

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, May 30, 2023

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**Urban County Council
Schedule of Meetings
May 29, 2023 – June 5, 2023**

Monday, May 29

LFUCG Offices Closed – Memorial Day Holiday

Tuesday, May 30

Committee of the Whole (COW): FY24 Budget.....10:00 am
Council Chamber – 2nd Floor Government Center

Council Work Session.....3:00 pm
Council Chamber – 2nd Floor Government Center

Wednesday, May 31

No Meetings

Thursday, June 1

Committee of the Whole (COW): FY24 Budget.....10:00 am
Council Chamber – 2nd Floor Government Center

Special Committee of the Whole (COW).....3:00 pm
Council Chamber – 2nd Floor Government Center

Gun Violence Task Force.....6:00 pm
Conference Room – 5th Floor Government Center

Friday, June 2

Senior Services Commission.....8:30 am
Video Teleconference

Monday, June 5

No Meetings

**Lexington-Fayette Urban County Council
Work Session Agenda
May 30, 2023**

- I. Public Comment - Issues on Agenda**
- II. Requested Rezoning/ Docket Approval – No**
- III. Approval of Summary – Yes, p. 1-3**
 - a** Table of Motions: Council Work Session, May 23, 2023
- IV. Budget Amendments – No**
- V. Budget Adjustments - For Information Only – No**
- VI. New Business – Yes, p. 4-29**
- VII. Continuing Business/ Presentations**
 - a** Council Capital Projects: May 30, 2023, p. 30
 - b** Proclamation: Building Safety Month, p. na
- VIII. Council Reports**
- IX. Mayor's Report – No**
- X. Mayor's Report - Price Contract Bid Recommendations – No**
- XI. Public Comment - Issues Not on Agenda**
- XII. Adjournment**

Administrative Synopsis - New Business Items

- a** **0532-23** Authorization to approve an increasing change order of \$111,281.80 to the Stormwater Quality Projects Incentive Grant with Colt Engineering, Inc., dba Thoroughbred Engineering, Contract #050-2020, bringing the total grant award to \$289,956.80. The increase is due to inflationary costs for materials and construction and in total quantities needed to complete the project. Funds are budgeted. (L0532-23) (Martin/Albright) p. 4-9
- b** **0550-23** Authorization to amend Chapter 5, Article VII, Sections 5-104, 5-105 and 5-107, to reallocate funds from the Relocation Assistance Program, also known as the Zoned Tenant Assistance Program that has been underutilized and place under the Replacement Housing Assistance Program (RHAP). Also, to change the eligibility criteria from 40 percent Area Median Income to 80 percent Area Median to align with RHAP and the current guidelines and to reassign program administration to the Department of Housing Advocacy and Community Development. No budgetary impact. (L0550-23) (Sanders/Lanter) p. 10
- c** **0551-23** Authorization to amend Chapter 5, Article VIII, Sections 5-108, 5-109 and 5-110, to change the eligibility criteria for the Emergency Temporary Relocation Assistance Program, also known as the Short-term Lodging Assistance Program from 40 percent Area Median Income to 80 percent Area Median Income and increase the maximum aggregate benefit from \$800 to \$1000 to align with the eligibility criteria and benefits associated with the Replacement Housing Assistance Program. Also, to reassign program administration to the Department of Housing Advocacy and Community Development. No budgetary impact. (L0551-23) (Sanders/Lanter) p. 11
- d** **0552-23** Authorization to amend Chapter 16, Sections 16-16.3, 16-59.1 and 16-405.1, to adjust the Federal Poverty Guideline requirement to align with LexServ's Promissory Note Agreement and apply the same 50 percent discount for all eligible individuals for the Landfill, Sanitary Sewer and Water Quality User Assistance Fee Programs. Also, to reassign program administration to the Department of Housing Advocacy and Community Development. No budgetary impact. (L0552-23) (Sanders/Lanter) p. 12
- e** **0554-23** Authorization to install three (3) speed tables on Beth Lane between Clays Mill Road and Cornwall Drive at a cost not to exceed \$13,500. Funds are budgeted. (L0554-23) (Neal/Albright) p. 13-14
- f** **0555-23** Authorization of the third renewal of a Consultant Services Contract Agreement with Tetra Tech, Inc., per Resolution No. 220-2020/ RFP No. 8/2020, for Municipal Separate Storm Sewer System (MS4) Program Management Services with anticipated costs of \$734,015. Funds are budgeted. (L0555-23) (Martin/Albright) p. 15
- g** **0556-23** Authorization to install three (3) speed tables on Bob o Link Drive between Harrodsburg Rd. and St. Joseph Dr at a cost not to exceed \$13,500. Funds are budgeted. (L0556-23) (Neal/Albright) p. 16-17
- h** **0557-23** Authorization to install four (4) speed tables on Springridge Drive between Harrodsburg Road and Clays Mill Road at a cost not to exceed \$18,000. Funds are budgeted. (L0557-23) (Neal/Albright) p. 18-19

