

Unedited Captioning Transcript of Metro Council Meeting - December 1, 2022

>>> the regular metro council
meeting of DECEMBER 1, 2022

will please come to order.

Please rise for the pledge of
allegiance to the flag

>> All: I pledge allegiance to
the flag of the united states
of america, and to the republic
for which it stands, one
nation, under GOD, indivisible
with liberty and justice for
all.

>> MADAM Clerk, will you please
call the roll.

>> councilmember bowens.

>> here.

>> councilmember shanklin.

>> present.

>> councilmember dorsey.

>> present.

>> councilmember arthur.

>> present.

>> councilmember purvis.

>> present.

>> PRESIDENT James.

>> here.

Councilmember Mccraney.

>> here.

>> councilmember armstrong.

>> here.

>> councilmember hollander.

>> here.

>> councilmember mulvihill.

>> here.

>> councilmember kramer.

Councilmember blackwell.

>> here.

>> councilmember fox.

>> here.

>> councilmember fowler.

>> here.

>> councilmember triplett.

>> here.

>> councilmember reed.

>> here.
>> councilmember winkler.
Here.
>> councilmember parker.
Councilmember piagentini.
>> here councilmember benson.
>> here.
>> councilmember george.
>> here.
>> councilmember engel.
>> here.
>> councilmember peden.
>> here.
>> councilmember flood.
>> here.
>> councilmember holton-
stewart.
>> her.
>> councilmember ackerson.
>>> here.
>> MR. PRESIDENT, 26 and we
have a quorum.
>> thank you, and
councilmembers, I would likes
to remember that we keep those
in our prayers, and we lost a
brilliant businessman and
served one term as kentucky
governor and he leaves behind
his grandchildren and a
tremendous legacy and I would
like to talk about someone
closer to home, a member ofthe
metro family, kip, a member of
our facilities team and he
passed during a procedure at 59
years old and leaves behind his
lovingly wife nanette and six
children and grandchildren.
Kip was set to retire JANUARY
21 and planned to focus on his
family.
1 of his very best friends here
at work that many of you know
as chris dulan, chris asked
that we read this.

For those who knew kip, this
will be common knowledge, and
for those who didn't, you will
be thinking of the ones who
did.

He was a man of faith, a caring
son, a brother, a loving
husband, father, grandfather
and dedicated co-worker and an
unwavering friend.

I had the honor of working
beside him for 18 years.

He used the word work and it
was hard in a way because it
never felt like it spending
time working with your brother.

You hear people say certain
individuals never meet a
stranger.

With kip, that would be
considered an understatement.

He lived his life for others.

If he had personal troubles,
you wouldn't know it because
that huge smile never left his
face.

We will all MISS That very
light voice and that contagious
grin.

My heart is broken.

Life changed.

I can honestly say I'm a better
person having known kip.

I will not let an opportunity
pass to tell people about my
amazing friend.

I will take heed in knowing
this is not forever.

It's just for now.

I would like to take a moment
of silence, please.

C1

thank you.

A few words prior to the
meeting starting that -- the
arrangements will be for

wednesday on conklin parkway.
Don't have a time yet but as
more information is available,
I'll let you know.
COUNCILWOMAN George, I think
you have a very special guest.
>> thank you, PRESIDENT.
I am honored to present hazel
goetz tonight.
She will be our page.
S hazel is 14 years old and is
in the ninth grade and her
passion is musical theater, and
she loves to sing.
That's how we became acquainted
at the talent show.
She is in this year's stage one
production of the best
christmas pageant ever,
DECEMBER 10 and 17.
Tickets are still available.
Hazel also performed at the
classic melody performance
group, top note.
Recently, they were the main
stage headline act.
The top note performs
throughout louisville and
volunteer community service.
When hazel is not on stage, she
likes to hang out with friends
and play her ukulele, and she
loves cats and is allergic,
and has a calico named maple.
Hazel is interested in being a
part-time coroner.
I need to learn more about
this.
She wants to be part-time to
still perform in the musical
theater production.
We are honored to have you
tonight, hazel.
Thank you for your service.
>> thank you, COUNCILWOMAN.
>> let's the COUNCILWOMAN Take

your picture so we can get your proclamation.

C1

and can the councilmembers join them?

There you go.

C1

>> thank you, and councilmembers if you could present your proclamations to your interns.

C1

u of l 1,2, interns, we want to thank you for your work here and we enjoyed it, and I think you all enjoyed it, too.

It's been a great time.

thank you.

MADAM Clerk, there are any addresses to council?

>> yes, sir, there are.

>> let me remind those addressing council to please refrain from using any profanity or making derogatory statements to councilmembers.

MADAM Clerk, please bring them forward.

>> michelle james.

>> hi.

Good evening.

My name is michelle james, and I am co-owner of a small company that believes in second-chance hiring.

I am here to support second chance ordinance.

When I say I believe in second chance our employee on the payroll covered by workmans' comp.

Offered a retirement package.

I have talked to many of you to tell you how important it is that the city embraces second chance hiring and do make it

more attractive for prime contractors to employ women and minority-owned businesses.

The fear is that big companies find out that they will have to run it across their legal department and that usually means that we never hear anything back.

This ordinance will not only allow women and minority owned businesses to have second chance employees and have opportunities to be a prime contractor on city bids.

On see bids, prime contractors have the least amount of women and minorities.

This ordinance will help to employ more local women and minority-owned businesses to have second chances.

This is not only a win for women and minority-owned businesses.

This is a win for our citizens and our city.

This ordinance will also encourage businesses to hire second-chance employees and give opportunity where there has always been too little.

Not only do I employ second chance employees but consult businesses to rebuild their workforce and hire and retain people who need a fresh start.

I believe more will jump on and follow the leadership this council and hire second chance.

At the end of the day, I believe we have all had second chances in life.

Is it too much to ask to give someone an opportunity to provide for their family?

I don't think so.

Thank you for your time.

>> thank you.

DR. Livy mim.

>> my name is livy mim.

I am speaking on my own behalf
as a pediatrician in louisville
for 10 years and support of
ordinance 013422.

I am here today with four other
pediatricians who took time out
of their schedule during the
busiest respiratory season we
have ever seen because we know
how important pro-active lead
inspections and abatement is
for the children in our
community.

We have all seen far too many
children with elevated lead
levels in our practice.

Even low levels can be
detrimental caution I re harm
and long-lasting problems.

I changed the name of my
patient for privacy but her
story helps to show how
important it is.

Josie came in for her well
child visit.

Her mother said that josey was
crawling all around the room
and putting everything in her
mouth.

Her lead level came back more
than seven times.

The room where josey was doing
most of her playing and putting
everything in her mouth was a
room tainted with lead paint.

Her parents rented an older
home and had no idea that the
peeling from the walls could
cause harm.

Josey is now six years old.

She has speech delay, motor

delay, attention deficit
hyperactivity disorder and
intellectual disabilities.

She has therapy every week and
extra accommodation in years.

Following her elevated lead
levels she saw specialists and
had a pluttee million dollar
workup and concluded that this
was due to elevated lead level
at a young age.

Josey's story shows that we can
do more to remindediate the
lead levels.

Josey's story doesn't have to
be repeated.

Everyone in this room wants
what is best for our children.

We want to give our children
the brightest start and best
possible future.

Councilmembers, one way to
ensure that the children of
louisville are protected is by
passing legislation 013422.

On behalf of josie and the
thousands of people we take
care of in this community, vote
yes.

>> thank you.

Cindy bablo.

>> hello.

I am cindy, and I am a
resident at the site of the
urban government center
disaster.

That's the best way to put it.
For years, we have been going
through the process of trying
to find a developer to take
over this land to build
something that is good for our
neighborhood and for the people
of louisville.

During this time, we have had
numerous problems beginning

with metro government's lack of upkeep and security of the property.

We've had numerous people break into the building taking copper and other items out.

We've had drug problems in that area, numerous homeless individuals that have decided to take up homes there and in the process have brought all of their garbage and trash with them, destroying the property and nothing has been done by metro government, or the individuals that are responsible for this property.

Every time something happens over there, the grass is two feet tall, the snow has not been removed from the sidewalk or the garbage accumulates, I send pictures to let them know that it needs to be done.

Without that, they tend to forget that the property exists.

We have had a long going process.

Three developers now have tried to come up with a plan to take over the land and build something that is useful.

two developers have backed out or the contracts were taken away.

We now have another developer who has a good plan.

It's not perfect, but it's good.

With the development of the community benefits committee, we are fighting a losing battle, the residents and neighbors here are.

The committee has made

statements that they want to see what the administration feels about this, that they plan to stall the committee and not negotiate any further. They have orchestrated I would say a P.R.

Campaign to make sure nothing happens.

Today, there were at least two articles in the journal talking about this, and one of the articles said that the panel is unreasonable and self serving. That is our problem.

The people on this panel are not looking out for the people that live here.

They are not interested in what is good for them or for us.

Instead, they want a job, and they want someone to take care of their landscaping, and an unreasonable demand, \$250,000, and we'll make sure that they don't give up.

I want to stress that the people living here are tired, and we want this to go forward and I ask that you do everything in your power to make that happen.

Thank you.

>> thank you.

Judy?

>> hi.

I am judy, and I have been working with children and families with incarcerated loved ones in the louisville department of corrections since 2008.

I have directed a special project where we provided art activities in the lobby at the request of a grandmother where

they were waiting two or three hours for visitations.

And from 2008 to 2020, our art leaders had over 6,000

engagements with children and adults in the visitor's lobby.

So if that is concrete proof f we need concrete proof, that family interactions are very important to people inside.

Since the video calls in the jail were suspended in 2020, the louisville family advocates that came here to talk about today called for free phone calls and humane healthcare inside the jail.

If I look familiar, it's because I've been here before. I do applaud the 2021 decision to remove the phone calls as a budget item in the louisville metro department of corrections.

Thank you for doing that.

That did not make some calls free.

The cost of the calls ranged in \$9.99.

A young man I spoke to a few weeks ago, he has children that -- he MAY be there one year waiting for a trial, and he has children he has not seen in person for one year.

So how many \$5 phone calls has that family had to pay?

According to director's report the current pouch population is 1032 people over the design capacity of 79 -- 79 people. more than 60% of the people inside the jail are democratic black, more than twice the percentage of black people in louisville, which is 20%.

This is a clear racial inequity that impacts the family and children.

I believe that the louisville metro government has the responsibility to treat all residents fairly.

The predatory contract with international for-profits like well path healthcare disproportionately impacts black residents and their family.

Yesterday I went to sign a new contract with smart communications.

The contract has not yet been made public but we have concerns about some of the company's practices.

Since this new contract and the current contract adversely and unfairly affect black residents, we ask that in 2023, metro council publically review the contracts for quality and racial equity concerns.

>> thank you.

Nina musgrave.

>> hello.

My name is nina musgrave.

I am a district 8 constituent project manager and real estate investor.

I am here about ordinance 182-22, the rental property ordinance.

I think in general we are all on the same page.

General popularity owners want to provide safe housing, and we want good tenants who don't destroy property.

This is my experience with the tenant-occupied rental property that acquired violations and

the unit was in disrepair with three exterior violations. Somehow, an inspector got in. I don't know how the inspector got inside.

