

Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Docket

Tuesday, July 11, 2023

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 [0745-23](#) Table of Motions: Council Work Session, June 27, 2023

Attachments: [ws motions 6 27 23.pdf](#)

IV. Budget Amendments**V. Budget Adjustments - For Information Only****VI. New Business****VII. Continuing Business/ Presentations**

- a [0747-23](#) Neighborhood Development Funds: July 11, 2023

- b [0746-23](#) Council Capital Projects: July 11, 2023

Attachments: [Council Capital Project List 7 11 23.pdf](#)

- c [0740-23](#) Summary: Environmental Quality and Public Works Committee, May 23, 2023

Attachments: [eqpw_2023-05-23 Summary](#)

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

Administrative Synopsis - New Business Items

- a** **0661-23** Authorization to execute a Purchase of Service of Agreement in the amount of \$429,870 with Lexington-Fayette Urban County Human Rights Commission for FY 2024. Funds are budgeted. (L0661-23) (Reynolds/Lanter)
- Attachments:* [23-Blue Sheet Memo Human Rights Commission](#)
[Human Rights Commission PSA \(2023\) \(00785544xAFB4D\)](#)
- b** **0693-23** Authorization to execute an Agreement with the Hope Center, Inc., pursuant to RFP No. 24-2023, for operation of Progressive Street Outreach in the amount of \$300,000.00. Funds are budgeted. (L0693-23) (Reynolds/Lanter)
- Attachments:* [23-Blue Sheet OHPI Progressive Street Outreach](#)
[RFP Pkg 24-2023](#)
[Hope Center Response - RFP 24-2023](#)
[Subrecipient Agreement Hope Center OHPI 6.14.23 \(00784444xAFB4D\)](#)
- c** **0694-23** Authorization to execute a Memorandum of Agreement (MOA) related to Council Capital Project Expenditure funds with AVOL Kentucky Incorporated (\$24,700), for the Office of the Urban County Council, at a cost not to exceed the sum stated. Funds are budgeted. (L0694-23) (Wu/Maynard)
- Attachments:* [0694-23 Bluesheet Memo - AVOL MOA for Capital Expenditure](#)
[0694-23 AVOL MOA for Council Capital Expenditure Project Funds](#)
[Capital Projects - AVOL \\$24,700](#)
- d** **0696-23** Authorization to execute a Memorandum of Agreement related to Council Capital Project Expenditure funds with The Nest - Center for Women, Children and Families for equipment, for the Office of the Urban County Council, at a cost not to exceed \$3,114. Funds are budgeted. (L0696-23) (Allen-Bryant)
- Attachments:* [0696-23 Bluesheet Memo - The Nest MOA for Capital Expenditure](#)
[0696-23 The Nest MOA for Council Capital Expenditure Project Funds](#)
[LFUCG NDF Request 2023 The Nest \\$3,114](#)
- e** **0698-23** Authorization to execute Purchase of Services Agreements (PSAs), pursuant to RFP No. 26-2022, with Commerce Lexington and Urban League of Lexington-Fayette County for economic development partnership services for FY 2024. Budget Amendment in process. (L0698-23) (Atkins)

Attachments: [Blue Sheet Economic Development Partners FY 2024 FINAL](#)
[Commerce Lexington Purchase of Service Agreement Signed FY2024](#)
[Urban League of Lexington Purchase of Service Agreement Signed FY2024](#)

- f** **0703-23** Authorization to enter into an agreement with Immediate Response Spill Technologies (IRST) to continue the Hazardous Materials Cost Recovery and Supply Program. The initial term of the agreement is one (1) year and is automatically renewable for an additional one-year term. There is no cost to LFUCG for this service. (L0703-23) (Wells/Armstrong)

Attachments: [IRST Agreement Blue Sheet Memo_Final](#)
[IRST Agreement_Fire](#)
[IRST_Appendix A 2019-Fee Schedule](#)