i	0563-23	Authorization to utilize an Omnia Partners Cooperative contract to lease AED (Automated External Defibrillator) units to replace the outdated LFUCG-owned units in various facilities for the Division of Water Quality, with an annual cost of \$12,852.00. Funds are budgeted. The initial term of agreement is 36 months, with a 12 month automatic renewal, either party may give the other party written notice of its intent to terminate the agreement by providing at least 30 days' notice. (L0563-23) (Martin/Albright) p. 20
j	0567-23	Authorization to execute an agreement with the United States Geological Survey (USGS) for the continued operation and maintenance of existing stream flow and rain gauges for the period July 1, 2023 through June 30, 2024, at a cost of \$118,450.00. Funds are budgeted. (L0567-23) (Martin/Albright) p. 21
k	0568-23	Authorization to execute an agreement for federal funding in the amount of \$300,000 from the Kentucky Transportation Cabinet for the Complete Street Design Standards Project for FY2024. Local grant match in the amount of \$60,000 is budgeted in the FY2023 General Fund. (L0568-23) (Duncan/Atkins) p. 22
l	0570-23	Authorization to execute a Professional Services Agreement with Brandstetter Carroll, Inc. in the amount of \$317,700 to design a new pool and bathhouse at Douglass Park for the Division of Parks and Recreation. Funds are budgeted as an approved LFUCG American Rescue Plan Act project. (L0570-23) (Conrad/Ford) p. 23
m	0571-23	Authorization to execute a Professional Services Agreement with Western Skies LLC, pursuant to RFP No. 20-2023, for a violence prevention needs assessment at a cost of \$100,000. Funds are budgeted. (L0571-23) (Scott/Allen-Bryant) p. 24
n	0572-23	Authorization to execute amendment to an agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. to increase the Emergency Solutions Grant CARES Act budget to \$443,520 for temporary summer cooling shelter and to extend period of performance to August 31, 2023. LFUCG Administration grant budget will be reduced by \$200,000, Mountain Comprehensive Care Center Rapid Rehousing budget will be reduced by \$143,520 and New Beginnings Rapid Rehousing budget will be reduced by \$100,000, and authorizing the Mayor to execute any other agreements or amendments with Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. related to the use of these funds. BA is in process. (L0572-23) (Reynolds/Lanter) p. 25
o	0573-23	Authorization to execute a release of a portion of a drainage easement at 3151 Mapleleaf Drive. The easement is no longer needed because there are no facilities in the easement. No budgetary impact. (L0573-24) (Martin/Albright) p. 26-27
p	0574-23	Authorization to execute amendments to agreements with the Kentucky Cabinet for Health and Family Services, Department for Community Based Services under the American Rescue Plan Act (ARPA) to support child care expenses for the Extended School Program in the Division of Parks & Recreation. No budgetary impact. (L0574-23) (Conrad/Ford) p. 28
q	0576-23	Authorization to execute an amendment to the agreement with the Kentucky Cabinet for Health and Family Services, Department for Community Based Services under the American Rescue Plan Act (ARPA) to support child care expenses at the Family Care Center. No budgetary impact. (L0576-23) (Horton-Holt/Allen-Bryant) p. 29

**URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
May 23, 2023**

Vice Mayor Wu called the meeting to order at 3:00pm. All Council Members were present.

- I. Public Comment – Issues on Agenda
- II. Requested Rezonings/Docket Approval

Motion by Ellinger to approve the May 25, 2023 Council meeting docket. Seconded by Baxter. Motion passed without dissent as amended.

Motion by Baxter to place on the docket for the May 25, 2023 Council meeting a resolution authorizing the Mayor to enter into a multi-year Purchase of Service Agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc., for the administration of One Lexington's Gun Violence Prevention Grant Programming, in an amount not to exceed \$111,000.00 in FY2024, inclusive of administrative fees. Seconded by LeGris. Motion passed without dissent.

Motion by Sevigny to place on the docket for the May 25, 2023 Council Meeting a Resolution authorizing the Mayor, on behalf of the Urban County Council, to execute and submit a Grant Application to the Kentucky Division of Emergency Management, under the Federal Emergency Management Performance Grant (EMPG) 2021 Cycle, seeking up to \$25,000.00 in additional Emergency Management Assistance Funds, and further authorizing the Mayor to accept funds if awarded, with such acceptance obligating the Urban County Government to the expenditure of up to \$25,000 as a local match, and further authorizing the Mayor or her designee to provide additional information requested in connection with this Grant Application. Seconded by Gray. Motion passed without dissent.

Motion by Sevigny to place ordinance #8 (An Ordinance changing the zone from a Highway Service Business (B-3) zone to a Wholesale and Warehouse Business (B-4) zone, for 1.16 net (1.36 gross) acres, for property located at 950 Midnight Pass.) on the May 25, 2023 docket without a public hearing. Seconded by Baxter. Motion passed without dissent.

Motion by LeGris to place on the docket for the May 25, 2023 Council Meeting a Resolution authorizing the Mayor, on behalf of the Urban County Council, to execute and submit a Grant Application to the USDA Forest Service, under the Urban and Community Forestry Inflation Reduction Act Grant program, seeking \$250,000.00 in federal funds to train forestry stewards. Seconded by Sheehan. Motion passed without dissent.

Motion by LeGris to place ordinance #9 (An Ordinance changing the zone from a Neighborhood Business (B-1) zone, a Light Industrial (I-1) zone, and a Mixed Use Community (MU-3) zone to a Downtown Frame Business (B-2A) zone, for 2.93 net (3.61 gross) acres, for property located at 262-276 Midland Ave. and 604 Winchester Rd.) on

the May 25, 2023 docket without a public hearing. Seconded by Ellinger. Motion passed without dissent.

Motion by Reynolds to place on the docket for the May 25, 2023 Council meeting a resolution initiating a zone map amendment for 37.219 acres at 1301 Viley Road to modify conditional zoning restrictions pertaining to New Circle Road and Viley Road frontages. Seconded by Sevigny. Motion passed without dissent.

III. Approval of Summary

Motion by Ellinger to approve the May 9, 2023 work session summary. Seconded by Baxter. Motion passed without dissent.

IV. Budget Amendments

Motion by Sheehan to approve budget amendments. Seconded by Fred Brown. Motion passed without dissent.

Motion by J. Brown to amend the list of budget amendments on pages 3-5 of the Work Session packet to add budget amendments. These BAs will 1. Transfer unexpended funds in the General Fund, Urban Fund, and Landfill Fund to their respective capital project funds for projects still in process. Projects include Community Corrections and Fire vehicles, phone system upgrades, HVAC repairs, Police networking/computing equipment, salt barn and training pad, Jefferson Street Viaduct, and Parks capital equipment. 2. Transfer \$226,403.84 within Parks and Recreation from personnel to various operating expenses for the remainder of the fiscal year. Seconded by Sheehan. Motion passed without dissent.

