



Lexington-Fayette Urban County Government
DIVISION OF GRANTS AND SPECIAL PROGRAMS

Jim Gray
Mayor

Sally Hamilton
CAO

**TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: IRENE GOODING, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: AUGUST 19, 2013

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT
WITH WINDSTREAM COMMUNICATIONS FOR RELOCATION OF
UTILITIES FOR THE CLAYS MILL ROAD IMPROVEMENTS PROJECT—
SECTION 2C**

On September 18, 2008 (Ordinance # 213-2008), the LFUCG executed Supplemental Agreement No. 2 with the Kentucky Transportation Cabinet for the utilities phase of the Clays Mill Road Improvements Project from New Circle Road to Twain Ridge Drive.

An agreement has been negotiated with Windstream Communications for relocation of utilities constructed and maintained by Windstream Communications in the 1.2 mile section Keithshire Way to Waco Drive. The agreement provides for Windstream Communications to make the necessary removal, alterations or adjustments to its facilities to accommodate the proposed highway construction, at a cost of \$401,088.62. The LFUCG shall be responsible for 4.17% (\$16,743.76) of the total costs of relocating these utilities on private right of way.

Funds are budgeted as follows:

FUND	DID	SECT	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3160	303202	3222	91715	CLY_ML_RD_2005	2005	FED_GRANT

Council authorization to execute agreement with Windstream Communications is hereby requested.



Irene Gooding, Director

Xc: Derek Paulsen, Commissioner of the Department of Planning, Preservation, and Development