

**Louisville Metro Council City Agency Request**  
**Neighborhood Development Fund (NDF)**  
**■ Capital Infrastructure Fund (CIF)**  
**Municipal Aid Program (MAP)**  
**Paving Fund (PAV)**

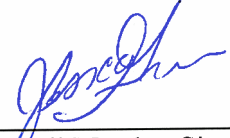
**Primary Sponsor:** Councilwoman Jessica Green Metro District 1

**Amount:** \$ 1,248.00 **Date:** 11/08/2016

**Description of program/project including public purpose, additional funding sources, location of project/program and any external grantee(s):**  
 Funds requested for the removal of a decaying tree in the public right in the 800 Block of Cecil Ave . The tree in question has is in front of 809 Cecil Ave and has been inspected by The Division of Community Forestry - Louisville Forward and they have determined that the tree is declining and need to be removed . The tree is a 33" Pin Oak that extends out and over Cecil Ave over top of the south bond lane of traffic .

**City Agency:** Division of Community Forestry - Louisville Forward  
**Contact Person:** Lee Pulliam  
**Agency Phone:** 502 574 3383

**I have reviewed this request for an expenditure of city tax dollars, and have determined the funds will be used for a public purpose and have the attached documentation from the receiving department concerning the project/expenditure.**

1		\$1,248.00	11/08/2016
District #	Council Member Signature	Amount	Date

**Approved by:** \_\_\_\_\_  
 Appropriations Committee Chairman Date

**Clerk's Office & OMB Use Only:**

Request Amount: \_\_\_\_\_ Amended Amount: \_\_\_\_\_

Reference #: \_\_\_\_\_ To OMB: \_\_\_\_\_

Budget Revision #: \_\_\_\_\_

Account #: \_\_\_\_\_

To Project Manager: \_\_\_\_\_ Completion Date: \_\_\_\_\_

Actual Cost: \_\_\_\_\_ Funds Returned: \_\_\_\_\_

**Department/Project:**  
Division of Community Forestry -Louisville Forward

### **Additional Signatures**

I have reviewed this request for an expenditure of city tax dollars, and have determined the funds will be used for a public purpose.

#### **Council Member Signature and Amount**

District 1	_____	\$ _____
District 2	_____	\$ _____
District 3	_____	\$ _____
District 4	_____	\$ _____
District 5	_____	\$ _____
District 6	_____	\$ _____
District 7	_____	\$ _____
District 8	_____	\$ _____
District 9	_____	\$ _____
District 10	_____	\$ _____
District 11	_____	\$ _____
District 12	_____	\$ _____
District 13	_____	\$ _____
District 14	_____	\$ _____
District 15	_____	\$ _____
District 16	_____	\$ _____
District 17	_____	\$ _____
District 18	_____	\$ _____
District 19	_____	\$ _____
District 20	_____	\$ _____
District 21	_____	\$ _____
District 22	_____	\$ _____
District 23	_____	\$ _____
District 24	_____	\$ _____
District 25	_____	\$ _____
District 26	_____	\$ _____

## NDF, CIF, MAP OR PAV INTERAGENCY CHECKLIST

<b>Interagency Name:</b> Division of Community Forestry - Louisville Forward		
<b>Program/Project Name:</b> Tree removal @ 809 Cecil Ave ,Louisville ,KY 40211		
		<b>Yes/No/NA</b>
<b>Request Form:</b> Is the Request Signed by all Council Member(s) Appropriating Funding?		Yes
<b>Request Form:</b> If matching funds are to be used, are they disclosed with account numbers in the request form description?		NA
<b>Request Form:</b> If matching funds are to be used, does the amount of the request exclude the matching fund amount?		NA
<b>Request Form:</b> If other funds are to be used for this project, are they disclosed with account numbers in the request form description?		NA
<b>Funding Source:</b> If CIF is being requested, does Metro Louisville own/will own the real estate, building or equipment? If not, the funding source is probably NDF.		Yes
<b>Funding Source:</b> If CIF is being requested, does the project have a useful life of more than one year? If not, the funding source is probably NDF.		NA
<b>Ordinance Required:</b> Is the NDF request to a Metro Agency greater than \$5,000? If so, an ordinance is required.		No
<b>Ordinance Required:</b> Is the request a transfer from NDF to cost center? If so, is the amount given for the fiscal year \$25,000 or less?		NA
<b>Supporting Documentation:</b> Does the attachment include a valid estimate and description of cost?		Yes