V. Budget Adjustments – For Information Only

VI. New Business

Motion by Sheehan to approve new business. Seconded by Gray. Motion passed without dissent.

VII. Continuing Business/Presentations

Motion by Sheehan to approve neighborhood development funds. Seconded by Baxter. Motion passed without dissent.

Motion by Sevigny to amend the NDF list to increase the allocation to CASA from \$2,500 to \$3,400. Seconded by Gray. Motion passed without dissent.

Sheehan provided a summary of the April 18, 2023 EQPW meeting.

Motion by Sheehan to approve the draft ordinance for the Capacity Assurance Program (CAP) changing the time period between audits (as approved at the April 18, 2023 Environmental

Quality & Public Works Committee meeting). Seconded by LeGris. Motion passed without dissent.

Motion by Sheehan to approve a resolution directing the Administration to include Fifteen (15) Million Dollars in the budget for the Pavement Management Plan annually beginning in FY2024 (as approved at the April 18, 2023 Environmental Quality & Public Works Committee meeting). Seconded by Worley. Motion passed without dissent.

Motion by Sheehan to approve a resolution authorizing council acceptance of the Pavement Management Plan (as approved at the April 18, 2023 Environmental Quality & Public Works Committee meeting). Seconded by Worley. Motion passed without dissent.

There was nothing additional to report from the meeting.

Jill Barnett presented the Lextran 2024 Proposed Operating Budget.

Motion by Ellinger to place on the May 25, 2023 council meeting docket, a resolution approving the FY2024 budget of Lextran and requesting that the Commissioner of Finance authorize the Fayette County Sheriff's Office to disburse the funds to Lextran collected from the ad valorem tax. Seconded by Worley. Motion passed without dissent.

Jim Frazier presented the Lexington & Fayette County Parking Authority FY2024 Proposed Operating Budget.

Motion by Ellinger to place on the May 25, 2023 council meeting docket, a resolution approving the FY2024 budget of the Lexington & Fayette County Parking Authority. Seconded by Sevigny. Motion passed without dissent.

VIII. Council Reports

IX. Mayor's Report

Motion by Gray to approve the Mayor's Report. Seconded by Sevigny. Motion passed without dissent.

X. Mayor's Report – Price Contract Bid Recommendations

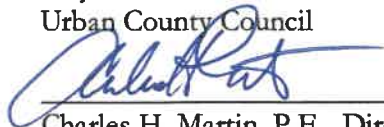
Motion by Sheehan to approve the Mayor's Report - Price Contract Bid Recommendations. Seconded by Gray. Motion passed without dissent.

XI. Public Comment – Issues Not on Agenda

XII. Adjournment

With no additional business, the meeting adjourned at 4:53pm.

MAYOR LINDA GORTON

**LEXINGTON**CHARLES MARTIN
DIRECTOR
WATER QUALITYTO: Mayor Linda Gorton
Urban County CouncilFROM: 
Charles H. Martin, P.E., Director
Division of Water Quality

DATE: April 25, 2023

SUBJECT: Change Order for Stormwater Quality Projects Incentive Grant Contract #050-2020

Request

Requesting approval of an increasing change order of \$111,281.80 to the Stormwater Quality Projects Incentive Grant with the Colt Engineering, Inc., dba Thoroughbred Engineering, Contract #050-2020.

Purpose of Request

In fall of 2021, Thoroughbred Engineering was awarded a Stormwater Quality Incentive Grant to retrofit their parking lot at 239 N Broadway with pervious material. In 2023, Thoroughbred Engineering contacted the division because construction costs had escalated over 62% since the grant was requested, putting the feasibility of the project in question. The increase was due to:

- The inflationary costs for materials and construction, and
- An increase in total quantities needed to complete the project.

The Water Quality Fees Board recently approved a change order program that allows for a limited set aside of annual grant program funding to be used as additional funding for projects that meet change order application criteria. Thoroughbred Engineering wishes to proceed with the project but cannot without additional funding. Thoroughbred Engineering is requesting their existing grant award be amended allowing them to access change order funding while not exceeding the maximum allowable grant award for Class B infrastructure type grants.

	2021 Grant Award	Proposed 2023 Grant Amendment	Change	% Change
WQ Grant share	\$178,675.00	\$289,956.80	\$111,281.80	62.28%
Grant Share	\$44,668.75	\$72,489.20	\$27,820.45	62.28%
TOTAL PROJECT COST	\$223,343.75	\$362,446.00		



MAYOR LINDA GORTON



LEXINGTON

CHARLES MARTIN
DIRECTOR
WATER QUALITY

The division recommends that the Urban County Council grant approval of the request based on the following:

1. The increase in construction cost is validated by the competitive bids received by the applicant.
2. The Grantee has agreed to provide additional cost share to meet the contracted percentage (add. \$27,820.45).
3. The project site is located in the Town Branch watershed, which is a densely populated urban area with high concentration of impervious surfaces.

The request for increase has been reviewed and approved by the Water Quality Fees Board on April 13, 2023.

Project Cost in FY22 and in Future Budget Years

The increasing change order of \$111,281.80 will come from Change Order Pool grant funds budgeted for FY23.