I don't know if the tenant was there but certainly, no appointment was scheduled. Two and violations were the tenant's responsibility and the other violation I didn't was a violation.

The violation was received 3.5 weeks after the initial visit so we didn't have a lot of time to meet with the inspector and waive the violations.

90% of the violations were not caused by the owner.

The unit was destroyed in seven months and needed \$5,000 in repair including carpet that was new at move in, and stuffed toys down the hvac.

And spaces that were misused and tall grass and missing light bulbs in the bathroom that was deemed non-conforming.

I asked the inspector how do I appeal and he did not have a clear answer and I asked the real estate attorneys and no one had an answer for me and I decided to wing it and appeal and thankfully, some of it was granted and some of it was not.

The point of the story is the current inspection process is not consistent in terms of how the inspection starts, how the owner was notified, what passes inspection and does not.

It varies by inspector it.

Varies by house.

It varies by street and sometimes by block.

I know the focus is to translate into higher-quality housing in our community. council could consider the way it was written.

If we are trying to achieve truer higher quality housing, why isn't all the housing in the metro subject to exterior and possibly interior inspections?

Why are we targeting rental properties of the owners who are in the rental registry doing the right thing?

Council could also consider the unintended consequences of the way that it's written.

In my professional opinion, these include increased evictions under a closer scrutiny and increased disclosures making the process more confusing.

Thank you.

>> jeff.

>> a new guiding light to pull us.

I am here to speak to the council about helping to lead in that effort.

I am proposing three things.

First, all new resolutions will be posted on a public platform after being assigned to committee.

No action will be taken for the 30 days on those resolutions or ordinances by the committee.

The public platform is a debatable thing nowadays.

There is metro tv if you have capable.

There is facebook if you have a device and become a member.

There is a newspaper if you pay

a subscription fee, and the number of people trying to gain access has increased since breonna taylor.

There is a time for questions and dialogue and understanding before taking on the resolutions and ordinances.

The primary sponsor, number two k answer questions from fellow councilmembers and the public.

Of

-- the council did a pretty good job of that.

I heard here what ased by a fellow sponsor, I don't know.

In the public eye, there is no transparency when a resolution passs with unanswered questions.

Number three, responding to all inquiries about the resolutions of ordinances from citizens from all districts and common manner.

Again, most places are good but don't tell me to call my councilmember and come back to you to find the question.

Look.

We know you are all part-time.

We are all part-time.

The time frame from committee assignment to council vote is too short for the public to digest, circulate and let their councilmember feel.

The citizen need to dialogue with the committee to understand the ordinance, then that time needs to be allowed.

That is part of transparency.

That time also allows for the resolution ordinance to be stronger and more understood by more in the community.

Transparency also takes courage, courage to say that it's not good enough, administration, courage that says we need more time to allow more people to be involved in the governments of themselves and this city.

Time has changed.

There are multiple and varied public platforms.

there are more people watching and involved in the processes of running metro government.

And metro council must take the lead in facilitating this growth in change.

Thank you.

>> thank you.

MR. Laird?

I am not sure how to say the name.

DR. Gupta?

C1

>> I am a gynecologist.

I wanted to thank the council for giving me the opportunity to talk about my experiences.

As we know, kentucky has a birth rate that is among the highest.

46% of deaths involve substance abuse and 78% of those were preventative.

There are research societies within the metro.

And as we know, the mortality is 2.5 times higher for women who present as black or women of color.

We see this strongly.

Despite all of these differences and the fact that we are in the zip code with the highest birth rate, there are no maternal services in the

community, and there are no maternal services west of I-65. There are approximately 11,000 births that happen within a 30-minute drive.

And a birthing center in that area would provide more 3000 newborn deliveries and 16,000 encounters.

I want to talk about my own experiences in the last six months.

I can tell you that it's worse than anything I saw downtown.

Women don't have access.

i see my own patients with advanced stages of cancer.

I diagnosed someone with cancer this morning who didn't have access to care.

And that's just the life that we are working on when we talk about women.

Think about pregnant women.

We're talking about two lives, moms and babies.

Data has shown?

We provide early effective care, we can make a difference.

We can save these lives, and the women in Louisville deserve that and deserve access to safe and effective care.

And that's why I ask that you support this endeavor.

Thank you.

>> thank you.

C1

melissa adkins.

>> hello.

Thank you for having me.

I am the CEO of the hospital and I am here to support the birthing center as well.

I had a bunch of statistics written up to talk to you all

about, but like we are the only hospital west of 65 that you know and that we will bring jobs with the construction, clinical and non-clinical construction, that type of thing.

But the funny thing is I went to the MARCH of dimes breakfast this morning and I will scrap my statistics and talk about what I saw there.

I think it's more important.

I think it's more relatable, and it's what's happening, and they're local.

As I was sitting there I was listening to a story from a couple, and they had their baby there.

The woman had a healthy pregnancy and she was 26 weeks pregnant and started having severe pain.

As she started having severe pain her husband immediately took her to the hospital.

What is interesting is she had a placental abruption.

As a nurse I know that is dangerous for the mother and the baby.

So it's life-threatening.

One thing they heard the father say that caught me is that he said it's a good thing we were 1.5 minutes from the hospital or our baby MAY not have survived.

And that's absolutely true.

There is another story in MAY 2014.

It was a woman with no transportation.

She came in and, of course, we didn't have any birthing

services.

So they sent her via ambulance downtown.

Now, what happened was during transport, the transport took a long time.

The baby swallowed matonium.

For those of you who are medical, you know that's very bad.

The baby had to be intubated.

It's a happy ending and the baby is healthy but has residual side effects of not having a birthing center nearby.

I asking for your support.

It's the right thing to do.

We can help generations to come, many generations to come.

Thank you.

>> thank you.

Bill collins.

>> hey, everybody.

Please vote no on 01822.

We have already had a rental registry for five years and threatence the fine of \$100 a day for a rental unit of non compliance.

The proposed ordinance offers nothing new beyond the same threat of fines though it published a home address and email of those who have registered and followed the law leaving good landlords open to internet scammers and violence and stalkers and that's dangerous for small business for sole proprietors and does nothing for the transparency because the corporations and LLCs will hide behind managers. And telephone and email are not considered legal notice by the

courts.

The jefferson county sheriffs office has mailing offices where the property tax bills are sent so the city and code enforcement have a way to serve the slumlords and liens and fines and code enforcement action.

Code enforcement already has the tools and MAY be driving through the distressed parts of town and looking at blighted property and leave notices in perhaps multiple languages with education on how to report problems on the existing system.

That would be targeted enforcement without running up a huge bill but no, according to testimony, it was 2.3 million every year therefore only partly covered and forcing the code enforcement staff to do business work, randomly surveying a thousand units per month all over the country. They are largely compliant anyway.

And that is wasteful spending. This is a picture of bad government, the government wasting time and money with no evidence that tell acieve the goals and only give the appearance of addressing the problem.

Why can't we attach accumulated fines, slumlord properties and tax bills and th city consider it delinquent until the violations were addressed and fines paid?

The penalties would focus targeted pressure on violators

instead of spending millions
for those who MAY not want a
stranger of the government
poking around their house and
making it harder for the small
business owners to survive, and
adding pressure to the already
high cost.

Thank you.

>> thank you.

And MR. PRESIDENT, that is it.

>> thank you.

And next we have the approval
of the council minutes of
NOVEMBER 20, 2022.

>>. And the regular
planning and zoning committee,
NOVEMBER 15, 2022, labor and
economic development commit
NOVEMBER 15, 2022, the willing
government oversight and audit
committee, no 15, 2022, regular
community affairs, housing,
health and education committee,
NOVEMBER 16, 2022, regular
appropriations committee,
NOVEMBER 16, 2022.

Parks and sustainability
committee, NOVEMBER 17, 2022.
Equity and inclusion, NOVEMBER
17, 2022.

the regular committee on
committees, no 29, 2022.

Any directions or deletions?

Moved by councilmember triplett
and seconded by councilmember
piagentini.

All in favor say aye?

>> aye.

>> opposed?

The ayes have it.

MADAM Clerk, do we have
communications from the mayor?

>> yes, sir.

>> please read those.

>> I am appointing the

following, I am reappointing the following to the brightside board of directors, leeann anderson, the. I am appoint think the following, latosha perry, new appointment, and expires 2025.

Dear PRESIDENT James, I am appointing the following to the kentucky science center, heidi konyenbelt expires 2025, and rebecca johnson, new appointment, term expires 2025. The council approval is not required.

I am appointing the following, the louisville downtown management district board david hobbs, reappointment, term expires 2025.

I am appoint think the following, william fischer, new appointment, term expires 2025.

DR. PRESIDENT james, I am appointing the following to the zoo foundation board.

Cory skolnick, a new appointment, term expires 2025 read into the record only.

The affordable housing trust fund board I am appinting and reappointing the following.

Yolanda carter, new appointment, term expires 2025, and jd carey, term expires 2025.

Katharine dobbins, reappointment, term expires DECEMBER 2025, and kimberly sickles, reappointment, term expires 2025.

I am appointing the following for the downtown development review overlay district, rebecca fleischaker, new appointment, term expires

DECEMBER 2026.

Read in full.

>> those items needing council approval will be forwarded to the government oversight.

The consent calendar comprises items 26 through 49.

Any additions or deletions?

>> MADAM Clerk, the reading of the items.

>> ordinance number 115, relating to the fiscal year 2017-2018 budget ordinance and ordinance 085, series 2022 and ordinance number 083 series 2022, relating to the fiscal years 2022-2023 capital and operating billions, respectively by transferring \$185,000 from the district 23 capital infrastructure fund to the district made it neighborhood development fund.

>> ordinance number 083 and series 2022 and ordinance number 84 series 2022 relating to the fiscal year 2022-2023 operating and capital budgets, respect ofly by transferring \$50,000 from the district 22 neighborhood development fund to the district 23 capital infrastructure fund.

And capital budget for the louisville-jefferson county metro government by transferring \$119, 225 to an existing project titled river view park master planility provements.

>> and item number 29 an or demand amending chapter 121 of the louisville-jefferson county metro government code of ordinances regarding transient room taxation and why number 30

an ordinance amending ordinance number 149, series 2018, ordinance number 18, series 2021, ordinance number 07, series 2021 and ordinance number 084, series 2022 relating to the fiscal year 2022-2023 capital budget.

And item number 31 is ordinance amending ordinance number 72 series 2020, relating to the fiscal year 2022-2021 capital budget, ordinance number 88 series 2021 relating to the fiscal year 2022 -- 2022 capital budget and ordinance answer, series 2022, relating to the fiscal year 2022-2023, capital budget for the louisville jefferson county metro government by reallocating \$1.5 million from the fiscal court building demolition project to fund existing capital projects.

Item 32, an ordinance amending several section of chapter 32 of the louisville-jefferson county metro, government code of ordinances regarding louisville metro revenue commission and use of revenues.

Item 3, an ordinance amending louisville jefferson county metro code of ordinances chapter 92 regarding unlawful practices in connection with housing to include the prohibition of certain economic discrimination.

