted. (L1021-22)(Walters/Hamilton)

Attachments: [Bluesheet Memo 23-0010](#)
[Fiscal Impact](#)
[From To 23.0010](#)

- ii** [1022-22](#) Authorization to execute a joinder agreement with Kentucky Public Employees' Deferred Compensation Authority for administration of the KY 401(k) Plan and KY 457 Plan for Lexington-Fayette Urban County Government employees. No budgetary impact. (L1022-22) (Walters/Hamilton)

Attachments: [Bluesheet Memo 23.0015](#)
[2022 New Joinder Agreement](#)

- jj** [1023-22](#) Authorization to abolish one (1) unclassified position of Program Specialist - NE (Grade 513N) and create one (1) unclassified position of Program Specialist P/T - NE (Grade 513N) in the Department of Social Services and transfer the incumbent, effective the first payroll Monday following passage of Council. This request has resulted from the partial loss of grant funding for the full-time position. The remaining amount of the position will be funded by the grant. (L1023-22) (Walters/Hamilton)

Attachments: [Blue Sheet Memo 23-0012](#)
[Fiscal Impact](#)
[From To 23.0012](#)

kk **1024-22** Authorization to execute an agreement with Transamerica Life Insurance Company for Voluntary Whole Life and Term Life Insurance Supplemental Plans for all Lexington-Fayette Urban County Government employees. No budgetary impact. (L1024-22) (Walters/Hamilton)

Attachments: [Bluesheet Memo 23.0017](#)
[Agreement](#)

ll **1031-22** Authorization to execute a purchase of service agreement with LexArts to support the arts community and the community at-large through operation of an arts facility, presentations of arts programming and through fundraising campaigns to support local non-profit arts organizations and artists, at a cost of \$325,000. Funds are budgeted. (L1031-22)(Scott)

Attachments: [Memo - LexArts memo fy23](#)
[PSA LFUCG FY23 signed](#)

mm **1036-22** Authorization to execute a professional services agreement with Keller Partners & Company, pursuant to RFP No. 39-2022, for federal government relations services at a cost of \$86,500. Funds are budgeted. (L1036-22)(Atkins)

Attachments: [Keller Partners Company Bluesheet](#)
[Keller Partners signed notarized agreement for LFUCG Sep 12 Doc 1](#)