Are Funds Budgeted

Funds from this increasing change order are already budgeted in:

4052 – 303204 – 3373 – 78112 – WQINCENTIVE_23 – WQ_GRANT

Martin/Albright



Stormwater Quality Projects Incentive Grant Program



COLT ENGINEERING, INC. DBA THOROUGHbred ENGINEERING

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER		DATE:	18-Apr-23
		Contract Modification:	
		CONTRACT #:	C-050-2020
PROJECT: Colt Engineering, Inc. dba Thoroughbred Engineering - Stormwater Quality Project Incentive Grant			
TO: Colt Engineering, Inc. dba Thoroughbred Engineering			
Original Contract Amount			\$178,675.00
Cumulative Amount of Previous Contract Modifications			\$0.00
Percent Change of Previous Contract Modifications			0%
Existing Contract Amount			\$178,675.00
Net (increase/decrease) in Contract Amount - (From following pages)			\$111,281.80
Percent Change of This Contract Modification			62%
Original Contract Amount			\$178,675.00
Cumulative Amount of all Contract Modifications			\$111,281.80
Percent Change of all Contract Modifications			62%
New Contract Amount Including this Change Order			\$289,956.80
Recommended by <u>Frank H. McQuinn</u>		(Proj. Engr.)	Date <u>4/24/2023</u>
Accepted by _____		(Consultant)	Date _____
Accepted by <u>[Signature]</u>		(Contractor)	Date <u>4/19/2023</u>
Approved by <u>[Signature]</u>		(Director)	Date <u>4-25-23</u>
Approved by <u>Jancy Albright</u>		(Commissioner)	Date <u>5/11/23</u>
Approved by _____		(Mayor or CAO)	Date _____

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT MODIFICATION					DATE:	18-Apr-23 0532-23	
					Contract Mod #:	1	
					CONTRACT #:	#050-2020	
Project: Colt Engineering, Inc. dba Thoroughbred Engineering - Stormwater Quality Project Incentive Grant							
TO:							
You are hereby requested to comply with the following changes from the contract plans and specifications;							
Item No.	ADD / DEL	Description of changes	Units	Quantity	Unit Price	Decrease in contract price	Increase in contract price
1	ADD	Additional funds to cover inflationary costs for materials and constructions, and an increase in total quantities needed to complete the project	LS	1	\$ 111,281.80	\$ -	\$ 111,281.80
2						\$ -	\$ -
3						\$ -	\$ -
4						\$ -	\$ -
5						\$ -	\$ -
6						\$ -	\$ -
7						\$ -	\$ -
8						\$ -	\$ -
9						\$ -	\$ -
10						\$ -	\$ -
11						\$ -	\$ -
12						\$ -	\$ -
13						\$ -	\$ -
14						\$ -	\$ -
Total decrease						\$ -	
Total increase							\$ 111,281.80
Net (increase) in contract price							\$ 111,281.80

Page 3 of 3	
JUSTIFICATION FOR CHANGE	PROJECT: Colt Engineering, Inc. dba Thoroughbred Engineering - Stormwater Quality Project
	CONTRACT NO. 050-2020
	CHANGE ORDER: 1
<p>1. Necessity for change: Stormwater Quality Projects Incentive Grant - The project construction cost increased and is substantiated by the competitive bids received by the applicant.</p> <p>2. Is proposed change an alternate bid? ___Yes ___X No</p> <p>3. Will proposed change alter the physical size of the project? ___Yes ___X No If "Yes", explain.</p> <p>4. Effect of this change on other prime contractors: N/A</p> <p>5. Has consent of surety been obtained? ___Yes ___X Not Necessary</p> <p>6. Will this change affect expiration or extent of insurance coverage? ___Yes ___X No If "Yes", will the policies be extended? ___Yes ___No</p> <p>7. Effect on operation and maintenance costs: N/A</p> <p>8. Effect on contract completion date: N/A</p> <p style="text-align: center;">_____ Mayor Date</p>	

MAYOR LINDA GORTON



LEXINGTON

CHARLIE LANTER
COMMISSIONER
HOUSING, ADVOCACY
& COMMUNITY DEVELOPMENT

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: CHARLIE LANTER, COMMISSIONER
HOUSING, ADVOCACY & COMMUNITY DEVELOPMENT**

DATE: MAY 19, 2023

**SUBJECT: Amendment to Chapter 5, Article VII, Sections 5-104, 5-105 and 5-107, to
reallocate funds from the Zoned Tenant Assistance program that has been
underutilized and place under the Replacement Housing Assistance Program.**

Request: Council authorization to amend Chapter 5, Article VII, Sections 5-104, 5-105 and 5-107, to reallocate funds from the Relocation Assistance Program, also known as the Zoned Tenant Assistance program that has been underutilized and place under the Replacement Housing Assistance Program.

Purpose of Request: To reallocate funds from the Relocation Assistance Program, also known as the Zoned Tenant Assistance Program that has been underutilized and place the program under the umbrella of the Replacement Housing Assistance Program (RHAP). Also, to change the eligibility criteria from 40% Area Median Income to 80% Area Median to align with RHAP and the current guidelines and to reassign program administration to the Department of Housing Advocacy and Community Development.

What is the cost in this budget year and future budget years? N/A

Are the funds budgeted? N/A

File Number: 0550-23

Director/Commissioner: Sanders/Lanter



MAYOR LINDA GORTON

**LEXINGTON**

CHARLIE LANTER
COMMISSIONER
HOUSING, ADVOCACY
& COMMUNITY DEVELOPMENT

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: CHARLIE LANTER, COMMISSIONER
HOUSING, ADVOCACY & COMMUNITY DEVELOPMENT**

DATE: May 19, 2023

SUBJECT: Amendment to Chapter 5, Article VIII of the Code of Ordinances, Sections 5-108, 5-109 and 5-110, to change the criteria for the Emergency Temporary Relocation Assistance program to align with the Replacement Housing Assistance Program.

Request: Council authorization to amend Chapter 5, Article VIII of the Code of Ordinances, Sections 5-108, 5-109 and 5-110, to change the criteria for the Emergency Temporary Relocation Assistance program, also known as the Short-term Lodging Assistance Program, to align with the Replacement Housing Assistance Program.