**Submitted by:** \_\_\_\_\_ Charles Weathers  **Date:** 11/08/2016





DIVISION OF COMMUNITY FORESTRY-LOUISVILLE FORWARD  
LOUISVILLE, KENTUCKY

GREG FISCHER  
MAYOR

DEBORAH BILITSKI  
DIRECTOR

CERTIFIED MAIL  
RETURN RECEIPT REQUIRED

September 26, 2016

**ENFORCEMENT LETTER**

Dorothea Campbell  
809 Cecil Ave  
Louisville KY 40211

RE: Tree Removal

Please let this letter serve as a permit authorizing you to **REMOVE** the **declining 33" Pin Oak** located in the public right-of-way abutting your property at 809 Cecil Ave. This permit is valid for thirty days from the date issued. It is issued as the result of a Louisville Metro arborist inspection and deemed a potentially dangerous situation. *Per Metro Louisville Ordinance 96.03, the responsibility for tree removal and/or trimming within the public right-of-way falls to the abutting property owner; you are required to remove this dangerous tree within the designated time frame of this letter. The abutting property owner has ten (10) days to respond to this letter and within thirty (30) days to remove the tree.*

**Response required by October 10, 2016**

**Removal required by November 7, 2016**

**§ 96.03 REMOVAL OF DEAD TREES:**

Whenever the Louisville Metro shall condemn any dead or decaying tree on the sidewalks or thoroughfares of the Metro Government, and notice is served by the Department on the owner of the lot or property abutting the street or sidewalk where the condemned tree is located, the owner shall within ten days after notice, respond to the citing agency, and within 30 days of notice, at owner's sole cost, remove the condemned tree from the street or sidewalk in such manner as will least impede the public travel, and shall put the surface of the streets or sidewalks in an even and uniform shape after removal, following Metro Government construction standards.

**Trees removed must be cut to the ground and the stump ground out.** It is always best to have a professional arborist perform any work on your street trees. Do not hesitate to call me at 502-574-3383, if you have any questions regarding this permit. If you are not the one completing the work, please provide a copy of the permit for that party.

Additional permits will need to be obtained if the road or sidewalk will be obstructed during the process of removal. Please visit permitting on the first floor of the Metro Development building at 444 South Fifth Street or contact 574-5810 with any questions regarding those permits.

Sincerely yours,

Lee Pulliam  
Community Forestry Arborist  
ISA Certified Arborist KY-0791A  
Division of Community Forestry- Louisville Forward  
(502) 574-3383  
Lee.Pulliam@louisvilleky.gov

**SR#4673372**



## **Weathers, Charles**

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**From:** Edgar, Barry Elizabeth  
**Sent:** Wednesday, October 12, 2016 4:41 PM  
**To:** Weathers, Charles  
**Cc:** Pulliam, Lee W; Thompson, Erin  
**Subject:** getting cost estimate with Bob Ray

Hi Charles,

Lee Pulliam (DCF arborist) is getting a cost estimate from Bob Ray Tree Service for the tree removal at 809 Cecil Ave. He will be in touch with you.

Have a good night,

Barry



**DIVISION OF  
COMMUNITY  
FORESTRY**

Office of Sustainability – Louisville Forward

Barry Elizabeth Edgar  
Community Forestry Assistant  
Division of Community Forestry-Louisville Forward  
527 West Jefferson Street, Suite 606  
Louisville, KY 40202  
Office: (502) 574-3927  
[Barry.Edgar@louisvilleky.gov](mailto:Barry.Edgar@louisvilleky.gov)







# Bob Ray Company, Inc.

"No Job Too Small, No Tree Too Tall"

www.bobrayco.com

Customer Name Louisville Metro Attn: Lee Pulliam Date 10.19.2016  
 Phone \_\_\_\_\_ Cell \_\_\_\_\_ Fax \_\_\_\_\_  
 Job Location 809 Cecil Ave. City Louisville State KY Zip 40211  
 Billing Address (If different) on file Email leepulliam@louisvilleky.gov

-Specifications for Contract (or) Estimates -

Remove 33" Oak tree with stump.