- g** **0704-23** Authorization to execute an agreement with Hope Center for Detention Center Recovery Program to provide daily recovery services to the inmates of the Fayette County Detention Center for a term of one (1) year beginning July 1, 2023, at an annual cost of \$228,000. Funds are budgeted. (L0704-23) (Colvin/Armstrong)

Attachments: [HOPE CTR memo FY24](#)
[Hope Center Agreement FY24_unsigned](#)

- h** **0705-23** Authorization to execute a Second Amendment to American Rescue Plan Act of 2021 Subrecipient Agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc., to extend the period of performance of Intensive Street Outreach Services through September 30, 2023, at no cost. (L0705-23) (Reynolds/Lanter).

Attachments: [23-Blue Sheet OHPI Intensive Street Outreach](#)
[RFP Pkg 30-2019](#)
[1-Community Action Council Application](#)
[Executed Contract](#)
[Resolution 618-2019](#)
[Executed Agreement](#)
[Resolution 510-2021](#)
[Agreement Amendment No 1 - Executed](#)
[Resolution 665-2022](#)
[Second Amendment to Subrecipient Agreement \(00785125xAFB4D\)](#)

- i** **0707-23** Authorization to ratify the Reapportionment Committee's report laying out the boundaries of the revised districts for Fayette County Commissioners (Fiscal Court), Magistrates (Justices of the Peace) and Constables. This would have the effect of moving one precinct

from District 3 to District 2, with all remaining precincts seeing no change to their districts. No budgetary impact. (L0707-23) (Thompson/Speckert)

Attachments: [Bluesheet.DOCX](#)
[Minutes of Reapportionment Committee.pdf](#)
[Report of Reapportionment Committee.pdf](#)
[Proposed Magisterial Districts - 8x11 - rev1.pdf](#)

- j **0708-23** Authorization to accept award for Fire Training Incentive Grant in an amount up to \$3,843,133 for FY 2024 from the Commission on Fire Protection, Personnel, Standards, and Education for Training Incentives for Firefighters. Budget Amendment in process. (L0708-23) (Wells/Armstrong)

Attachments: [23-Blue Sheet Fire Training](#)
[FY2024 Budget Amendment FIRE_TRAIN_2024](#)
[FY24 KLEFPF Rates](#)

- k **0709-23** Authorization to accept award for Police Training Incentive Grant in an amount up to \$3,948,170 for FY 2024 from the Kentucky Justice and Public Safety Cabinet under the Kentucky Law Enforcement Foundation Program Fund. Budget Amendment in process. (L0709-23) (Weathers/Armstrong)

Attachments: [23-Blue Sheet Police Training](#)
[FY2024 Budget Amendment POL_TRAIN_2024](#)
[FY24 KLEFPF Rates](#)

- l **0710-23** Authorization to execute agreement and accept award of \$175,160 in federal and state funding from the Bluegrass Area Development District for operation of the Lexington Senior Center in FY 2024, the acceptance of which obligates the government to provide match in the amount of \$225,985. Budget Amendment in process. (L0710-23) (Stambaugh/Allen-Bryant)

Attachments: [23-Bluesheet Memo Sr Citizen Center](#)
[FY2024 Budget Amendment - SR_CITIZN_2024](#)
[Attachment A and B](#)
[Attachment C for Fayette Co.](#)
[LFUCG](#)
[Master Contract 24](#)

- m **0711-23** Authorization to execute an amendment to the consultant services agreement with Johnson Early Architects for professional design services of the Valley Park Building Renovation & Expansion project at a cost not to exceed \$148,500. Funds are budgeted.