Purpose of Request: To change the eligibility criteria for the Emergency Temporary Relocation Assistance Program, also known as the Short-term Lodging Assistance Program from 40% Area Median Income to 80% Area Median Income and increase the maximum aggregate benefit from \$800 to \$1000 to align with the eligibility criteria and benefits associated with the Replacement Housing Assistance Program. Both programs work in conjunction with a Code Enforcement condemnation notice and will allow tenants to be eligible for both programs of assistance. Also, to reassign program administration to the Department of Housing Advocacy and Community Development.

What is the cost in this budget year and future budget years? N/A

Are the funds budgeted? N/A

File Number: 0551-23

Director/Commissioner: Sanders/Lanter



MAYOR LINDA GORTON



LEXINGTON

CHARLIE LANTER
COMMISSIONER
HOUSING, ADVOCACY
& COMMUNITY DEVELOPMENT

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: CHARLIE LANTER, COMMISSIONER
HOUSING, ADVOCACY & COMMUNITY DEVELOPMENT**

DATE: MAY 19, 2023

SUBJECT: Amendments to Chapter 16, Sections 16-16.3, 16-59.1 and 16-405.1, to adjust the Federal Poverty Guideline requirement to align with LexServ's Promissory Note Agreement.

Request: Council authorization to amend Chapter 16, Sections 16-16.3, 16-59.1 and 16-405.1, to adjust the Federal Poverty Guideline requirement to align with LexServ's Promissory Note Agreement.

Purpose of Request: The Landfill, Sanitary Sewer and Water Quality User Assistance Fee Programs currently operate at 125% Federal Poverty Guidelines (gross minus taxes). This changes that requirement to 150% Federal Poverty Guideline (gross only) in order to align with LexServ's Promissory Note Agreement program to allow residents the same eligibility across the board. These programs also offer different discount assistance for residents: 30% discount for: 1.) individuals with SS/SSI/SSDI income, 2.) individuals who are 65 years old with SS/SSI/SSDI income and income less than \$25,000, 3.) individuals who are 65 years old with \$0 income, and 4.) individuals who are 65 years old with income \$25,000 or less. All other eligible individuals qualify for 50% discount. The proposed change is for all eligible individuals to receive a 50% discount. Also, to assign administration to the Department of Housing Advocacy and Community Development.

What is the cost in this budget year and future budget years? N/A

Are the funds budgeted? N/A

File Number: 0552-23

Director/Commissioner: Sanders/Lanter




MAYOR LINDA GORTON



LEXINGTON

JEFFERY NEAL
DIRECTOR
TRAFFIC ENGINEERING

TO: Mayor Linda Gorton
Urban County Council

FROM: 
Jeffery Neal, Director
Division of Traffic Engineering

DATE: May 18, 2023

SUBJECT: Speed Tables – Beth Lane from Clays Mill Road to Cornwall Drive

Request

Authorization to install three (3) speed tables on Beth Lane from Clays Mill Road to Cornwall Drive.

Why are you requesting?

Beth Lane was evaluated through the Neighborhood Traffic Management Program (NTMP) and met or exceeded criteria for consideration of Type II traffic calming treatments. While no petition was conducted the District 9 Councilmember is funding the installation of speed tables without the need for NTMP funds or neighborhood cost-share.

What is the cost in this budget year and future budget years?

The cost for this FY is: \$13,500
The cost for future FY is: \$ 0.00

Are the funds budgeted?

Yes. 1101-303602-3602-91614, Beth Lane Traffic Devices

File Number:

Director/Commissioner: Neal/Albright



Map of Beth Lane showing approximate locations of three speed tables:




MAYOR LINDA GORTON



LEXINGTON

CHARLES H. MARTIN, P.E.
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

FROM: 
Gregory S. Lubeck, P.E., Deputy Director
Division of Water Quality

DATE: May 16, 2023

SUBJECT: Renewal of Consultant Services Contract Agreement with Tetra Tech, Inc. for Municipal
Separate Storm Sewer System (MS4) Program Management Services - Contract #087-2020

Request

The purpose of this memorandum is to request approval of the third annual renewal (effective June 15, 2023 through June 14, 2024) of the Consultant Services Contract Agreement with Tetra Tech, Inc., per Resolution #220-2020 / RFP #8-2020, following the expiration of the second annual renewal term ending June 14, 2023.

Why are you requesting?

The renewal option with Tetra Tech, Inc., is for continued services associated with the compliance measures of Lexington's MS4 Permit. The RFP provided for up to four (4) additional 365-day renewal periods upon mutual agreement by all parties. The specific scopes of work associated with these services will be formalized via a series of written task orders, thus the budgeted funds are a not-to-exceed amount for each year of the contract.

What is the cost in this budget year and future budget years?

Anticipated costs for FY23 are \$734,015. Budget requests for FY22 - FY24 will be based on anticipated costs for each year.

Are the funds budgeted?

Funds are budgeted and available in 4052-303204-3373-71205 2023 MS4_PM CONSENT_DE

File Number: RFP #8-2020 / Resolution #220-2020 / Contract #087-2020

Director / Commissioner: Martin / Albright




MAYOR LINDA GORTON



LEXINGTON

JEFFERY NEAL
DIRECTOR
TRAFFIC ENGINEERING

TO: Mayor Linda Gorton
Urban County Council

FROM: 
Jeffery Neal, Director
Division of Traffic Engineering

DATE: May 18, 2023

SUBJECT: Speed Tables – Bob o Link Drive between Harrodsburg Rd. and St. Joseph Dr

Request

Authorization to install three (3) speed tables on Bob o Link Drive between Harrodsburg Rd. and St. Joseph Dr.

Why are you requesting?

Bob o Link Drive was evaluated through the Neighborhood Traffic Management Program (NMTP) and met or exceeded criteria for consideration of Type II traffic calming treatments. While no petition was conducted in the last two years, the District 10 Councilmember is funding the installation of speed tables without the need for NTMP funds or neighborhood cost-share.

What is the cost in this budget year and future budget years?