We propose to furnish material, labor and equipment to complete work in accordance with above specifications. The Bob Ray Co., Inc.'s estimated cost of the performance of the tasks presented above is \$ \$1248.00. Should there be any reason to modify the scope of work, the Bob Ray Company, Inc. will seek your approval with a revised estimated cost before commencing any such additional work.

All work is to be completed in a workmanlike manner. All agreements are contingent upon weather, accidents and other delays beyond our control. See reverse side for the terms and conditions of work to be performed. The above price(s) and specification(s) are satisfactory and hereby accepted. You are authorized to do the work as specified.

This agreement and any noted attachments constitutes the entire agreement between the Bob Ray Co., Inc. and the below signed concerning the subject matter hereof. This agreement supersedes all prior agreements, discussions, representations, warranties and covenants between the Parties with respect to the above specified work. There are no warranties, representations, covenants or agreements, expressed or implied, between the parties except those expressly set forth in this agreement. Any amendments or modifications of this agreement shall be in writing and executed by the contracting parties.

Your signature below will constitute a binding contract.

Representative's Signature Adam Palmer 773-1120 Customer's Signature \_\_\_\_\_  
 Date 10.19.2016 Date \_\_\_\_\_



## ANSI A300 Pruning Specifications

**Crown Cleaning** – Selective pruning to remove one or more of the following parts: dead, diseased, and/or broken branches.

**Crown Thinning** – Selective pruning to reduce density of live branches.

**Crown Raising** – Selective pruning to provide vertical clearance.

**Crown Reduction** – Selective pruning to decrease height and/or spread.

**Crown Restoration** – Selective pruning to improve the structure, form and appearance of trees that have been severely headed, vandalized, or damaged.

**Vista Pruning** – Selective pruning to allow a specific view.

## Stump Grinding Standards

**Grind and Leave Lay** – Grind 8-10" below grade, leaving grindings where they land.

**Grind and Backfill All** – Grind 8-10" below grade and put chips back in hole, although there will sometimes be excess chips.

**Grind and Haul Excess** – Grind 8-10" below grade and haul excess chips leaving hole at or near ground level.

**Grind and Soil Backfill** – Haul away all chips and fill hole with topsoil.

**Add Visible Surface Roots** – same specifications as above.

**Total Grind** – Grind a minimum of 18", or enough to allow replacement of the tree.

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## Deep Water Your Plants

From May through October your trees are actively growing and depend on water to carry out their daily processes. We do not have optimum rainfall during these months.

You hear different opinions on how to water your trees and most of them are guesses. The Tree Care Industry Association says that a mature shade tree has the capability of absorbing 80 to 100 gallons of water from the soil every 24 hours that the tree supports green foliage. One of the primary purposes of tree roots is to absorb the needed amount of water – if you take care of the roots, you're taking care of an essential part of the tree.

The soil environment determines root growth. 90% of a tree's absorbing roots will usually be found within the upper 12 to 15 inches where soil conditions are closest to ideal. Both too little and too much soil moisture can be a problem for roots. When absorbing roots use up all the available moisture nearby, they stop taking up water and root tip growth stops. If re-watered immediately after growth stops, new root growth may not take place for a week. If water is withheld longer, root growth can take up to five weeks to resume, and some of the smaller roots may die.

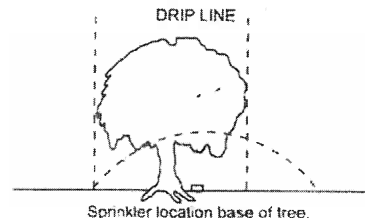
Prolonged soil saturation fills spaces normally occupied by air. In most soils, if less than eight to ten percent oxygen is available, roots are killed and cannot take up moisture, this results in wilted/droopy leaves that are dry to the touch - the same symptoms as drought.