Number 34, appointment of david allgood to the commission for persons with disabilities.

item 35, reappointment of matthew michaud to the extension board, term expires

DECEMBER 31, 2025, item 36,
reappointment of alex andrea
martindale to the human reldzs
advocacy board, term expires
SEPTEMBER 30, 2025.

37, reappointment of DR. Karan
shah to the human relations
advocacy board term expires
SEPTEMBER 30, 2025.

Number 38, appointment of kate
meador to the landmarks and
preservation districts
commission.

Term expires NOVEMBER 30, 2025.

Number 30, rea pilot of lori
stahlgren to the landmarks and
preservation districts
commission, term expires
NOVEMBER 30, 2025.

Number, re appointment of

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chris fuller to the landmarks
and preservation districts
commission.

Term expires NOVEMBER 30, 2025.

Number 41, reappointment of
stephanie buzan to the
landmarks and preservation
districts commission.

Term expires NOVEMBER 30, 2025.

Number 42, re appointment of
david omidy to the landmarks
and preservation districts
commission.

Term expires NOVEMBER 30, 2025.

Number 43, reappointment of
morgan ward to the land marks
and preservation districts
commission term expires
NOVEMBER 30, 2025.

Number 44, a resolution
pursuant to the capital and
operating budget ordinances
approving the appropriation to
fund the following non
competitively negotiated

professional service contract
for louisville metro department
of corrections concerning
employer branding services.
Number 45, a rez hraougdz
pursuant to the capital and
operating budget ordinances
approving the appropriation
to fund the following non
competitively negotiated
professional service contract
for louisville metro public
health and wellness concerning
assistance for lmphw's covid-19
multicultural community
campaign.

Number 46 a resolution
authorizing the mayor to make
an application for and uponna
approval to enter into an
agreement with the kentucky
office of home land.

>> thank you, and MAY I have a
motion and a second?

Thank you.

And MADAM Clerk, please open
the roll call to vote.

MADAM Clerk, please call the
roll for those not present in
chambers.

>> councilmember shanklin.

>> yes.

>> councilmember dorsey.

>> yes.

>> councilmember arthur.

Councilmember purvis.

>> here.

>> councilmember hollander.

>> yeah.

>> thank you.

Councilmember flood.

>> yes.

You have 25 yes votes, MR.
PRESIDENT.

>> thank you.

The ordinance passes.

The calendar passes.

The next items of business are special legislation.

For these items we invoke rule 7.01-a stating that titlement may be passed at the meeting of the council that it is introduced if deemed by emergency of the council.

MAY I have a motion?

Motion by councilmember winkler and second by councilmember piagentini.

All in favor say aye.

All opposed?

The ayes have it.

MADAM Clerk, the reading of item 50.

>> an emergency resolution initiating of a are you see of the decision of the planning commission to approve the revised district development plan pro toezed in case number 22-ddp-0098.

>> councilmember piagentini?

>> thank you, and the filing deadline was on monday, and I filed a resolution evening ordinance.

The ordinance is getting the first reading under the new business later today but they are intertwined.

There was a design meeting from -- a design committee meeting related to this case and this address, 13905 aiken road and because this was in the media, this is, this is the concrete back plant that everyone read about.

We have the ability of council to review those decisions and take action within a certain amount of time indicating that

we want to review the case,
and then you have to an
ordinance filed so that you can
take action on it if you wanted
to do anything.

In my case, we will be looking
at strengthening the binding
elements.

So the reason this is an
emergency is because of the
break in timing between the
final meeting and the county
attorneys have figured out I
have at calendar if we just did
the resolution first reading
and voted on it the next
council meeting and filed the
ordinance we would be running
against the clock and
procedurally out of time.

This resolution is simply
saying that we'll take up the
ordinance next week and review
it and is for emergency
consideration and this is not
taking a decision on the case.
This is saying that we'll take
time at the next planning
commission meeting of which
we'll have an ordinance
pending that we can review.

If I can answer any questions,
thank you, MR. PRESIDENT.

>> thank you, councilmember?

>> hearing none.

This is a resolution for a
vote.

All in favor please say aye.

All opposed?

The ayes have it, and the
resolution passes.

MADAM Clerk, the reading of
item number 51.

>> an emergency resolution
initiating a review of the
decision of the development

review committee of the
planning commission to approve
a revise the district
development plan for the
property hroebgdged at parcel
ids 00470239000 and 00470294000
on old heady road in louisville
metro.

>> thank you and phoepgzged by
councilmember tripllett and
seconded by councilmember
piagentini.

>> thank you.

this was a a balance transfer
of 111 as soon as family lots
and rezoning for 6.8 acres to
accommodate 30 attached patio
homes.

We had a a lot of people
saying this could not be done.
But I said this could be okay.
Okay.

So we voted on it and passed,
and that was last fall, and in
the spring, they said we want
to rezone it for six lots
versus the 30, and people said
you lied to us.

This is a bait and swtch, and
I said it does look like I've
lied.

I didn't mean it.

Years ago f you had a zoning
case and it failed, it takes
two years to bring it back.

I never thought about a person
having a zoning case, and they
turn around and do something
different and not everyone is
conscious of what happened.

Sos to me, they brought it down
to 47 lots -- I mean, 47 units.

We would like to ask you to
vote to send this back to the
development review committee,
drc, to have the reinstated

original plan of 30 detached units.

I think that we don't need more laws but when people tell you one thing-each thinks the government is not being fair.

In this case, it don't seem like it's being fair.

I would like you all to vote to send it back to the drc and have them look at this again.

Thank you.

>> thank you.

Any further discussion?

Hearing none, this is a resolution allowing for a voice vote.

all in favor, please say aye.

All opposed?

The ayes have it.

And the resolution passes.

>> thank you all.

>> next item on the agenda is old business item 52.

For reconsideration only.

MAY I have a motion and a second to reconsider?

Motion by councilmember winkler and second by councilmember piagentini.

Councilmember flood?

>> thank you.

And if you would recognize the county attorney to explain what we need to do.

>> thank you.

>> thank you, MR. PRESIDENT.

Travis heister, county attorney.

So this is a reconsideration from the last meeting per council bylaws.

It's a bit of a story here and a bit confusing.

Let me briefly explain.

This property was rezoned

last year.

There were three tracks at the time, and two had proposed developments, one a chick-fil-a, I believe, and those were tracks one and three on earth side.

The center track did not have a proposal.

And the standard binding element was triggered, and we knew it would be triggered when a development came forward and a development has come forward, a proposed car wash which was approved with additional binding eliminates last council meeting.

One of the additional binding elements dealt with hours of operation.

this is where it gets complicated.

This case, working through the council process, dealt with the access road along the backside and the planting and such.

That waiver or variance, rather, was required by tracks one and three to a lesser extent, a pre-existing proposed restaurant and gas station, and two different cases were filed by two different attorneys and applicants, one on track two for the new development plan and one on tracks one and three for the smaller variances that would related.

The variances on one and three and two were the same context.

They were combined for a single hearing before drc.

Drc recommends an approval for the revised development plan

and granted the variance.
So whenever council took action
the last council meeting, the
question is, did the new
binding element, the hours of
operation, 7:00 to 9:00, did
that apply to all three tracks
on the property?

Frankly, I am not sure I agree
that it's entire necessary but
I think there is enough
confusion with the other
attorneys involved that it's
better for us to clean it up.
That's all this proposal would
do, to add the very clear
language to track two being the
car wash property.

I know that's a long story,
and that's how we got here.
I am happy to answer any
questions if there are any.

>> thank you.

COUNCILWOMAN Flood?

>> thank you.

if there is no questions, I
would like to extend the
change, the binding element to
car wash hours of operations
shall be from 9:00 -- excuse
me, from 7:00 A.M.

To 9:00 P.M.

I move that change and that
binding element.

>> one second.

We need to vote on the motion
to reconsider first and then
make another motion to even
bring the item to the table,
please.

>> thank you.

MAY I have a motion to
reconsider.

>> motion.

>> we need to vote on the
motion to

reconsider.
All in favor say aye.
Thank you, opposed?
Thank you.
The matter passes.
COUNCILWOMAN Flood?
>> thank you.
I would like to make the --
>> what?
All right.
Okay.
So we voted to reconsider.
So now we have to make a motion
to bring it to the floor.
>> so moved.
>> motion by councilmember
peden.
And seconded by councilmember
fowler.
Any discussions, all in favor
say aye.
No?
C1
okay.
All right.
All right.
COUNCILWOMAN Flood, now you can
neand thank you for keeping me
straight, MADAM Clerk.
>> thank you.
Binding element with the vote,
the hours of operation of tract
two shall be from 7:00 A.M.
To 9:00 P.M.
I move that.
>> seconded by councilmember
peden.
Any discussion?
All in favor say aye.
All opposed?
The ayes have it.
Go ahead, COUNCILWOMAN Flood.
>> I believe that's all we need
on this one.
Is that correct, traf --
travis?

>> a notion pass?
>> we don't need a motion.
>> we have a motion and we --
>> no.
We don't need more motions.
>> you just need to open the
voting.
>> all right.
MADAM Clerk, please open the
roll call for voting.
>> councilmember shanklin.
>> yes.
>> councilmember dosery
>> yes.
>> councilmember arthur.
Councilmember purvis.
>> yes.
>> councilmember winkler.
Councilmember flood.
>> yes.
>> councilmember holton-
stewart.
Councilmember ackerson.
Did you want to -- okay.
MR. PRESIDENT, we have 24 yes
votes.
>> thank you.
And the ordinance passes.
MADAM Clerk, a reading of item
number 52.
>> item 53 is an ordinance
authorizing year-end operating
budget transfers between
various agencies for fiscal
year 2021-2022 to provide
various transfers as detailed
heres no, sir, as mended.
Read in full.
>> motion by councilmember
peden and seconded by chem man
councilmember reed.
Motion is before us.
COUNCILMAN Hollander.
>> this is the year-end
ordinance and sometimes
referred to a mid-year budget,

that's not what this is.

We look at how much we budgeted and brought in, and we have a proposal of how much we spent and how much we saved, and it was modified significantly at committee, and an amendment that was sponsored.

>> thank you, COUNCILMAN Hollander.

COUNCILMAN Winkler.

>> thank you.

I apologize that I had to step out for a second.

I have an amendment in the system that was not offered.

>> say again?

>> there is an amendment by substitution that I would like to offer.

It is the 0338-22 proposed fibs.

>> thank you.

A motion by COUNCILMAN Winkler.

Second by COUNCILMAN Piagentini.

C1

>> sorry.

Okay.

Let's get some clarification.

So let me -- yes.

Let me cover on the amendment.

And then do I need to make another amendment, do you think?

Okay.

I'll state it now to have one thing before us.

Let me cover what it does.

We have an extensive conversation in the budget committee with a lot of moving parts and what this does is cleans up everything that we did.

There was no material changes.

It cleans up the confusing things and make its clean. Our budget analyst spent many hours going through the committee and getting everything cleaned up. I will cover the high-level elements of the mid-year budget assessment.

There is \$5 million for reversing red lining projects and \$8.3 million for st. Mary-elizabeth hospital birthing center and \$2.479 million that -- \$2.79 million purr surplus from parks that stays in marks. \$300,000 to windsor park, and \$100,000 goes to implement the parks for all study.

100,000 goes to look at demoing or shoring up the hogan fountain pavilion.