The cost for this FY is: \$13,500

The cost for future FY is: \$ 0.00

Are the funds budgeted?

Yes. 1105-303602-3606-91614 District10_2023

File Number:

Director/Commissioner: Neal/Albright



Map of Bob o Link Drive showing approximate locations of three speed tables:




MAYOR LINDA GORTON



LEXINGTON

JEFFERY NEAL
DIRECTOR
TRAFFIC ENGINEERING

TO: Mayor Linda Gorton
Urban County Council

FROM: 
Jeffery Neal, Director
Division of Traffic Engineering

DATE: May 18, 2023

SUBJECT: Speed Tables – Springridge Drive between Harrodsburg Road and Clays Mill Road

Request

Authorization to install four (4) speed tables on Springridge Drive between Harrodsburg Road and Clays Mill Road.

Why are you requesting?

Springridge Drive was evaluated through the Neighborhood Traffic Management Program (NMTP) and met or exceeded criteria for consideration of Type II traffic calming treatments. A ballot confirmed a majority of the owners support installing speed tables.

What is the cost in this budget year and future budget years?

The cost for this FY is: \$18,000

The cost for future FY is: \$ 0.00

Are the funds budgeted?

Yes.

- \$10,000 from NTMP Funds (1136-303602-3602-91614 Traffic Devices)
- \$ 8,000 from CD 10 (1105-303602-3606-91614 District10_2023)

File Number:

Director/Commissioner: Neal/Albright



Map of Springridge Drive showing approximate locations of four speed tables:




MAYOR LINDA GORTON



LEXINGTON

CHARLES H. MARTIN, P.E.
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

FROM: 
Charles H. Martin, P.E., Director
Division of Water Quality

DATE: April 5, 2023

SUBJECT: Request from Water Quality for Council Approval of a Lease with Cintas for AED Units

Request

The Division of Water Quality is requesting approval to utilize an Omnia Partners Cooperative Contract to lease AED (Automated External Defibrillator) units to replace the outdated LFUCG owned units located in the various division facilities. The annual cost to lease these AED units is \$12,852.00.

Purpose of Request

Funds were included in the FY23 budget to replace the current AED units because replacement batteries are no longer available. While evaluating replacement options, it became apparent that leasing would be a preferred alternative because ongoing maintenance costs would be avoided (pad or battery replacement included in the lease and the outside vendor (Cintas) is responsible for unit testing and replacement).

A majority of Water Quality staff receive First Aid/CPR training every two years—which includes the use of AED units.

The Omnia Partners Cooperative Contract is similar to a state master agreement, LFUCG has utilized these types of contracts previously.

Project Cost in FY23 and in Future Budget Years

Funds (\$14,400) for AED replacement were included in the FY23 budget, and the proposed lease is \$12,852 for the next calendar year. To continue the lease going forward, funds will need to be budgeted in the safety accounting string.

Are Funds Budgeted FY23 funds for this lease is budgeted in 4002-303401-3402-75101

Director/Commissioner Martin/Albright



MAYOR LINDA GORTON



LEXINGTON

CHARLES H. MARTIN, P.E.
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

FROM :

Gregory S. Lubeck, P.E., Deputy Director
Division of Water Quality

DATE: May 19, 2023

SUBJECT: USGS Gauge Network Agreement

Request

The purpose of this memorandum is to request approval of an agreement between the Lexington-Fayette Urban County Government (LFUCG) and the United States Geological Survey (USGS) for the continued operation and maintenance of existing stream flow and rain gauges.

Purpose of Request

The existing stream flow and rain gauges were installed in 1997 by the USGS, and this agreement will assure necessary maintenance for the period July 1, 2023 through June 30, 2024.

The USGS will provide complete maintenance and collect all data. Any station that fails to operate or is damaged will be repaired by USGS at no cost to LFUCG. Each station will be checked and calibrated monthly by USGS. All data is retrieved via satellite and is made available to us. The data collected by the gauge network is used by LFUCG and others for MS4, Stormwater, and other activities.

Project Cost in FY24 and in Future Budget Years

Funding for this year's agreement for \$118,450.00 is fully budgeted in 4051-303204-3363-71205.

Are Funds Budgeted

Funds have been requested in the FY 2024 budget.

.Martin / Albright



MAYOR LINDA GORTON



LEXINGTON

THERESA REYNOLDS
DIRECTOR
GRANTS & SPECIAL PROGRAMS

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: THERESA REYNOLDS, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: MAY 19, 2023

SUBJECT: Complete Street Design Standards Project

Request: Council authorization to execute an agreement for federal funding in the amount of \$300,000 from the Kentucky Transportation Cabinet for the Complete Street Design Standards Project for FY2024. Local grant match in the amount of \$60,000 is budgeted in the FY2023 General Fund.

Purpose of Request: The Lexington Area Metropolitan Planning Organization (MPO) has programmed \$300,000 in Surface Transportation Block Grant – Lexington (STBG-SLX) federal highway funds for the Complete Street Design Standards Project as part of the MPO's FY 2021-2024 Transportation Improvement Program.

The MPO and City of Lexington recently adopted Complete Street Policies that direct each agency to utilize best-practice Complete Street design principles and standards when reconstructing streets, building new streets, and maintaining existing streets. The Complete Street Design Standards project will utilize consulting services to review existing LFUCG street design standards and recommend updates to the LFUCG Roadway Manual, Subdivision/Zoning Regulations, and Traffic Management Program Guide to better integrate and align these with current best-practice guidelines and standards.

Cost in this Budget year and future budget years: Cost in FY 2024 is \$300,000 (\$240,000 in federal funds in FY24 and \$60,000 grant match in FY23 General Fund). There are no anticipated planning costs in future budget years.

Are the funds budgeted? Yes, grant match in 1101-133002-0001-78201. FY24 budget amendment will be completed.

