

# **Lexington-Fayette Urban County Government**

*200 E. Main St  
Lexington, KY 40507*



## **Agenda**

**Tuesday, November 15, 2011**

**3:00 PM**

**Council Chamber**

**Urban County Council Work Session**

**I. Public Comment - Issues on Agenda**

**II. Requested Rezoning/ Docket Approval - Yes**

**III. Approval of Summary - No**

**IV. Budget Amendments - Yes**

- IV.-1 [00405-11](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 0045.

**V. New Business**

- V.-1 [00320-11](#) Amends Section 21-5 of the Code of Ordinances abolishing one (1) position of Director of Litigation (Grade 123E); this action also amends Section 22-5 of the Code of Ordinances creating two (2) positions of Attorney (Grade 117E) all in the Department of Law, upon passage by Council.
- V.-2 [00389-11](#) Request Council Authorization to Execute Change Order No.2 to Contract 086-2010 with Woodall Construction in the Amount of \$60,601.05 for the Lexington Streetscape Phase One Improvement, East Main Street Streetscape Project
- V.-3 [00390-11](#) Request Council authorization to execute Change Order No. 3 to Contract 086-2010 with Woodall Construction in the amount of \$55,938.35 for the Lexington Streetscape Phase One Improvements, East Main Street Streetscape Project.
- V.-4 [00323-11](#) Request Council Authorization to Execute Change Order No. 2 Final with Charles DeWeese Construction for (\$3,272.25) For the Lexington Streetscape Phase One West Main Street Project.
- V.-5 [00381-11](#) Request Council authorization to execute Change Order No. 2 to Contract with Woodall Construction Company for the Clays Mill Road Improvements Project. On January 13, 2011 (Resolution No. 10-2011), Council approved award of Bid #179-2010 to Woodall Construction Company, Inc., in the amount of \$3,569,321.10 for construction of Clays Mill Road Improvement Project Section 2A. On July 12, 2011 (Resolution No. 309-2011), Council approved Change Order #1 in the amount of \$41,964.42 for a new total of \$3,611,285.52. Division of Engineering has negotiated Change Order No. 2 in the amount of

\$23,405.43 for decreases and increase in materials and related costs. New total is \$3,634,690.95. Construction of this project is fully funded with SLX (Surface Transportation Lexington) federal dollars. Match for this project is provided by Kentucky Transportation Cabinet toll credits. Council authorization to execute Change Order No. 2 with Woodall Construction Company, Inc., is hereby requested.

- V.-6     [00380-11](#)     Request Council authorization to execute Change Order No. 2 (Final) to Contract with Marrillia Design and Construction for the Maxwell Street Sidewalk and Bike Lane Project. On July 1, 2010 (Resolution No. 384-2010), Council authorized acceptance of bid from Marrillia Design and Construction in the amount of \$299,968.51 for the Maxwell Street Sidewalk & Bike Lane Project. On April 14, 2011, Council approved Change Order No. 1 in the amount of \$8,470 as an adjustment for the federal prevailing wage rate, for a new contract total of \$308,438.21. Division of Engineering has negotiated Change Order Number 2 (Final) in the amount of \$52,480.53 for increases/decreases in scope of work, for a new total of \$360,918.74. Funds for Change Order No. 2 are budgeted in the Municipal Aid Program 1136-303202-3251-91715. Council authorization to execute Change Order No. 2 (final) is hereby requested.
- V.-7     [00364-11](#)     Request Council approval for the transfer a portion of LFUCG Right-of-Way (Bourbon Ave.) to the property owners located at 444 Fayette Park and 503 Willy St.
- V.-8     [00303-11](#)     Request Council approval to enter into an "Easement and Right Of Way" agreement with Columbia Gas of Kentucky, Inc. for an exclusive twelve feet x twelve feet (12' x 12') easement and right of way located at 1502 Russell Cave Road in Lexington. The site will be used to construct, maintain, operate and replace such pipelines, regulating, measuring, heating and other equipment that will be used in connection with transporting and distributing natural gas and/or other similar substances that can be transported through pipelines.
- V.-9     [00388-11](#)     Annual Sanitary Sewer Capacity, Management, Operations and Maintenance (CMOM) Implementation Services - RFP#28-2011 - CONSENT DECREE. Request approval of an agreement between the LFUCG and Hazen and Sawyer, Environmental Engineers and Scientists, for the implementation of sanitary sewer Capacity, Management, Operations and Maintenance (CMOM) program deliverables associated with LFUCG's Consent Decree. Deliverables associated with this agreement include operational implementation of the: Sewer Overflow Response Plan (SORP); Pump Station Backup Power Plan; Gravity Line Preventative Maintenance Plan; and Fats, Oils and Grease (FOG) Plan. The specific scope of services associated

with these deliverables will be allocated via a series of written task orders. Lump sum fees will be assigned to each approved task order pursuant to this Agreement.