24,000 for a new park director and \$20,000 to pursue state funding for an aquatic center.

There is also language -- this is not in the amendment and this is what tony was just telling me, and it is -- where did it go?

At the end of section eight, there is an additional line that relates specifically to the leftover parks money the remaining balance allocated shall be used to purchase new lawn equipment for parks properties including golf courses and given to the park sustainability care by JUNE 30, 2022.

>> there is a typo.

I'm sorry.

35 instead of 25.

Sorry.

>> one million, 735, 7, 700.

So that addresses the out spending money in parks, and that leaves something like \$12.8 million of unallocated funds.

I think COUNCILMAN Engel pointed out that I misspoke.

It can be allocated in the future, whether there is something in the second half that we need to do or carry it over to the following year's budget.

It's more convoluted than I expected it to be.

I'm sorry.

>> thank you very much.

Any discussion of the amendment?

All right.

All in favor of the amendment, please say aye.

Thank you.

Now, the ordinance -- the amended ordinance is before us.

Any discussion of the amended ordinance?

Hearing -- COUNCILMAN Ackerson?

>> thank you, MR. PRESIDENT.

Colleagues, I fear that we as politicians live for today and don't plan for too far down the road.

What we know is this -- I'm not on the budget committee.

I did attend the NOVEMBER 17 budget committee.

At that committee meeting, we heard talk about the fact -- stood behind the fact that our revenues are not at pace with keeping up with our expenditures.

We will be facing budget shortfalls next year and certainly in 2024.

The 2024 2024 budget is only a year and a half away.

When asked initially what was reported in the courier is the administration was predicting a \$70 million budget shortfall next year and \$110 million shortfall from 2024.

And talking with MS. Harman, they had three sets, and the conservative number is the worst case, 70 million for next year, and there is a best case which is still a deficit and then the likely number, called it the likely number which would be \$25 million short next year.

We will deal with that in six months.

And we set aside \$11 million.

That was smart on our part.

We had extra and said let's squirrel it away.

If we need it, it's there.

If we don't, we can spend on something else.

And mayor fischer came out with the budget of trying to squirrel away \$20 million which I think was very smart.

If the worse case scenario comes through, we will still have problems.

The plan on the middle ground was putting away \$20 million.

So my first understanding is the 17th -- or the 15th when I got an email as you all did saying here is how we will do the money.

That squirreling away went from \$20 million down to \$15 million.

We had spending choices -- we have 26 people and it's all

about spending choices.
So when it came to spending
choices as I said at the
november 17th budget committee,
there are wants and there are
needs.
Wants are nice.
When you in flush times, you
spend on the wants.
But we have a ton of needs.
We examined our deferred
maintenance.
We put in plan to tear down the
police headquarters and th
court building, smart economic
moves to move the city forward.
However, we are not going to be
funding the -- we move the
forevers department over thee,
and we must move forward with
the progress we are talking
about.
So the revenue generates the
bulk of this city's taxable
income.
We're retblecting that.
That's a choice.
Those are needs.
We heard tonight in the
committee.
Whole that we will have 48 to
50 families, we're talking
about kids, who will live live
in cars in the cold.
That is a need, not a want.
So there has been talk about
we'll come up with \$300,000
next week for those families in
need.
That's a quarter of what we
need.
So what we're going to do is
say here's 12 families we'll
bring in from the cold and the
other 36 we'll leave you out
there because of our spending

choices.

Most what we are voting on here tonight is not a rush.

I've heard about the hospital and staff spoke out in favor of it.

I think it's great.

it's a wonderful want in my world.

I apologize.

But the reality here is to subsidize one hospital system for one department in the labor and delivery department in light of the fact that I believe it was administrator adkins talk about -- she heard at the meeting the husband said thank goodness we were close to the hospital and we could get our baby taken care of.

The labor and delivery department is not there at the moment, and the support could still serve the needs.

If we are talking about proximity, let's talk about the people in the polo field, the far east.

They have to drive just as far to get to a labor and delivery center.

We covered those bases.

To put that labor and delivery department out there, it would be fantastic under different financial circumstances for the city.

Under the situation where there were more rooms than we have, and we could justify that one.

So we set aside in this budget, we went under \$20 million what mayor fischer was recommending, to the \$12 million, and we might be safe, we might have

safe if the middle ground comes in.

But if the worst case comes in, we will be cutting jobs.

We will be cutting social services.

Plain and simple.

That's what we're risking.

At one hand we should consider because there is not a rush that we wait five months for the mayor to putout the budget.

And if everything is great we might consider to go down the path.

But maybe we won't.

Another thought is this.

We know in fiscal year '24, the worst case scenario, the budget shortfall, you can imagine the taxes coming in?

The south end and west end play higher insurance premiums but at \$110 million, the middle ground number was \$52 million. Should we be squirreling away this money to potentially cover that \$52 million?

This is what we should be talking about.

If we go to vote, I will be a no vote.

I would love to see this go back to the committee because this is not time sensitive.

Let's go back to committee and talk more about this.

I would hope -- let's make a motion to send this back to committee.

I'll take that now.

>> thank you.

A motion from councilmember ackerson.

A second?

COUNCILMAN Reed the second and

-

the motion to send this back to committee.

All those -- I'm sorry?

Oh, thank you.

All those in favor say aye.

All opposed?

MADAM Clerk, would you please open the roll call for voting?

MADAM Clerk, please call the roll.

>> councilmember shanklin.

>> yes.

>> councilmember dorsey.

>> no.

>> councilmember arthur.

>> yes.

>> councilmember purvis.

>> yes.

>> councilmember mulvihill.

Oh, councilmember --
councilmember flood.

>> o.

>> MR. Chair you have 12 yes
and 13 no votes.

>> thank you.

The motion fails.

COUNCILMAN Ackerson?

>> I would conclude with I will
be a no vote tonight based on
what we discussed.

>> thank you.

COUNCILMAN Piagentini.

>> thank you, MR. PRESIDENT.

Glad to disagree with my
colleague on the policy.

We agree sometimes.

We disagree other times.

That's a political policy
debate by nature but I want to
clarify facts.

Monica harmon did not say she
stood by those numbers today.

She stood by the numbers she
dictated six months ago.

She has not adjusted the numbers based on the current projection.

Those are projections that she made -- as a matter of fact, she made member before the mayor submitted his budget or when the mayor submitted his budget in early MAY.

She said they were accurate at that time.

I'm sure they were in her mind.

She did provide, at least for me, the assumptions she built in and other information to make the decision.

I would tell you all current data indicates that those are no longer applicable.

we see a jump in both revenue and a decline in expenditures based on what was assumed six months ago so the projections are not applicable.

We did hold \$11 million from the billion and holding \$12.4 million now so that's 23 million in funds that can protect, let's assume for a second, the 25 million materializes, 23 million is erased on the funds that we are sitting on.

And I would also remind everybody that if we go back four years ago to when we were looking at the sky falling and we were all going to die due to budget deficits and all the hyperbole at that time, the mayor started with a \$60 million deficit.

1 a month, it was \$35 million and when it got to the floor, it was 25 million and we have run nothing but surpluses

since after the decisions we made at that time, so I would say, yes.

Those are projections made six months ago and they are not accurate and the current budget changes the dynamics.

I don't want people thinking that what monica was saying is that she still projects \$35 million.

She said that six months ago the number showed that that is what they are projecting.

I would say currently that is not the case and we have done significant set asides.

So we can make the conservative estimates and hold back the money and make the decisions in APRIL and MAY.

So anyway, I -- you know, I am going to be a yes on this.

i will say I wasn't a huge fan of the process the way this happened but nonetheless, this passed out of committee.

I don't see any value at this point in delaying the vote.

I will be a supporter.

Thank you, MR. PRESIDENT.

>> thank you, and COUNCILMAN Reed.

>> thank you, MR. PRESIDENT and that MAY be the first time I disagreed with my COUNCILMAN Colleague MR. Piagentini.

All leads show that we are heading to a recession.

Amazon is laying off people and target is laying off people and a major manufacturer in louisville whose tax contribution to the city of louisville is enormous.

Believe me.

I am in favor of the birthing center.

I think it's a great thing but I don't think it's too imprudent to hold off three, four, or five months to see where we stand.

I agree with COUNCILMAN Ackerson and I believe it's a disservice to the incoming administration doing with what we are doing with the surplus of money.

I will be a no vote and respect everyone's opinion.

>> thank you, and COUNCILMAN Ackerson.

>> thank you.

I want to respond to my colleague, and where we disagree is not only the NOVEMBER 17th committee but I spent a couple of hours today re-watching it to get my facts straight.

And those facts were that monica stood behind the numbers.

Another fact is the \$11 million that we set aside in JUNE.

It went to the rainy day fund.

We will have to pull that from there.

I am getting that from DECEMBER right now.

Through the not on the fly.

That's based upon facts there, also.

And I conclude with this as COUNCILMAN Reed said.

There is no reason to rush.

Why not wait?

To my esteemed colleague from district 19, you saw the numbers are no longer accurate, then we should wait and get new

accurate numbers so we know what we're doing.

We shouldn't just jump in the pool.

Let's take the temperature.

There is no reason to rush this.

The money will be there.

Let's get our facts a bit better.

If you think that MS. Harman's numbers are wrong, let's get new numbers so we know what we're dealing with, and let's be smart business people, smart businessmen and women about our city's future.

>> thank you, COUNCILMAN And COUNCILMAN Kramer.

>> thank you.

There was a rather lengthy discussion in budget over this item.

They came out of budget with an affirmative vote.

I believe I did vote for it at the end of the budget committee, and I plan on voting for it again tonight.

I like the COUNCILMAN From the 26th district, but I was not as pleased with the way it unfolded as I would like it to have been, but what is before us tonight is we made an effort to send it back and it's not going back.

I think it's important to vote on what's here.

I would inform my colleagues there is \$12-plus million that is reserved.

My sincerest hope is we will have a chance with the 12 plus million to have a discussion about council priorities.

Several of us have priorities
that we concur equally
important and everything got a
chance with the way that we
moved so quickly through this.
And so again, I plan on being a
yes vote.

I am noticing this is an
interesting twist to the way
that the council works.

I am on here as a primary
sponsor.

Yet I fought really hard to get
it exchanged radically.

So again, colleagues, if we can
get a vote on what's in front
of us, I think they would be in
our best interest on the fly.

Thank you.

>> and I will be a yes vote.

I think there is a lot of good
things in here.

There is equipment for the
parks department.

I mean, the mowers and the
equipment break down weekly and
put our guys and women behind.

I would like to call a
question.

>> thank you.

A motion to call a question and
do we have a second?

>> second.

>> a second.

That was COUNCILMAN Dorsey.
sorry.

I don't recognize your voice
for a second.

Sorry.

All in favor of calling the
question, please say aye.

All opposed?

>> no.

>> no.

>> the ayes have it.

MADAM Clerk, please open the

roll for vote.

MADAM Clerk, please call the roll for those not present.

>> councilmember shanklin.

>> yes.

>> councilmember dorsey.

>> yes.

>> councilmember arthur.

Councilmember purvis.

>> yes.

>> councilmember flood.

>> yes.

>> MR. PRESIDENT, 23 yes votes and two no votes.