File Number: 0568-23

Director/Commissioner: Duncan/Atkins



MAYOR LINDA GORTON



LEXINGTON

THERESA REYNOLDS
DIRECTOR
GRANTS & SPECIAL PROGRAMS

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: THERESA REYNOLDS, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: MAY 19, 2023

**SUBJECT: Authorization to Execute Professional Services Agreement with Brandstetter
Carroll, Inc. RFP 17-2023 Design Services for Douglass Park Pool and
Bathhouse**

Request: Council authorization to execute a Professional Services Agreement with Brandstetter Carroll, Inc. in the amount of \$317,700 to design a new pool and bathhouse at Douglass Park for the Division of Parks and Recreation.

Purpose of Request: The RFP selection committee, based on standard scoring methods, has found Brandstetter Carroll, Inc. received the highest score among the submitted bids. The approved funds will be used to design a new pool and bathhouse at Douglass Park.

What is the cost in this budget year and future budget years? Cost in FY23 is \$317,700. Future budget years will not be required for design.

Are the funds budgeted? Yes, funds for this project are budgeted as follows:

Fund	Dept. ID	Section	Account	Bud Ref	Project	Activity	Amount
3230	707602	7221	91015	2022	AR_AQUATIC_2022	DOUGLASS	\$317,700

File Number: 0570-23

Director/Commissioner: Conrad/Ford



MAYOR LINDA GORTON



LEXINGTON

TO: Mayor Linda Gorton
Urban County Council

FROM: Larry Johnson

CC: Tyler Scott, Chief of Staff

DATE: 5/22/2023

SUBJECT: Western Skies PSA for Violence Prevention Needs Assessment

Request Council authorization to execute a Professional Services Agreement with Western Skies LLC for a violence prevention needs assessment.

Department needs this action completed because: Request for Proposal 20-2023 Addendum 2 was advertised in April 2023 for the purpose of seeking proposals from qualified professionals to create a violence prevention needs assessment in Lexington. The report will be a resource for violence prevention efforts.

The cost for this FY is: \$100,000

The cost for future FY is: N/A

The funds are budgeted or a budget amendment is in process: Yes

Account number: 1101-606101-6001-71299

File Number: 0571-23

Director/Commissioner: Scott/Allen-Bryant



MAYOR LINDA GORTON



LEXINGTON

THERESA REYNOLDS
DIRECTOR
GRANTS & SPECIAL PROGRAMS

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: THERESA REYNOLDS, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: May 19, 2023

SUBJECT: Amendment No. 1 to Agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc.

Request: Council authorization to execute amendment to an agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. to increase the Emergency Solutions Grant CARES Act budget to \$443,520 for temporary summer cooling shelter and to extend period of performance to August 31, 2023. LFUCG Administration grant budget will be reduced by \$200,000, Mountain Comprehensive Care Center Rapid Rehousing budget will be reduced by \$143,520 and New Beginnings Rapid Rehousing budget will be reduced by \$100,000, and authorizing the Mayor to execute any other agreements or amendments with Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. related to the use of these funds.

Purpose of Request: On August 27, 2020 (Resolution 395-2020), Council authorized acceptance of federal Emergency Solutions Grant (ESG) funds from the U.S. Department of Housing and Urban Development under the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) for response to COVID-19. Community Action Council was awarded \$493,955 for Unsheltered Individuals; Mountain Comprehensive Care Center was awarded \$325,334 for a Case Management and Rapid Rehousing Program and New Beginnings was awarded \$349,331 for Case Management and Rapid Rehousing. This adjustment moves unspent funds at risk of expiration to Community Action Council's temporary summer cooling shelter program to utilize grant funds for those expenses.

The proposed amendment would extend the period of performance through August 31, 2023.

What is the cost in this budget year and future budget years? \$443,520 will be reallocated within the existing grant budget. There are no additional cost.

Are the funds budgeted? Grant funds are budgeted, a budget amendment is in process to reallocate funds within the existing grant budget.

File Number: 0572-23

Director/Commissioner: Reynolds/Lanter



MAYOR LINDA GORTON



LEXINGTON

CHARLES MARTIN
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

FROM: Gregory S. Lubeck, P.E., Deputy Director
Division of Water Quality

DATE: May 22, 2023

SUBJECT: RELEASE OF A PORTION OF A DRAINAGE EASEMENT 3151 MAPLELEAF DRIVE

Request

The purpose of this memorandum is to request a resolution authorizing the Mayor on behalf of the Lexington-Fayette Urban County Government to execute a release of a portion of a drainage easement at 3151 Mapleleaf Drive.

Purpose of Request

The easement is no longer needed because there are no facilities in the easement.

Project Cost in FY23

There is no cost with this request.

Project Cost Impact for Future Budget Years

There is no projected future cost.

Are Funds Budgeted

N/A.