(L0711-23) (Grober/Ford)

Attachments: [Memorandum Johnson Early Architects](#)
[Change Order #1 Johnson Early Architects 035-2023](#)
[Form of Proposal_CO1_Johnson Early](#)
[Justification for Change_CO1_Johnson Early](#)
[Request for Proposal_CO1_Johnson Early](#)

- n **0712-23** Authorization to execute a Fiber Lease Agreement with the University of Kentucky for twenty-four (24) strands of Licensed Fiber. UK will cover the \$63,588.00 cost for LFUCG to obtain from the Commonwealth of Kentucky, an Indefeasible Right of Use (IRU) to the Licensed Fiber for 28 years and their share of annual maintenances costs required under the IRU. LFUCG will pay for the access point required for UK to access the 24 strands at a cost not to exceed \$15,000 in FY24. Funds are budgeted. (L0712-23) (Rodgers)

Attachments: [University of Kentucky Fiber Lease Agreement](#)
[UK Fiber Lease Agreement Legistar Memorandum](#)

- o **0713-23** Authorization to accept award and execute agreement in the amount of \$480,000 from the Kentucky Transportation Cabinet (KYTC) for Intelligent Transportation System/Congestion Management System (ITS/CMS) Traffic Improvements Project for FY 2024, the acceptance of which obligates the government to provide match in the amount of \$120,000. Budget Amendment in process. (L0713-23) (Neal/Albright)

Attachments: [23-Blue Sheet ITS CMS](#)
[FY2024 Budget Amendment - ITS CMS 2024](#)
[LFUCG- ITS CMS Agreement FY 2024 - Unsigned](#)

- p **0714-23** Authorization to execute a 28-year Indefeasible Right of Use Agreement with the Commonwealth of Kentucky for approximately 27 miles of the 144 ct. bundle of dark Corning Dielectric Fiber within the urban county, at a cost not to exceed \$63,588.00, paid by the University of Kentucky and to authorize the Chief Information Officer to execute future change orders pursuant to Section 4.3 of the IRU. Annual maintenance fees shall not exceed \$20,000.00, less the portion of maintenance paid by UK, and will not be due until access points are installed for LFUCG. Costs for the engineering, installation and testing of access points will be quoted upon request of each access point at a cost not to exceed \$20,000. Funds are budgeted. (L0714-23) (Rodgers)

Attachments: [Commonwealth of KY IRU Agreement Legistar Memorandum](#)
[Commonwealth of KY-LFUCG IRU Dark Fiber Agreement](#)
[Commonwealth of KY-LFUCG IRU Dark Fiber Agreement Exhibit A](#)
[Commonwealth of KY-LFUCG IRU Dark Fiber Agreement Exhibit B](#)
[Commonwealth of KY-LFUCG IRU Dark Fiber Agreement Exhibit C](#)

- q** **0715-23** Authorization to execute Consultant Service Agreement with Clark Dietz, Inc. via RFP 22-2023, to identify a preferred alignment for a continuous shared use path from the University of Kentucky to the Meadowthorpe Neighborhood following the Virginia Ave, Red Mile Rd and South Forbes Rd corridor at a cost not to exceed \$149,000. Funds are budgeted. (L0715-23) (Duncan)
- Attachments:** [23 - Bluesheet Memo Trails Study](#)
[Consultant Services Agreement RFP 22-2023 with Exhibits](#)
[LFUCG UK MOA VirginiaTrailStudy - Fully Executed](#)
- r** **0716-23** Authorization for approval of an order for GPS monthly service fees from Sole Source provider Routeware, at a cost not to exceed \$32,986.32. Approval will allow GPS services to track vehicles while they are in service. Funds are budgeted. (L0716-23) (Allen/Albright)
- Attachments:** [Routeware memo FY24.pdf](#)
[Routeware Sole Source Certification 2024.pdf](#)
- s** **0717-23** Authorization to execute an Engineering Service Agreement with Banks Engineering, Inc. for design engineering services for the Armstrong Mill Shared Use Path project, in the Division of Engineering, at a cost not to exceed \$199,325.00. Funds are budgeted. (L0717-23) (Burton/Albright)
- Attachments:** [23 - Bluesheet Memo ESA Banks Engineering](#)
[2023 06 28 Armstrong Mill SUP Engineering Services Agreement Banks Sigr](#)
[Armstrong Mill SUP Location Map](#)
[Attachment 1 - Armstrong Mill Shared Use Path Scope](#)
[Attachment 2 - Armstrong Mill Rd SUP RFQ Pkg 4-2023](#)
[Attachment 3 - Armstrong Mill Fee Proposal](#)
[Attachment 4 - Banks Certification of Insurance](#)
- t** **0718-23** Authorization to execute Change Order No.5, with Pace Contracting, for the Splash! at Charles Young Park construction project, increasing the contract price by the sum of \$45,188.76 from \$1,508,345.90 to \$1,553,534.66, and extend the completion deadline to July 24, 2023. Funds are budgeted. (L0718-23) (Peacher/Scott)

