



Lexington-Fayette Urban County Government

April 12, 2012

Chairperson Edwinna Baker
Bluegrass Area Development District
699 Perimeter Dr.
Lexington, KY 40517

Re: Purchase by Bluegrass Area Development District ("BGADD") of property located at 1393 Trent Boulevard and use of same

Dear Ms. Baker:

As you are aware, representatives of the Lexington-Fayette Urban County Government ("LFUCG") met with you in March to discuss concerns regarding BGADD's intended use for the property and facility located at 1393 Trent Boulevard (the "Facility"). As with any projected use involving a challenged population, there are many questions that have arisen from both LFUCG and community members. Most of these questions involve how the proposed use of the Facility will be accomplished while ensuring the safety and security of the community. In response to inquiries on these issues, Executive Director Stoltz indicated that he was in the process of developing rules and policies relating to the use of the Facility. Additionally, he indicated that he was consulting with both religious organizations and non-profit groups which will be volunteering to assist with this effort. It is our understanding that the development of these important matters is in the initial planning stages and that much still remains to be fleshed out. It is crucial that, as a minimum, we ensure the safety and security of the neighborhood as the parameters of the operation are more thoroughly defined.

Neighborhood Association members continue to voice their concerns regarding the use of this property, and it is incumbent upon the BGADD to ensure that these concerns are addressed. We are enclosing a copy of a petition signed by over 700 neighborhood members, and we respectfully insist that you examine this petition which illustrates the level of concern in the community. Obviously, as the duly elected representatives of LFUCG, we forward this to you as a necessary part of our fiduciary responsibilities to represent our constituents.

Additionally, at the meeting on March 14, 2012, the BGADD committed to form a Steering Committee to develop policies and procedures relating to the use of the property. LFUCG firmly believes that this Steering Committee should include senior LFUCG representatives and stakeholders from the community. This Steering Committee would review the legal, liability, security, funding, programmatic, and other issues that would arise

dependent upon the use of the Facility. Moreover, the Steering Committee should assist in determining how to best address them.

Additionally, at the March 14 meeting, the LFUCG representatives discussed entering into a Memorandum of Understanding (“MOU”) between LFUCG and the BGADD. LFUCG believes it is crucial that this MOU be executed between LFUCG and BGADD related to the Facility use so that LFUCG and the neighbors in the surrounding area may have all of their concerns related to its potential use addressed. The LFUCG would like to work with BGADD’s legal counsel to develop this MOU in a manner that will be mutually beneficial and which would cover all of these areas of concern.

Although this is not necessarily an exclusive list, the LFUCG believes that the following items need to be addressed in this MOU:

1. The specific population of individuals that will be utilizing the Facility and their status;
2. The intake process for potential program participants;
3. Whether any of these individuals will be probationers or parolees and, if so, the classifications of prior offenses of these individuals;
4. The maximum number of individuals that will be using the Facility at any given time;
5. Whether drug or alcohol testing of the population will occur and how that will be accomplished;
6. Whether there is a plan for medical and/or psychological treatment of the population;
7. Whether the BGADD envisions an increased need for law enforcement presence at or near the area, and whether funding is available for any operations outside of the normal course of business;
8. Whether security cameras will be utilized at the Facility and the ability of staff to monitor any cameras that may be utilized;
9. Whether there are legal and/or liability issues that need to be examined - including the need for increased/excess insurance coverage;
10. Whether transportation is available for individuals utilizing the Facility;
11. The nature of the funding that will be used to operate the Facility and whether the funding source comports with the projected use;

- 12. The process for amending the MOU should there be changes in programming;
- 13. The criteria for acceptance into the program;
- 14. The percentage of program participants that will be from Fayette County;
- 15. The number of BGADD paid employees that will be on site;
- 16. Type of assistance that will be provided to participants that are expelled from the program;
- 17. The framework under which all parties on site will operate; and
- 18. The plan to ensure that each non-profit or faith based group has paid staff on site to ensure that the organization can be held accountable for what takes place under their purview.

We look forward to working with you on this matter.

Sincerely,

Mayor Jim Gray

Vice Mayor, Linda Gorton

At-Large, Chuck Ellinger

At-Large, Steve Kay

1st District, Chris Ford

2nd District, Tom Blues

3rd District, Diane Lawless

4th District, Julian Beard

5th District, Bill Farmer

6th District, Kevin Stinnett

7th District, KC Crosbie

8th District, George Myers

9th District, Jay McChord

10th District, Doug Martin

11th District, Peggy Henson

12th District, Ed Lane

Encl. Neighborhood Petition
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