>> thank you.

The ordinance passes.

The reading of item number 54.

>> an ordinance approving the sixth round of the american rescue plan arp local fiscal recovery funding to various louisville metro government departments to address the continued impact of covid-19 on the economy, public health, state, and local governments, individuals, and business.

Amendment by substitution read in full.

>> motion to approve by COUNCILMAN Triplett, second by COUNCILMAN Fox.

The ordinance before us.

Any discussion?

COUNCILMAN Hollander.

>> thank you.

This is the 6 round of the american recovery fund, which would allocate \$388 million, and this ordinance is sponsored by COUNCILMAN Winkler. I would defer to COUNCILMAN Winkler.

>> COUNCILMAN Winkler.

>> thank you, MR. PRESIDENT.

There is \$40 million for the healthcare workforce coalition that we got a present on.
There is \$8 million for red lining reversal.
We just approved \$5 million.
This is the other eight that brings us to 13.
There is \$5 million for the veteran's housing project.
If you recall, it was round two that we allocated money for the land acquisition.
This is \$5 million for the destruction.
There is \$5 million for the library.
And I think in round four we allocated money for the main libraries.
Those costs are higher than anticipated.
Not surprising, and this allocates \$5 million to the very important projects and \$500,000 to the south end proposal projects that was brought up in a previous round and \$100,000 to assist with dulas.
So that's in there and there is no amendment needed.
>> allright.
Thank you.
Any further discussion?
COUNCILMAN Hollander?
>> no.
Thank you.
>> you had the look.
All right.
Okay.
Hearing no further discussion, MADAM Clerk, would you please open the roll for voting?
>> MR. PRESIDENT.
>> yes.

>> as a point of order related to this, I will be abstaining.
The reason is a potential conflict of interest.
I have to remove my name as a sponsor.
>> okay.
Let's hold the voting.
MADAM Clerk, would you please note COUNCILMAN's piagentini name will be removed as a sponsor so he can abstain due to a potential conflict of interest due to business?
>> so noted.
>> thank you.
Now we'll go forward with voting.
>> councilmember shanklin?
>> yes.
>> councilmember dorsey?
>> yes.
>> councilmember arthur.
>> yes.
>> councilmember purvis.
>> yes.
>> councilmember flood.
>> yes.
>> MR. PRESIDENT, we have 25 yes votes and one abstention.
>> thank you.
The ordinance passes.
MADAM Clerk, item number 55 will be held at the council level.
MADAM Clerk, read item number 56.
>> an ordinance creating chapter 167 of the louisville-jeffon county metro government code of ordinances requiring lead abatement of all rental housing units in louisville.
Amendment by substitution, read in full.
>> we have it properly moved

and seconded.

the motion is before us.

Lynne?

>>

c1

councilmember shanklin?

>> I would like to stepped to
councilmember armstrong.

>> thank you.

I think we all agree that lead
expose sure a problem in the
city.

When we look at the data and
statistics, it's not hard to
see it.

To remind you of the
statistics, children in
louisville neighborhoods are
nine times more likely to be
exposed to lead than in the
city at large.

And we heard earlier that led
exposure is linked to increased
criminal involvement and
increased developmental
disabilities.

There is no cure for lead
poisoning.

We know the cost for each child
is \$50,000 in taxpayer money,
and that doesn't begin to cover
the moral cost of our
children's future.

The good things we can do
things about t the other things
that cities have done, a
proactive ordinance.

This requires those who wish to
rent their homes, a rental
property, to look to see if
they have a type of lead hazard
that could harm a child or
another children in the home
and if they do they have to fix
it.

It's simple.

We have seen other cities decrease childhood lead levels and they do not decrease housing cost but we did not do one size fits all for the city. but instead we spent the better part of the year working with stakeholders and working with them to something that is highly tailored to the needs and landscape of our city. We created exemptions to only target the properties with the highest risk of lead poisoning children.

This process, the stakeholder meeting process culminated in another meeting a couple of weeks ago where we were able to reach an agreement with the industry group and that agreement is floor amendment 1201-22, the first amendment in the cities and that amendment does two things.

It broadens the exemption to make it clear that those who have done construction or renovation that it's likely to remove more lead risk.

Those that have trained their staff on how to deal with lead and how to manage and address lead.

Second, to make sure we are not inadvertently requiring full abatement which is much more expensive but giving the property owners a choice with other less expensive tests.

I will say and then I will stop talking because you heard me talk lead over the past few months, and I am proud to be here and this is something to be proud to vote for.

It's the outcome a long journey
and we will have stronger
ordinance for it, and more
importantly I believe this
ordinance will make the
difference in the lives of
thousands of kids in this
community, and that's why we
are in this job, to create a
brighter and more prosperous
future for your children.

I am happy to answer any
questions.

I offer floor amendment 120222
as an amendment.

>> second.

>> second.

>> thank you.

>> all in favor say aye.

The amendment ordinance is
before us.

Now, councilmember fowler.

>> thank you, MR. PRESIDENT.

I am glad that we were able to
get to the table and work out
the apartment builder's
association more comfortable
with the process and invoke 511
e.

>> thank you.

Motion by COUNCILWOMAN Fowler.

A second?

COUNCILMAN Reed seconded.

All in favor, please say aye.

All opposed?

The motion to limit debate is
in force and please start the
clock.

>> thank you.

I wanted to echo councilmember
fowler's comments.

I think we had a very
productive meeting.

I think every felt heard and I
encourage everyone's support in
this important measure.

>> thank you.

Councilmember hollander.

>> I also want to commend councilmember armstrong for bringing this before us.

We have gotten everyone in the room and we had talked about those concerns and tried to work them out as best we can we can't always agree but we can talk.

Thank you.

>> and thank you.

councilmember piagentini.

>> thank you, and can the clerk let me know how much time I have for the full 90 minutes?

>> 86 minutes.

>> I have plenty of time.

>> COUNCILMAN Piagentini, it was a motion to limit debate.

>> I thought it was authorization for the debate for 90 minutes.

Either way, I'm good.

And I was somewhat skeptical of this in the beginning but COUNCILMAN Armstrong did yeoman's work in pulling this altogether.

And even -- it's sort of the 11th hour at the last meeting and pulling back and making adjustments to that, and to COUNCILMAN Hollander's point, this is what takes very, very tough legislation and that all voices are heard even if you disagree with them and don't incorporate everything that they said.

Ensure that all voices are heard and contributes to the process.

I would argue have -- I have concerns.

This predicates on the public health department and it will be incumbent upon us as it moves forward and make sure it's fair to the industry and accomplishes the objective. But we have to do something. We can't continue to do nothing.

That is not working.

This is one of the best, most tailored ways and I want to use tailored because this was on the agenda and we kind of moved forward but I like the tailored nature to focus on the problem and efficiently tackle the problem.

Congratulations.

I will vote for it, and thank you very much, MR. PRESIDENT.

>> thank you.

Any further discussion?

All right.

Hearing none, this is an ordinance that requires a roll call vote.

MADAM Clerk, please open the roll for voting?

>>> councilmember shanklin.

>> yes.

>> councilmember dorsey.

>> yes.

>> councilmember arthur.

>> yes.

>> councilmember purvis.

>> yes.

>> councilmember flood.

>> yes.

>> MR. Chair, 25 yes votes.

>> thank you.

The ordinance passes.

Ma damage clerk, a reading of item number 57.

>> an ordinance amending chapter 39 of the louisville

metro code of ordinances
recognizing JUNE 19th as
juneteenth national freedom
day, amendment by substitution.

Read in full.

>> thank you.

I have a motion, councilmember
trip legal and second by
COUNCILMAN Winkler.

Any motion, councilmember
change lynne?

>>.

>> MADAM Clerk, would you let
the record reflect that
COUNCILMAN Winkler has the
chair.

>> so noted.

>>

c1

PRESIDENT James?

>> thank you, this is an
amendment for employees to have
juneteenth off.

I thank you for your support.

>> I don't see anyone in the
cue, and this requires a roll
call vote.

MADAM Clerk?

>> councilmember shanklin.

>> yes.

>> councilmember dorsey.

>> yes.

>> councilmember arthur.

>> yes.

>> councilmember purvis.

>> yes.

>> councilmember flood.

>> yes.

>> councilmember winkler.

>> I'm sorry.

I voted up here.

I'm sorry.

I unvoted.

I'm a yes.

>> and COUNCILMAN James, are
you a yes?

Or PRESIDENT James?

>> yes.

>> MR. Pro tem PRESIDENT, you have 24 yes votes.

>> MADAM Clerk, please let the record reflect that I am relinquishing the chair back to PRESIDENT James.

>> so noted.

>> MADAM Clerk, you MAY as well stay down there because of the next one also.

>> councilmember arthur will speak on this one.

>> okay.

>> MADAM Clerk, reading of item number 58.

>> a resolution designating certain census blocks located in council districts one, two, three, four, five, six, 10, 12, 15, 21, and 24 as priority project areas to be included in the tax delinquency diversion program.

as amended read in full.

>> the resolution is before us for discussion.

Councilmember shanklin?

>> yes, I would like to turn to COUNCILMAN Arthur, a primary sponsor.

>> COUNCILMAN Arthur.

>> thank you this is something I wasn't aware of until recently, to make sure that homeowners have more time to get up to date on their taxes, but more importantly, it keeps them housed.

This is an example of a program they believe works well and in the past five years there were 1800 properties and households. It does not include the vacant and abandoned properties but

1800 properties that would have been eligible for purchase by a third party but because this program, they were ineligible. We were able to keep people in their house and I support to extend this program.

It's about to get -- to become expired soon.

The legislation would help to continue keeping people in the house.

Thank you.

>> thank you, councilmember.

Any further discussion?

This is a resolution allowing for a voice vote.

All in favor, please say aye.

All opposed?

The resolution passes.

MADAM Clerk, the reading of item number 59.

>> an ordinance amending chapter 37 of the louisville-jefferson county metro code of ordinances to support businesses which hire persons quicked of a crime by requiring a good-faith effort to increase procurement from those second chance businesses.

Read in full.

>> motion by COUNCILMAN Triplett and k*bgd seconded by COUNCILMAN Piagentini.

Councilmember dorsey?

>> thank you, MR. PRESIDENT.

I want to thank the committee members for supporting this, and for clarification, there was a request, a language clarification for the county on this item.

And the original language was inappropriate, and MR. PRESIDENT, this is before us,

and if my colleagues have any questions, I would like approval on this piece of legislation.

Thank you, MR. PRESIDENT.

>> thank you, COUNCILWOMAN.

And MADAM Clerk, please note they will be abstaining from this due to my wife's connection to the business with this ordinance or resolution.

>> so noted.

>> COUNCILMAN Piagentini.

>> thank you, MR. PRESIDENT.

I am not going to say that I am a no vote because I appreciate what this is attempting to do I work with businesses that do precisely this.

I know there are people here that work with businesses that do this.

I applaud the effort.

Right?

And the outcome is just.

As a matter of fact I had a family member with the issue, and I said apply with ups.

They don't run background checks whatever.

I appreciate that some are doing this and some are doing it for labor, just because the labor force shortage.

Looking at areas in the labor force participation that we MAY not have looked at in the past.

My concern is the arbitrary bubbles in the ordinance.