Law Review

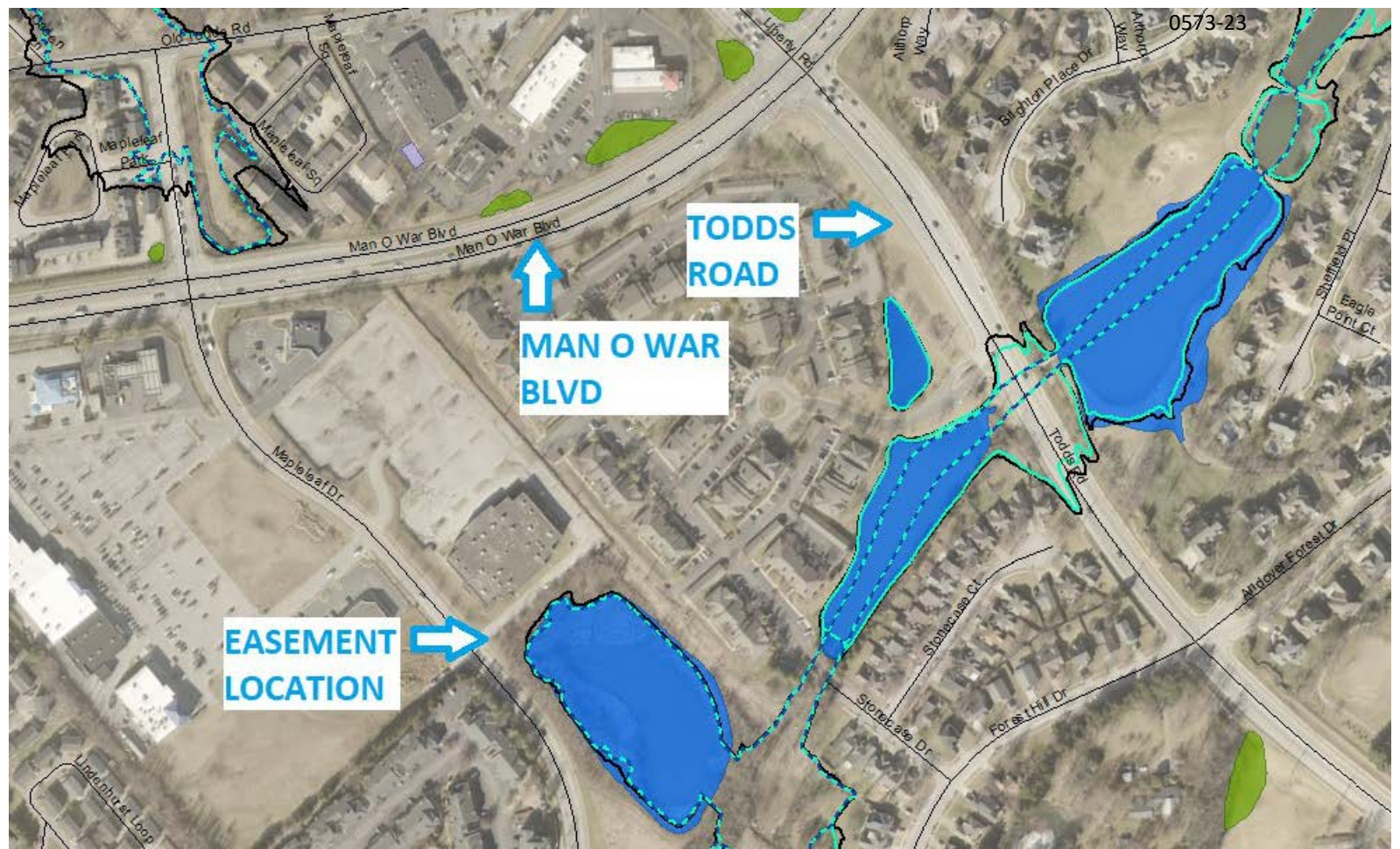
E. Thompson, 5/18/2023.

Martin/Albright

DRB

cc: Debbie R. Barnett
Greg Lubeck, PE





MAYOR LINDA GORTON



LEXINGTON

THERESA REYNOLDS
DIRECTOR
GRANTS & SPECIAL PROGRAMS

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: THERESA REYNOLDS, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: MAY 22, 2023

SUBJECT: Amendment to agreements with the Kentucky Cabinet for Health and Family Services, Department for Community Based Services under the American Rescue Plan Act (ARPA) for the Extended School Program

Request: Council authorization to execute amendment to agreements with the Kentucky Cabinet for Health and Family Services, Department for Community Based Services under the American Rescue Plan Act (ARPA) to support child care expenses for the Extended School Program in the Division of Parks & Recreation.

Purpose of Request: On April 28, 2022 (Resolution 194-2022), Council approved to accept award from the Kentucky Cabinet for Health and Family Services, Department of Community Based Services in the amount of \$216,382.16. On June 9, 2022 (Resolution 295-2022), Council approved accept award from the Kentucky Cabinet for Health and Family Services, Department of Community Based Services in the amount of \$116,221.30. On August 30, 2022 (Resolution 471-2022), Council approved accept additional federal award of \$89,857.30. On December 1, 2022 (Resolution 655-2022) Council approved accept additional award of \$139,687.74. On March 23, 2023 (Resolution 137-2023), Council accepted additional award of \$112,647.91.

What is the cost in this budget year and future budget years? No additional cost in this budget year or in future budget years.

Are the funds budgeted? N/A

File Number: 0574-23

Director/Commissioner: Conrad/Ford



MAYOR LINDA GORTON



LEXINGTON

THERESA REYNOLDS
DIRECTOR
GRANTS & SPECIAL PROGRAMS

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: THERESA REYNOLDS, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: MAY 22, 2023

SUBJECT: Amendment to agreement with the Kentucky Cabinet for Health and Family Services, Department for Community Based Services under the American Rescue Plan Act (ARPA) for the Family Care Center

Request: Council authorization to execute an amendment to the agreement with the Kentucky Cabinet for Health and Family Services, Department for Community Based Services under the American Rescue Plan Act (ARPA) to support child care expenses at the Family Care Center.

Purpose of Request: On January 27, 2022 (Resolution 022-2022), Council approved to accept an award from the Kentucky Cabinet for Health and Family Services, Department of Community Based Services in the amount of \$1,017,480 for child care expenses at the Family Care Center.

The Kentucky Cabinet for Health and Family Services, Department for Community Based Services has modified the grant agreement.

What is the cost in this budget year and future budget years? No additional cost in this budget year or in future budget years.

Are the funds budgeted? N/A

File Number: 0576-23

Director/Commissioner: Horton-Holt/Allen-Bryant



**Council Capital Projects
May 30, 2023
Work Session**

Amount	Recipient	Purpose
\$ 28,000.00	Step by Step Tanya Torp 3320 Bates Creek Road, Suite 200 Lexington, KY 40502	for 15 passenger vans to provide transportation for clients of Step by Step.