*Soaker hoses* in landscape beds once every three weeks for four to six hours will promote excellent health. *Sprinklers* are necessary for trees. Root systems spread far beyond the branch tips if soil is available and the entire root zone should be watered. An eight hour soaking once every four to five weeks – May through October enables enough roots to absorb this water and have a reserve that will last until the next watering about one month later. In some situations you may need to adjust the length of time: hillsides may take longer, low areas less. Prolonged windy conditions increase the amount of moisture lost from leaves. This may result in a need to increase frequency *i.e.* from every five weeks to every four.

Lack of watering or watering for short periods of time can cause new roots to come to the surface where they are more vulnerable to drying.

For recently transplanted trees, only the root ball needs to be watered. One to two gallons of water per inch of trunk caliper (measured six inches above the soil) is the proper amount. A five-gallon bucket with holes punched in the bottom will allow you to measure the amount as well as slowly apply the water. Landscape sized trees (less than 4 inches) planted in the Spring should be watered twice weekly for two to five months, then weekly until established. It takes 12 months per inch of trunk caliper to establish the tree. Increase volume cannot make up for lack of frequency, and watering soon after transplanting is a priority – playing catch-up doesn't work.

CUSTOMER COPY





# Bob Ray Co., Inc.

## Terms and Conditions of work to be performed

The following terms and conditions are part of the confirmation of work to be performed by Bob Ray Co., Inc. for the authorizing party (Client), and with the information on the preceding page(s), constitute the entire agreement.

- Bob Ray Co., Inc. is insured for liability resulting from injury to persons or property, and all of its employees are covered under workers compensation insurance.
- Bob Ray Co., Inc. assumes no liabilities or responsibilities for any cracking, breaking, puncturing, depressing, or any other damage to any driveway, patio or any other paved, bricked, stoned, concrete or asphalted surface resulting from trucks and equipment being used to access the job.
- Bob Ray Co., Inc. is not responsible for damage to irrigation lines, drain lines, invisible fences, cables or any other underground utilities, unless the systems are accurately marked and mapped by the client and a copy is presented to Bob Ray Co., Inc. before the work is performed.
- Bob Ray Co., Inc. will not be held responsible for any unforeseen or abnormal reaction to any trees, shrubs or lawns resulting from the proper application of chemicals and formulations according to their appropriate labels.
- Clean-up shall include removing wood, brush, clippings and raking of the entire area affected by the specified work, unless noted otherwise in this proposal.
- Stump removal is not included in the tree removal price unless specified in this agreement. Surface and subsurface roots beyond the stump are not removed unless specified.
- Cables and braces reduce, but do not remove the risk of branch and trunk failure. All supplemental support systems have a finite life and should be inspected annually or after any significant weather event. It is the client's responsibility to contact Bob Ray Co., Inc. to schedule this service for an additional fee.
- Trees inherently pose a certain degree of hazard and risk from breakage, failure or other causes and conditions. Recommendations made are intended to minimize or reduce such hazards. There can be no guarantee that efforts to discover or correct unsafe conditions will prevent future breakage or failure, nor can there be any guarantee that all hazardous conditions have been detected. The client shall not infer that a tree is safe either because work has been done to reduce risk, or because no work has been recommended on a specific tree.
- Any additional work required to complete the work specified, caused by the client's failure to make known or caused by previously unknown foreign material in the trunk, branches, underground, or any other condition not apparent in estimating the work, shall be paid for by the client on a time and material basis.
- Client affirms all trees and vegetation upon which work is to be performed are owned by the client, or that authorization for the work has been obtained from the rightful property owner. Furthermore, Client shall be responsible for compensating Bob Ray Co., Inc. for any and all damages collected against Bob Ray Co., Inc. by any third party demonstrating actual ownership of the trees and vegetation upon which the work was performed.
- Client is responsible for obtaining and paying for all required local permits necessary to perform work described in this agreement.
- Estimates older than 45 days are subject to change.
- Payment is to be received upon completion of the work and receipt of invoice. In the event that the scope of the work changes, Bob Ray Co., Inc. will be paid for all items on this proposal that have been completed.
- Both the Client and Bob Ray Co., Inc. agree to attempt to work out any disputes regarding this agreement through direct negotiation and/or mediation prior to seeking any other legal remedy.
- Payment not received within thirty days of date billed will result in an additional charge of 1.5% per month. In addition, the customer is responsible for the cost and expense of collection, including reasonable attorney fees incurred in the collection process. There will be a fee of \$30 for all returned checks.