For example in the definition, it defines the company as one that -- sorry.

Scrolling down to grab it.

Pardon me.

A business whose workforce on average is composed of at least

10% of people convicted of a felony or a class a misdemeanor.

We passed an ordinance a while back where in the beginning of the hiring process you are not allowed to ask the questions. The process to find this out is funky.

I am not sure why we chose 10%.

Why not 15?

Why not five?

And seems arbitrary and going further down the ordinance, there is a couple under section three that sets a 15% certified minority-owned businesses and 5% female-owned business, and 5% certified second-chance business and I am not sure, and councilmember arthur has done this in committee, and I don't think we are in the ballpark of any of the metrics. As I said before, I try and legislate in realville.

I am not against this.

And I am going to vote for it, but I am concerned about the levels and what they mean and how we're implementing this.

And I will probably be proposing something related to the veterans.

I am somewhat shocked there isn't something relating to the veterans in these areas.

I can attest personally to the struggle of getting veterans into the workforce and what that looks like and that's a discussion for another day.

But that shouldn't hold us up but like I said, it's the numbers and how we came up with the numbers and how we are

tracking them and whether they make sense or not and will move the needle.

But I appreciate the effort and the attention.

I'll vote for it.

But I think that's something is that we need to talk about in more detail.

Thank you, MR. PRESIDENT.

>> thank you, COUNCILMAN.

Any further discussion?

MADAM Clerk, please open the roll for vote.

>> councilmember shanklin.

>> councilmember dosery?

>> yes.

>> councilmember purvis?

>> yes.

>> MR. PRESIDENT you have two no votes.

>> the resolution passes.

Please read item number 60, please.

>> a resolution pursuant to the capital and operating budget ordinances approving the appropriation to fund the following non competitively negotiated professional service contract for louisville metro public health and wellness concerning the employ of a health economist, university of louisville, \$75,020.

Read in full.

>> we have a motion before us.

Councilmember dorsey.

>> thank you, MR. PRESIDENT.

Coming out of committee, both of these were highly challenged in regard to understanding the partner between the university of louisville and the need to have some of these roles, these roles that allocated in regard

to prime realization and the need that is required.

By louisville metro in regards to the health economists and the work that was done, and there was a question at that time.

And there are still several questions out there, but I think in regard to the contract and where we are I encourage my colleagues to pass this legislation.

It's much needed and I think as we evolve into a new administration, we will look at the partnership and the full utilization of the roles with the new administration.

So again, I encourage my colleagues to pass it.

Thank you.

>> thak you, COUNCILWOMAN.

COUNCILWOMAN Arm strong.

>> I will be abstaining on item 61 due to my employment with the university of louisville.

Thank you.

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>> both of these are abstained for both the same reason so councilmember armstrong can abstain.

Entertain a motion to vote at the same time?

All in favor say aye.

Opposed?

We will consider them at the same time so COUNCILWOMAN Armstrong can abstain.

MADAM Clerk.

>> councilmember shanklin.

>> yes.

>> councilmember dorsey.

>> yes.

>> councilmember arthur.

Councilmember purvis.

>> yes.

>> councilmember flood.

>> yes.

>> councilmember holton-stewart.

>> yes.

>> MR. PRESIDENT you have 24 yes votes and onabstention.

>> thank you.

The ordinance passed -- both, 61 and 60.

>> thank you.

MADAM Clerk, a reading of item number 62.

>> an ordinance relating to the revised district development plan for properties located at 13712 and 13801 english villa drive containing approximately 1.3 acres and beig in louisville metro, case number 22 ddp 0075.

Read in full.

>> thank you, a motion by councilmember winkler and the matter before us.

Councilmember flood.

>> thank you, MR. PRESIDENT.

The reason this is before us is the previous plan was for a a 1-story office building, and now, there is a fast food building that requires council approval, and that's why it's before us, and middletown, because of the majority of the parking area is in middletown. This is in COUNCILMAN Kevin kramer's district and COUNCILMAN Anthony piagentini's district.

So either or bother MAY want to address that.

>> thank you COUNCILWOMAN. COUNCILMAN Kramer.

>> I would be happy to pass it to COUNCILMAN Piagentini. But on this property, the concern that our office had, and it was satisfied in the discussion in the zoning process, in order to get to the new restaurant that they want to open, a fast food with a drive through, in order to get to it, the way that the planning is drawn, you would go to the traffic light, turn right, turn right and then into the parking lot.

There is a bank there, and there is a potential to turn directly into the bank and cut through the bank's parking lot and get back over to the drive through at the restaurant.

That method would not be ideal, and we want to make sure that the path in is ideal, and it would not be a traffic hazard.

I want to go on record saying I have been assured it would not be a traffic hazard.

I will be a yes vote.

>> COUNCILMAN Piagentini?

>> thank you for refreshing my memory.

And I and a yes vote because this is right across the state from the entrance to my neighborhood and my ability to get more food late at night.

>> your children are grate snfl.

>> my are grateful.

This is an ordinance requiring a roll call vote and please call the roll for those not in chambers.

>> councilmember shanklin.

>> yes.

>> councilmember dorsey.
>> yes.
>> councilmember arthur.
Councilmember puris.
>> yes.
>> councilmember flood.
>> yes.
>> MR. PRESIDENT, 25 yes votes.
Thank you, the ordinance
passes.
MADAM Clerk, a reading of item
number 63.
>>> an ordinance relating to
the zoning of property located
at 4922 brownsboro road
containing approximately 6.61
acres and being in lousville
metro, case number 22 zone
0061.
>> a motion by councilmember
triplett and seconded by
COUNCILMAN Piagentini.
COUNCILWOMAN Flood.
>> thank you, MR. PRESIDENT.
In 2017, 2.4 acres was rezoned
for senior living facilities
and to be associated with the
facility in order to build what
they intend to built, they have
to also abandon the senior
living facility and now wish to
have build two two-74, 132,000
square feet and another 40 that
you understand square feet for
a general medical office and
urgent care center and allow
the urgent care facility to be
part of the plan.
And this is in COUNCILWOMAN
Mccraney's district.
>> thank you.
COUNCILWOMAN Mccraney?
>> thank you, there is no op
o'opposition.
Ski for your support.
>> any discussion?

Hearing none, MADAM Clerk,
would you open the roll for
voting and please call the roll
for those not present in
chambers.

>> councilmember shanklin.

>> yes.

>> councilmember dorsey.

>> yes.

>> councilmember arthur.

Councilmember purvis.

>> yes.

>> councilmember flood.

>> yes.

>> councilmember reed.

MR. PRESIDENT, 24 yes votes.

>> thank you.

The ordinance passes.

MADAM Clerk, a reading of item
number 64.

>> an ordinance relating to the
zoning of properties located at
7803, 7809, 7813, 7817, feat 19
and feat 21 manslick road and
7736 and 742 third street road
containing approximately 21.8
acres and being in louisville
metro, read if full.

>> thank you.

Any of discussion, COUNCILWOMAN
Flood?

>> 84 single family
subdivisions and a binding
eliminate that was adapted and
adopted to reflect the increase
of density to require the metro
council approval.

I am paraphrasing that.

There were questions
surrounding unstable issues
which would addressed by --
will be addressed by certified
contractor and binding elements
with the planning commission
adopted at their meeting.

That is in COUNCILWOMAN Holton-

stewart's district.

>> thank you.

COUNCILWOMAN Holton-stewart.

>> thank you, MR. PRESIDENT.

I ask for your support.

Overtime, some of the issues
were revolved.

It's a very fitting area for
the single-family home
neighborhood.

Thank you.

>> thank you COUNCILWOMAN.

Any further discussion?

Hearing none this is an
ordinance requiring a roll call
vote.

MADAM Clerk please open the
roll for voting and please call
the roll for those not present
in chambers.

>> councilmember shanklin.

>> yes.

>> councilmember dorsey.

>> yes.

>> councilmember pervis.

>> yes.

>> councilmember flood.

>> yes.

>> MR. PRESIDENT, you have 25
yes votes.

>> thank you.

The ordinance passes.

MADAM Clerk, the reading of
item number 65.

>> an ordinance relating to the
zoning of property located at
1140 cherokee road containing
approximately 0.3493 acres and
being in louisville metro, case
number 22zone 0097.

>> a motion from councilmember
trip left and second from chem
man piagentini.

Any discussion?

. COUNCILWOMAN Flood.

>> thank you, MR. PRESIDENT.

That would accommodate 19 families and this is in councilmember armstrong's description.
>> thank you, and councilmember armstrong?
>> I have no conflict.
I thank you for your support.
>> any discussion?
Hearing none, MADAM Clerk, please open the roll for voting.
MADAM Clerk, please call the roll for those not present in chambers.
>> councilmember shanklin.
>> yes.
>> councilmember dorsey.
>> yes.
>> councilmember arthur.
Councilmember puris.
>> yes.
>> councilmember flood.
>> yes.
>> MR. PRESIDENT you have 25 yes votes.
>> thank you, and the ordinance passes.
MADAM Clerk, reading of item number 66.
>> an ordinance amending the louisville metro land development code relating to outdoor dining case number 22 ldc 006 read in full.
>> a motion and a second from COUNCILMAN Piagentini.
The ordinance before us.
Councilmember flood.
>> thank you.
And in the height of the pandemic the ordinance had a opening areas for sidewalks dining and alcohol sales.
We have extended that twice.
The current ordinance expires

in 2023.

And we have asked the staff if we could entertain making the exchanges permanent.

What we have come up with is this would add new definition for permanent dining area and requires such areas to be dining as an accessory to the existing restaurant and regulates the outdoor dining area in two distinct ways seasonal and maybe used year round.

It allows the seasonal outdoor areas with staff in place with specific restrictions to provide temporary relief of permit requirements and revoke the permits, and the use of temporary expansions without door dining via a temporary activity permit and the location requirements for outdoor dining areas are standard.

However it requires the areas setback when adjacent to property and continues the improvements for cover such as gazebos and decks as required in setbacks and removes the minimum parking requirement for outdoor dining areas.

It removes the requirements for conditional use permit and what this does not do is allow for taverns to operate as outdoor dining facilities.

There is definitions in other places in our code of ordinances that a restaurant should be 50% of your income has to come from -- from food sales.

And it was found during the

process this is a key economic development because it provides economic permits and provides investment opportunity for all.

And one thing good that came out of the pandemic is people truly enjoyed outdoor dining, and it was very minimal problem with the outdoor dining on the other ordinances.

>> thank you, any further discussion?

Councilmember piagentini?

>> thank you.

I want to ask some questions of COUNCILMAN Flood.

We as a city -- is Travis on here somewhere?

That's fine.

We as a city tolerated or encouraged during the height of the pandemic, but we kind of let people do whatever was needed to stay in business.

I totally get that.

I totally understand that but now we're kind of past all of that.

I guess my only real concern is we are not checking the kind of things that we let slide.

Hey, I had this for 2.5 years and we are making everything that we had permanent based on how I read this.

I am not saying how it should be.

I love dining outdoors, and my wife does, too.

And these things are fantastic.

And some of them after 2.5 years have wind-torn tents that are practically hardly standing up, and I know the fire department folks are trying to

induce enforcement, and it's like we have a permit.