- V.-10    [00391-11](#)    Statement of Affiliation between the Division of Fire and Emergency Services and the Division of Emergency Management for the Search and Rescue Team. This request would authorize a Statement of Affiliation for the LFUCG Division of Fire and Emergency Services Rescue Team as a Rescue Squad under KRS Chapter 39F. This Statement of Affiliation will establish the LFUCG Division of Fire and Emergency Services Special Operations Technical Rescue Team as the only recognized technical rescue team (rescue squad) in Fayette County. It allows rescue team members coverage under state liability and workers compensation, and would also allow for possible FEMA reimbursement for expended equipment while on a mutual aid assistance call. There is no cost to the LFUCG and therefore.
- V.-11    [00310-11](#)    To request Council approval to enter into a contract with Pilgrim Baptist church for rental of vacant lot adjacent to Coolavin Park for patron parking.
- V.-12    [00373-11](#)    To request Council approval to enter into a Facility Usage Contract between the Fayette County Board of Education and the Lexington Fayette Urban County Government for rental of Winburn Middle School Gymnasium for a cheerleading showcase on Sunday November 6, 2011.
- V.-13    [00316-11](#)    This is a request to execute a Paramedic Training agreement between LFUCG Division of Fire and Emergency Services and Jessamine County Emergency Medical Services (JCEMS).
- V.-14    [00360-11](#)    Request Council authorization to execute Agreement with Ad-Success for Mobility Office Marketing Campaign for Fiscal Year 2012. The Lexington-Fayette Urban County Government annually receives federal funds for operation of its mobility office (Ridesharing program), funded from the Surface Transportation Program-Lexington (SLX) and operated by the Division of Planning. Acceptance of these funds for Fiscal Year 2012 was approved by Council on April 14, 2011 (Ordinance # 36-2011). The approved grant project provides for the design and implementation of a marketing campaign that will increase the public's awareness of air quality issues and encourage the use of transportation alternatives. The ultimate goal of the air quality program is to ensure air quality conformity in accordance with the state of Kentucky's implementation plan. A Request for Proposals (RFP-#46-2010) was issued in October 2010 soliciting proposals from interested firms for the design and implementation of a marketing campaign in Fiscal Years

2011 and 2012. Ad-Success was selected for contract award based upon its experience with transit accounts, its role as a full service advertising agency, its submission of materials, and its understanding of the project. In addition to contract award in Fiscal Year 2011, the RFP provides for a one-year renewal in Fiscal Year 2012, pending agreement by both parties and availability of funding. The Agreement in the amount of \$44,400 with Ad-Success includes design, television and radio time, print materials, commodities, and documentation of Public Service Announcements. Council authorization to execute the agreement for Fiscal year 2012 is hereby requested.

- V.-15    [00362-11](#)    Requesting approval to enter into an agreement with Xavus Solutions, LLC for the purchase and maintenance of a Data Collection program that will enable us to gather accurate data at the Senior Center, improve our efficiency, and create accurate reports of building usage and participants.
- V.-16    [00387-11](#)    {Requesting Council approval DDC Private Sub-Agency Training Agreement between the National Safety Council and the Division of Risk Management}
- V.-17    00439-11
- V.-18    [00393-11](#)    **REQUEST COUNCIL AUTHORIZATION TO EXECUTE AMENDMENT TO AGREEMENT WITH AMEC ENVIRONMENT & INFRASTRUCTURE, INC., (FORMERLY KNOWN AS AMEC EARTH & ENVIRONMENTAL, INC.) FOR ADDITIONAL BROWNFIELD SITE ASSESSMENT SERVICES**
- V.-19    [00386-11](#)    Authorization to accept award from the Kentucky Office of Homeland Security for continuation of the Metropolitan Medical Response System-FY 2012. The Kentucky Office of Homeland Security has offered the Lexington-Fayette Urban County Government federal funds in the amount of \$267,609 for continuation of the Metropolitan Medical Response System (MMRS). This program provides funding and support to jurisdictions to develop plans, conduct training and exercises, and to acquire pharmaceuticals and equipment to achieve the capability necessary to respond to a mass casualty event. One of the MMRS program's priorities is to assist with the integration of first responder, medical treatment, public health and emergency management components of a community. These are federal funds that originate from the Federal Emergency Management Agency in the U.S. Department of Homeland Security. These funds will be used to support the MMRS Project Coordinator (salary and benefits), purchase of minor equipment, professional services, operating, travel, and purchase of capital equipment. Council authorization to accept award from the Kentucky Office of Homeland Security for continuation of the

Metropolitan Medical Response System (MMRS) is hereby requested.

- V.-20    [00394-11](#)    Request Council authorization to accept award of federal funds from the Kentucky Office of Homeland Security for various public safety projects under the 2011 State Homeland Security Grant Program.
- V.-21    [00392-11](#)    Request Council authorization to submit application and accept award, if offered, from the Kentucky Division of Emergency Management for a Search and Rescue Project in the Division of Fire and Emergency Services-2012.
- V.-22    [00379-11](#)    Request Council authorization to submit application and to accept award of funds from the Kentucky Board of Emergency Medical Services for purchase of EMS Equipment-FY 2013. The Division of Fire and Emergency Services has prepared an application requesting funding from the Kentucky Board of Emergency Medical Services in the amount of \$11,000 for the purchase of EMS equipment to include computers for electronic reporting, training mannequins, and other equipment by administrative regulation for ambulance services. Purpose of this program is to improve services. These are state funds pursuant to KRS 311A.155. No matching funds are required. Council authorization to submit application and accept the award is hereby requested.
- V.-23    [00435-11](#)    This is a request to execute a three-year lease agreement with Denham-Blythe for the space for our wellness center. The facility is located at 100 Trade Street. Rental will begin December 1, 2011. Monthly rent in the amount of \$7,887.40.

**VI. Continuing Business/ Presentations**

- VI.-1    [00436-11](#)    10-1-2011 Planning and Public Works Committee - CM Farmer
- VI.-2    [00437-11](#)    Land Use & Watershed Management Impacts on Stormwater Runoff - Charlie Martin - Dir. Water & Air Quality
- VI.-3    [00438-11](#)    800 MHz Radio System Implementations - Comm. Mason and David Lucas, Dir. of E/911

**VII. Council Reports**

- VII.-1    [00423-11](#)    Neighborhood Development Funds November 15, 2011

**VIII. Public Comment - Issues Not on Agenda**