10/ 4 /2016

I received a call from a lady who stated that she had received a letter stating that she needs to remove a tree in the easement in front of her house and she was told by Community forestry to contact our office about the removal of the tree. I called Community forestry and they did in fact instruct her to contact us about removal of the street since its in the right of way .

Ms. Campbell 809 Cecil Ave , 40211 502 681 5650













## **Weathers, Charles**

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**From:** Edgar, Barry Elizabeth  
**Sent:** Tuesday, October 4, 2016 1:30 PM  
**To:** Weathers, Charles  
**Cc:** Thompson, Erin; Pulliam, Lee W  
**Subject:** 809 Cecil Ave-Dorthea Campbell  
**Attachments:** EL\_808\_Cecil\_4673372.docx

Hello Charles,

Attached is the enforcement letter we sent to Ms. Campbell. The tree is located in the public right-of-way abutting Ms. Campbell's property at 809 Cecil Ave. She has 30 days to remove the tree. The Division of Community Forestry does not usually provide funding for tree removals.

Best,  
Barry



**DIVISION OF  
COMMUNITY  
FORESTRY**

Office of Sustainability – Louisville Forward

Barry Elizabeth Edgar  
Community Forestry Assistant  
Division of Community Forestry-Louisville Forward  
527 West Jefferson Street, Suite 606  
Louisville, KY 40202  
Office: (502) 574-3927  
[Barry.Edgar@louisvilleky.gov](mailto:Barry.Edgar@louisvilleky.gov)



## Weathers, Charles

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**From:** Thompson, Erin  
**Sent:** Tuesday, November 8, 2016 9:44 AM  
**To:** Weathers, Charles  
**Subject:** RE: 809 Cecil Avenue Tree Removal Cost Estimate

Not a problem. Please let me know if additional questions come up. Have a good day!

Erin T



Erin M. Thompson  
Urban Forester/Community Forestry Supervisor  
ISA Certified Arborist KY-0813A  
Division of Community Forestry-Louisville Forward  
527 West Jefferson St, Suite 606  
Louisville, KY 40202  
Office: (502) 574-4030  
[Erin.Thompson@louisvilleky.gov](mailto:Erin.Thompson@louisvilleky.gov)

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**From:** Weathers, Charles  
**Sent:** Monday, November 07, 2016 5:55 PM  
**To:** Thompson, Erin  
**Subject:** Re: 809 Cecil Avenue Tree Removal Cost Estimate

Thank you , I just needed to know how to appropriate the funds .

Sent from my iPhone

On Nov 7, 2016, at 1:17 PM, Thompson, Erin <[Erin.Thompson@louisvilleky.gov](mailto:Erin.Thompson@louisvilleky.gov)> wrote:

Hello Charles-

Our assistant, Barry, told me that you called with some questions on this cost estimate. From my understanding, you were asking if CD 1 covers the cost of this tree work, do the funds need to be appropriated to the Division of Community Forestry (DCF)? Yes, please send the fund to the DCF. Once we have received them, we will schedule the contractor to perform the work.

What other questions may I answer for you? Talk soon!

Erin T



DIVISION OF  
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Louisville, KY 40202  
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[Erin.Thompson@louisvilleky.gov](mailto:Erin.Thompson@louisvilleky.gov)

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**From:** Pulliam, Lee W  
**Sent:** Monday, October 24, 2016 9:41 AM  
**To:** Weathers, Charles  
**Cc:** Thompson, Erin  
**Subject:** 809 Cecil Avenue Tree Removal Cost Estimate

Hello Charles,  
I have **attached** the cost estimate from Bob Ray Company for the tree removal at 809 Cecil Avenue. Please let us know if Councilwoman Green decides to appropriate the funds for this removal. Please let us know if you all have any further questions.

Thanks,  
Lee



DIVISION OF  
**COMMUNITY  
FORESTRY**  
Office of Sustainability – Louisville Forward

Lee Pulliam  
Community Forestry Arborist  
ISA Certified Arborist KY-0791A  
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