That's what we do.

And I guess my comment is before we approve this, is there at any point someplace we will go back through and look through this?

I can COUNCILMAN Flood to comment.

There is a tent specifically in front of a mexican restaurant that takes up the entire parking lot.

You can't drive -- I mean it blocks off one of the entrances.

Again, I am not questioning the need for 2020 and 2021 and so on.

But at some point, we have to take a step back to some normalcy.

It's not just about whether the restaurant needs the dining or whether people want to sit outside because I totally understand.

But we've allowed some things to kind of -- beyond the number of parking spaces.

we're talking traffic no.

We are talking you cannot safely get in and out of the shopping center because of the tent.

We let it sit in lines of sight because of the other view.

COUNCILMAN Flood, you know what I am talking about?

>> they have have to comply with all state laws, state building code laws, all fire requirements.

This isn't just let me hand you this.

They have to apply through the permit process.

>> exactly.

>> it has to meet all the other laws on the books.

>> okay.

And that's exactly what I'm asking that, we are not just going to suddenly -- everybody that had this all along for three years you are now legal. I wanted to very much make sure of that.

>> no.

And what -- the one you are speaking about, I won't go into specifics about that but it was removed.

>> it was there not too long ago, and we made calls.

I am glad it's now gone.

Thank you.

>> no.

You have to comply with all other ordinances that are on the books.

You have to apply for a temporary event permit if you are using a tent for 200 square feet.

>> thank you.

That's what I wanted.

>> thank you.

COUNCILMAN Reed.

>> thank you, MR. PRESIDENT. just very quickly, we all know of restaurants that barely survived and I am in support of this.

>> I have a couple of establishments in my district that had --

>> you're muted.

>> oh, I'm sorry.

I don't know what size the at the present times are.

But what they have to do is go through the permit process and the building code to get that.

>> it's a big event tent.

>> yeah.

They have to get a permit for that.

>> thank you.

>> any further discussion?

Hearing none this is an ordinance requiring a roll call vote.

MADAM Clerk, please open the roll for voting and please call the roll for those not in chambers.

>> councilmember shanklin.

>> yes.

>> councilmember dorsey.

>> yes.

>> councilmember arthur.

Councilmember purvis.

>> yes.

>> councilmember flood.

>> yes.

>> MR. PRESIDENT, 25 yes votes.

>> thnk you.

The ordinance passes.

>> MR. PRESIDENT?

>> I heard a voice.

>> point of order, please.

>> yes, sir.

>> a while back when we decided to hold the council, I am concerned about that, but I am not sure that we asked for objection to that, and if we did, I am not sure.

But it might have been the quickest ask I have seen in the history of the council, and also, followed by the fact that we didn't talk about it in the committee as a whole which we generally go through, the changes, the significant

changes.

So I would ask that we might
reconsidering 55 or at least
consider taking a roll call
vote?

>> you are asking the vote for?

>> yes.

>> so to hear it?

>> whichever procedural way we
need to --

>> we will vote to challenge
the chair on whether to hold
that at the council level.

>> okay.

MADAM Clerk, let the record
reflect that councilmember
winkler has the chair.

>> andso COUNCILMAN Will make
quhj?

>>

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I will make the motion to
challenge the PRESIDENT's
ruling.

>> so just what I said.

It was.

>> it's a non-debatable motion
and it was improperly made and
seconded.

>> so a yes vote --

>> so I will say -- so the
question before us is shall the
decision of the PRESIDENT
Stand.

A yes means we will skip the
item.

A no vote means we will call
the item.

If you want the item heard you
will vote no.

If you want the item held, you
will vote yes.

Clear as mud?

>> yes.

>> no to hear it, yes not to
hear it.

>> please do the roll call
vote.
>> councilmember shanklin.
>> no.
>> councilmember dorsey.
>> no.
>> councilmember arthur?
Councilmember purvis.
>> no.
>> PRESIDENT James.
>> yes.
>> councilmember winkler.
Councilmember flood.
>> no.
>> PRESIDENT Pro tem you have
five yes votes and 20 no votes.
>> the decision of the chair is
overturned, and MADAM Clerk,
please let the record reflect I
am relinquishing the chair
back.
>> so noted.
>> we are on item 55.
Right?
Or have we -- did we switch to
the next one?
Could we switch to the next
item.
Let's finish what we were doing
and then go back to that one.
MADAM Clerk, reading of item
number 67, please.
>> an ordinance appropriating
\$14,000 from neighborhood
development funds in the
following manner, \$12,000 from
district 23 and \$500 each from
districts one, 10, 13, and 16,
through the office of
management and budget to the
highview arts center, as
amended read in full.
>> motion and a second?
>> second.
>> motion councilmember winkler
and seconded by councilmember

engel.

discussion, DR. Blackwell?

>> thank you.

Just came out of committee to add the primary sponsor of councilmember peden, and the current amount was \$14,000 and the requested amount is \$40,000.

>> thank you, COUNCILMAN Peden.

>> thank you.

This money was added because, again, I think after all the time on the council I would know every particular rule and apparently though we gave them aprilish, a year's worth of rent and operating costs, the rule are they had until APRIL 30th which doesn't help them going forward.

I appropriated \$12,000 in here to to getthem through to the end of the fisal year and they would be on their own or convince a new COUNCILMAN That they needed funds and council members reed and fox and mulvihill chipped in, and this is just to pay the operational costs for rent and utilities up through the end of our fiscal year.

And a shameless plug.

And yet yes, virginia there is a santa claus" opens tomorrow, and in the short time, they are only open because of you all.

[Captioners tra

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>> we have 25 yes votes.

>> item number 68, please.

>> an ordinance upgrading \$40,000, \$4000 to one wet preparation. We have a motion in the second.

COUNCILMAN DR. Blackwell.

>> this came out of committee
and was referred to business
for the possibility of adding
additional support.

the current amount is 4000 so
there's plenty of room for
support.

The primary sponsor MAY want to
speak to it.

>> thank you.

>> I am very excited for this.

It is the first time that this
will take place in the park.

We are very impressed with what
has happened as far as
halloween and now christmas and
in this part of town it is
really exciting. I am hoping
that my colleagues cannot only
the word the voting for this
but also support with your
knowledge, thank you.

>> is there any further
discussion?

Okay, thank you.

COUNCILWOMAN Dorsey?

>> district three \$500 please.

>> district five, 1000.

I'm sorry, take that back.

District seven, \$1000.

All right, COUNCILMAN Cardinal.

>> district 4 \$1000.

>> district 8, \$500.

>> district 21, \$250.

>> COUNCILWOMAN Fowler?

>> district 15, \$250.

And COUNCILMAN, \$500.

>> \$500 for district 12.

And COUNCILMAN Flood?

And district 6, 500.

>> district 2, 250 thank you.

>> thank you, district 2, 250.

Is there any further discussion?

Could you read this back to
make sure that we have is all

correct.

>> I have district 1, district 2 at 250, district 3 at 500, district 4 at 1000.

District 8 at 500.

District 12, 500.

District 14, 15.

District 21, to fit the and district 20 or, 500.

you have a total of \$10,750.
\$10,750.

>> all in favor of the amendment, say, I. Is any further discussion?

>> please open up for voting.
MADAM Clerk, please call the role.

>> councilmember shanklin?

>> yes.

COUNCILMAN Arthur?

>> yes.

>> councilmember flood.

MR. PRESIDENT, you have 26 yes votes.

>> thank you, the ordinance have passed.

>> regarding the registration having to include and assign the director of regulations, does it need further regulation and endorsement.

>> thank you, COUNCILMAN Triplett?

Is there any other discussion?

COUNCILMAN Fowler?

>> all of those in favor, please say I.

>> thank you PRESIDENT.

>> this has been in public works for just almost six months now.

It is the fairly robust process.

We had a public meeting where we heard from tenants and landlords and we collected over 20 questions from colleagues in

a fairly streamlined manner
that we were able to answer and
so as a prt of that process
you will see the existing
ordinance for it and I know
that there is an amendment.

I want to turn this over to two
of the primary sponsors which
is COUNCILMAN Blackwell and
dorsey and then we will hear
them on the amendment.

>> thank you, first I would
like to thank all the sponsors
for the hard work on this and
especially thank COUNCILMAN
George for her leadership as
she mentioned to have something
in your committee for six
months and all the time and
effort that it took, she was
excellent in making sure that
we have the right people there
to speak to and making sure
that everything that was
brought up in the committee was
addressed.

Maybe not to everyone's liking,
but certainly everything is
addressed.

We try our best to try to
address all of the concerns.

I just want to remind quickly
in terms of context, when we
first passed the original rental
registry it was an attempt to
get a bit of a handle on some
of the issues particularly in
places where there was a large
number of rentals sometimes an
issue in neighborhoods, even if
they warrant a particular
problem in their own.

It was changing the name red in
lots of ways.

We were trying to get a handle
on how many rentals we had, who

was doing the renting and then also how can we best make sure that those rentals are actually not substandard that they are actually in good shape and safest shape for those who are renting.

Originally in that conversation we had lots of folks who came towards us and say, the best people to get on the registry is to make it to simple, to make it painless and then people will sign up because there is no reason for them to not to.

Then, we said quote, let's not charge any cost to it although obviously it costs the city to do it, we are not going to pass that cost on to folks because we want to make it simple and easy.

The other question was, I am concerned that people will have my information, that people will be able to see that this is , I'm almost there is a phone number and address and an email and all those kinds of things that you can get a hold of me and so again back to the original.

We were saying, let's make it simple and painless.

Let's get people to rent these housing unit units so that we know where we are at.

We made it for the public, it was not transparent to the public.

Not only was it not transparent to the public, it was not transparent to your offices.

There was no place that you can look is a counsel place, to see

who owned it and who was responsible for the item. While I don't have many short-term rentals in my district, those people who do have a lot of short-term rentals making the argument that once you turn a house into a short-term rental , it becomes an owner occupied house, it becomes a business that is operating in your neighborhood. Particularly negative effects, we brought the government into it. How close can short-term rentals feed one another. Who is responsible for it. How do we know who is the owner, would we contact them. It is very clear and that this option it becomes a business. He needs to be transparent and neighbors and be a part of that and neighbors need to be able to look and say okay, if I type in this numbers that a short-term rental if it is, it's not registered, why isn't it registered who is supposed to be doing that, the activity that's going on over there. I was in support of that even though I didn't have any short-term rentals but I also said often in those debates, we are going to need to come back to this at some point because that same situation happens on all terminals. If we say that a business can cause havoc in a neighborhood how much war for someone that is a long term rental and we have no idea who the owner is and we have no idea if they are

responsible.

That is what we are trying to do tonight to change the registry.

So that your neighbors know and they can click on the registry and be able to see if this house is a rental or not and who is responsible for that.

Maybe she would if you could click on and say okay, this is the registry, here's the person's name who I can call and say hey you have these issues that I know if you know this or how often you check your houses but you have these issues happening at this location.

You can look on the registry and see, right now you can't.

The only person who has, you can look at that registry our law enforcement officers.

So we put all the burden on our already overburdened officers to do 100% of that work with no help from council districts, counsel people and no help from neighbors.

This changes that.