- Attachments:** [23-Bluesheet Memo CO No. 5](#)
[CO5 Splash council form PACE 2023 for Mayor Signature](#)
[5523 - Splash! - CO#05 Breakdown 6-28-23](#)
- u** **0719-23** Authorization to execute Change Order No. 3 with L-M Asphalt Partners, Ltd. dba ATS Construction, at a cost not to exceed \$641,855.91 for the Clays Mill Road Section 1 project. Approval is contingent upon pending approval of this change order by the Kentucky Transportation Cabinet. Funds are budgeted. (L0719-23) (Burton/Albright)
- Attachments:** [23 - Bluesheet Memo Clays Mill Rd ATS CO No. 3](#)
[CO3 LFUCG Form](#)
[CO3 District Form - partially signed](#)
[CMR Project Map](#)
- v** **0720-23** Authorization to execute first renewal agreement with Mackey Group, LLC. d/b/a Wisser Strategies for Media Placement effective July 1, 2023 through June 30, 2024 for continued services related to the placement of advertisements for media campaigns related to water quality, waste management, and safe streets. Cost not to exceed \$360,000. The contract can be terminated with 30 days written notice from either party. Partially budgeted with a budget amendment also in process. (L0720-23) (Carey/Albright)
- Attachments:** [23-blue sheet Wisser Strategies Renewal Agreement Renewal Signature Form Wisser Strategies - Unsigned](#)
[Wisser Strategies Agreement - Fully Executed](#)
[Resolution 323-2022](#)
- w** **0721-23** Authorization to execute Contract Modification No. 4 in the amount of \$53,800.00 with Strand Associates Inc. for additional design of Town Branch Trail Phase 6 increasing the contract price from \$1,140,374.00 to \$1,194,174.00. Funds are budgeted. (L0721-23) (Burton/Albright)
- Attachments:** [23-Blue Sheet Memo TB Trail Phase 6 CM No. 4](#)
[Contract History Design CM No. 4 Signed](#)
[TBT 6 Contract Modification No. 4 Unsigned by Mayor](#)
- x** **0722-23** Authorization to submit an application to the Kentucky Transportation Cabinet-Office of Local Programs requesting federal funds in the amount of \$1,248,000 from the Transportation Alternatives Program (TAP) for the Armstrong Mill Road Shared Use Path and Harrodsburg Road Shared Use Path. If awarded, a match of \$312,000 (MAP) will be requested in FY 2025. (L0722-23)

(Burton/Albright)

Attachments: [23- Blue Sheet Memo TAP](#)
[Armstrong Mill SUP Location Map](#)
[Harrodsburg Rd-exhibit](#)

- y** **0725-23** Authorization to abolish one (1) classified civil service position of Stores Clerk (Grade 509N) and create one (1) classified position of Public Service Worker Sr. (Grade 510N) in the Division of Streets and Roads, effective upon passage of Council. This has a 12-month future impact of a cost of \$1,010.49. Funds are budgeted. (L0725-23) (Walters/Hamilton)
- Attachments:** [Bluesheet Memo 23-0047](#)
[From To 23.0047](#)
[Fiscal Impact 23.0047](#)
- z** **0726-23** Authorization to execute Change Order 01 with Haire Construction LLC in the amount of \$20,200.00 for the Gainesway Park Drainage Improvement project, Contract # 5-2023 to include an additional 3000' length of turf reinforcement mat. The new contract total is \$68,700.00. Funds are budgeted. (L0726-23) (Conrad/Ford)
- Attachments:** [Gainesway-Haire Constuction Signed Memo](#)
[Haire Construction Proposal](#)
[Gainesway-Haire Construction Change Order 1](#)
- aa** **0727-23** Authorization to approve the first and final renewal of the agreement with Bluegrass Greensource to manage the Green Check Business Sustainability Certification Program via RFP 21-2022 at a cost not to exceed \$65,000. The contract can be terminated with 30 days written notice by either party. Funds are budgeted. (L0727-23) (Carey/Albright)
- Attachments:** [bluesheet memo BGGGS Green Check 1st and final renewal](#)
[Agreement Renewal Signature Form BGGGS Green Check unsigned R-352-2022](#)
[C-334-2022](#)
- bb** **0728-23** Authorization to approve the first of two annual renewals of the agreement with Mackey Group LLC d/b/a Wiser Strategies to develop stormwater collateral development, as amended, via RFP 28-2022 at a cost not to exceed \$60,000. The contract can be terminated with 30 days written notice by either party. Funds are budgeted. (L0728-23) (Carey/Albright)

Attachments: [bluesheet memo Wiser Strategies SW Collateral 1st of 2 renewals Agreement Renewal Signature Form Wiser SW Collateral unsigned R-529-2022](#)
[R-353-2022](#)
[C-250-2022](#)

- cc** **0729-23** Authorization to execute a Support Maintenance agreement and any other necessary documentation with Systems & Software to fix the cost of support and maintenance fees during that period for a FY 2024 cost not to exceed \$410,564.17. This action will fix the price of enQuesta software which is critical for the operations of utility billing at LFUCG. The fixed increase will be 3.25% through 2027. The version 6 upgrade of enQuesta is underway and is anticipated to go live in October. When the upgrade is complete, we anticipate using this software at least through 2027. Funds are budgeted. (0729-23)(Holbrook/Hensley)
- Attachments:** [S&S Maintenance Bluesheet Memo](#)
 [S&S maintenance pricing](#)
- dd** **0730-23** Authorization to execute a Second Amendment to the Lease Agreement with Creech Services, Inc., authorizing the extension for an additional five (5) successive five (5) year terms through January 25, 2056, at no cost to the Urban County Government to allow the composting of brewers mash. (L0730-23) (Albright)
- Attachments:** [Memo Creech Agreement 2nd Amend](#)
 [Creech Agreement January, 2001](#)
 [2nd Amendment Creech Agreement](#)
- ee** **0731-23** Authorization to execute an agreement with Cayan LLC for merchant processing at the City Employee Pharmacy. The City Employee Pharmacy is operated by On-Site Rx. Payments made through credit card processing are deposited directly to LFUCG. The current processor is exiting and a new processor that implements with their software is necessary. Funds are budgeted. (0731-23)(Holbrook/Hensley)
- Attachments:** [Platform Agreement v2.2023 redlinable \(no Cayan sig block\) \(002\)](#)
 [Pharmacy Credit Card Processing Bluesheet Memo](#)
- ff** **0732-23** Authorization to amend the classified civil service and sworn authorized strength by creating and abolishing positions, renaming a division and reorganizing a division as approved in the FY 2024 budget process within the Lexington-Fayette Urban County Government, to become effective July 1, 2023. The fiscal impact

for FY 2024 (26 pay periods) will be budget neutral. All funding for the new positions is included in the FY 2024 approved budget. (L0732-23) (Walters/Hamilton)

Attachments: [Bluesheet Memo 24.0001a REV](#)
[From To 24.0001\(a\) REV 07-06](#)

gg **0733-23**

Authorization to amend the classified and unclassified civil service authorized strength, to include changes in classifications and pay grades from the administrative review process, to become effective retroactive to November 7, 2022. Funds are budgeted. (L0733-23) (Walters/Hamilton)

Attachments: [Bluesheet Memo 23.0039](#)
[From To 23.0039](#)