Can see who the person is and you can hopefully be proactive and you can hold them accountable for what is going on at their properties and then we wanted to work on proactive inspections and having inspections that allows the code enforcement and even requires code enforcement to reach out into code inspections.

It doesn't simply respond to complaints.

They are also proactive and they also have inspections they

go to restaurants to inspect they still inspect those. If there's any kind of complaint if you are having a family was going to live in this place it might be equally as important as having a meal there.

We try to put in places what would make the most sense in that perspective and the proactive inspections.

Several cities that we looked at actually require you, require every single property and every single house in every single apartment to be inspected before it can be rented.

That seems very burdensome and it would be a huge undertaking for our government to do that and so, and we talked about so, maybe there is a number maybe we do 25% inspections we backed off of that and got down to the 10%.

That is where we are at this point.

COUNCILMAN Winkler, I don't know if that is where we are.

They have offered an amendment to make the changes some of the language of the original at the end of the day I think what we have, I think we are going to end up with is an ordinance that will help a great deal.

It helps a great deal for us to be more proactive in terms of trying to address issues helps us to invite our neighbors in our council offices to be a part of this as well and probably at the end of the day we end up with an ordinance that if any of us were to write this

ordinance our self would perhaps right differently. There is probably going to be enough in here that everyone will find something that they don't like but my hope is that in the end it will have more things that we do like and generally in my years in the council that means that we are in a place of moving good legislation.

Thank you.

>> thank you, PRESIDENT James.

So, I just want to explain their first, the sponsors on their work on the registry I think in watching all of the committee meetings there are two primary concerns that I heard one relates to the concern about legislating execution.

We have a new administration coming in in just a few weeks. Is the issue that we don't have enough code inspectors, I also heard the concern that in order to sort of reach the 10% code of regulation we require a significant expansion of that department.

And all of the overhead that comes with that.

When I am proposing in this amendment is probably not something that is going to satisfy all of the sponsors.

Something that I think preserves a lot of the great work that has been done. There were three points that I would like to call out.

The language that COUNCILMAN Blackford referred to, both the general public in the council

can see it, it addresses the transparency issue that has been raised.

It keeps the fees structured.

All of those sort of pieces are all still in place.

It does do one thing that was requested by folks in the industry.

If you are already on the registry or transferred to a new registry you don't have to redo what you have already done with the exception that he would already have a pending open case.

If you are a bad actor you are not automatically transferred onto the new registry.

The third thing that it does in this is really where it addresses the proactive inspection. The thing that I heard over and over again to folks was, the problem with what is proposed is the people who are on the registry are least likely to be the ones who are your biggest violators.

And the folks who are truly running substandard housing are unlikely to suddenly be motivated into being on the registry you are not actually solving a problem that you are attempting to solve.

The way that I am proposing that we address that, you can't force that issue.

What you can say is that if you are caught not registering, that will be an automatic registry. Number one, it creates the stick.

It also, from the concern that MAY be a tenant has been

threatened to be evicted if they call and a code violation. The fact that it is publicly facing means that anybody could call in on.

If you as a councilperson knows that it is a rental unit and you see that it's not listed then it will prompt an automatic inspection.

If the neighbor looks up at the rental registry and sees that it's not registered, that will prompt an automatic inspection.

While it doesn't move us all the way to the proactive inspection it does address who is likely to be the primary issue that we are trying to address with this legislation.

It does it in a way that creates a runway for a new administration a common.

If we still think we need to go further we will need to have additional data lines under our belt and perhaps it is something we need to revisit down the line but it moves us in that direction and hopefully addresses the worst offenders addresses the transparency concern and I think moves us to a better place.

Is there any discussion?

>> MR. PRESIDENT I have --

>> COUNCILMAN Arthur?

>> thank you so much.

>> I want to be clear that what really made this special was being proactive. And is much as people might have concerns about what we should and should not do as far as rental housing goes we have to remember that the experts in this field, the

national center for housing,
the change solutions, they
recommend proactive enforcement.

And there is anyone on this
council would not recommend
proactive enforcement.

Other agencies will use police
as an example.

Nobody would just want police
for 100% in their community.

It's important to think about
that.

We have these discussions that
the proactive enforcement is
the best way to make sure that
we have healthy homes and we
have healthy families and
removing that will put us in a
situation where what they said
earlier, we are thinking about
them now and not thinking about
the future.

I know some of my colleagues
aren't seeing the housing
conditions that most of the
cosponsors are.

Where there is black mold,
there are cockroaches in
someone's apartment, I would
hate for the new developments
that we have coming out the
other council districts across
the city who eventually become
dilapidated because we are not
taking care of it and we are
not being proactive.

While I hear about those people
being the main issue I don't
that they should be excluded I
urge people to vote against the
amendment.

If we extended the opportunities
for our colleagues to make sure
that it was where they wanted
to be, not doing it on the fly
on the floor.

We were trying to hold it
obviously that did not work.
Please give us the same
opportunities that you gave
someone else.

Watering it down is not the way
to go.

I want you to think really
deeply about the families who
need this.

Who are in a place where they
don't have the capacity to sit,
they don't have the capacity to
call code enforcement.

They MAY not even know about
that. We have the
responsibility to make sure
that we are taking care of it.

>> thank you, PRESIDENT.

I am also opposed to the
amendment and I think it is
very damaging in that it
dilutes the essence of what we
were trying to achieve which was
ensuring health and safety
around housing needs in a more
equitable way. They are needing
to shift away the burden on
residents and neighbors that
essentially become property
managers enough to continuously
make reports.

While I appreciate this idea
that transparency moves the
needle and it certainly does,
the reality is that I could
spend all day every day as a
councilmember driving around
making 311 reports.

The changes about stripping
with the proactive requirements
implies that if you are on the
register, you are a good actor.
I think it's important and
quite frankly that is faulty
reasoning we look at the data

around who comes to the attention of code inspection now ? In 2022 there were 6891 reports of code violations to houses on the rental registry. It is a well-known documented fact that tenants are often afraid to complain, they fear landlord retaliation, the code violations for rental units MAY be understated an especially with your cheapest properties. Where the housing stock is already so depleted. Quite frankly, people don't make code enforcement one of which is that they don't stay in the community long enough. They move as soon as they get a chance.

I have a lot of concerns about stripping away the proactive requirements. We heard best practice from experts, quite frankly community members haven't had the time to digest the amendment which was a part of the request to hold. Just tonight I heard from two colleagues say that they had amendments possibly in the queue coming down. If that is the case, I would ask that we hold tonight to be able to give the public information on what these amendments entail as well as our colleagues who want to help us get it right.

Thank you.

>> thank you MR. PRESIDENT.

I'm going to highlight a few things. This amendment significantly improves. I am more likely to vote yes for the whole thing.

The transparency issue, I can

understand some of that.

My issue was the inefficient
use of government resources.

We talk about these proactive
inspections.

COUNCILMAN Arthur talked about
jurisdictions.

there are jurisdictions that
what I would call pro-law
enforcement.

Stop and frisk.

I don't know how many of you
are huge supporters of randomly
grabbing people walking into
the subway which is how new
york was doing it and patting
them down for having committed
and violating no laws.

Having no suspicion of
violating any laws.

Just walking onto the subway.

And because they were doing so
they can't stop it.

That is what this is. Proactive
inspections whe we assume that
the data, we need to address
that communication and to other
means not by attacking the
overall industry.

COUNCILMAN Arthur talked to
experts in the industry.

All of which are related to it.

I didn't hear the department
associations.

And I know that they haven't
been the saisfaction process
the same way that I complemented
COUNCILMAN Armstrong and the
way that she had her dollars.

There were other experts that
are not a big fan of how this
is playing.

The original ordinance had an
exemption for new construction.

That was down and committed.

It means that the way that this

is currently drafted, after you build a brand-new apartment complex, a brand-new apartment complex that come through your building before you get a certificate of occupancy, one person is renting one apartment any register with the rental registry.

You could be reinspected. It is that efficient use of government resources.

I am in support of this and I would say for those that are saying we need more time, then send it back to committee.

Feel free to make a motion and send it back to the committee.

I will support that.

I've not been a huge fan of the process related to this ordinance.

It's not to say that the sponsors haven't done a lot of work.

I am just saying in my personal opinion is that I not been a fan of the process.

Would be more than happy to send this bac to committee and clear the block look at what we were doing.

That's how we get experts back and and make change if you don't want to continue doing it. With that I will be in support.

>> thank you.

COUNCILMAN Dorsey

>> I'm going to try to limit my talking and I'm very passionate as one of the sponsors.

Want to go back to the basics of something.

The reason why we started, I am a fan of the transparency behind the prcesses that the

public can see.

How we go about ensuring the public safe the. That being said the proactive nature of this is to speak with the legislation.

I would like for you all to consider some things.

Things we aren't saying when we use that terminology is in regard to looking at the age of the community.

What is the social economic status of the community.

What percentage of personal and commercial make up that community.

What percentages of that community happened to be designated by race, education and other factors that determine the economic viability of these communities.

Can we talk about looking at reactive code enforcement which is the current state of code enforcement.

This complaint driven only.

It MAY not take into account anonymous complaints.

They become unbearable and extreme before complaint is even made.

There is no hierarchy for determining major versus minor violations.

There are inconsistencies and enforcement of the violations.

They MAY go unaddressed because of a lack of complaints.

Violations are tolerated. And if we talk about the different parts of town we are talking about new development having one of the fastest-growing new developments COUNCILMAN

Districts the levitating
deteriorating counsel districts.
Right now I have to hire a full-
time person just to go out and
to make complaints. The 11 does
not have a mechanism system.
We are figuring out that it.
We are trying to figure out how
to get the complaints back
there.

Ask yourself how many of you all
can sit and enter in a
complaint because we don't have
a proactive measure, they need
to be looked at from a
proactive perspective. This is
public safety.

The issue is that the community
is not involved.
getting out and knocking on
doors.

Going door-to-door.

I will tell you it is not the
proactive major that made it
dangerous.

Is the lack of community
involvement.

These sponsors, we have set up
community meetings, we have
listened to what we are telling
you all does not work.

If you don't leave me, take a
drive.

This is common sense.

The last thing I will say is if
we cannot afford code
enforcement offices, what is
wrong with this?

The infrastructure landscape,
the only departments we have
for code enforcement.

If we can say we are 300
officer short and we're trying
to help polices behavioral
aspect of a law that we put in
place, then we should certainly

look at more code enforcement officers to increase the compliance around the infrastructure laws saying that it's going to cost too much money and a lack of value on public safety in my opinion of this counsel.

Thank you.

>> I think I need clarification on limiting the debate, do we have to go to the old debate. I would like to move that we table this ordinance at this time.

>> all in favor of tabling, please say I. All opposed?

>> no.

C1

>> councilmember dorsey? Member purvis?

>> yes.

>> councilmember flood?

>> no.

>> the motion to table fails.

>> I am telling you after the passionate plea, COUNCILMAN Dorsey, I think that we are making a mistake if we move forward to vote on this with so many questions out there and so many people are being hesitant. This must be proactive, I agree with that.

That is the major focus for me.

I do have something that I want to discuss about this. I will be honest with you, I've just been waiting to see what the final outcome is going to be. Nothing that I am now creating and thinking about has been talked about. To share some of my ideas and to not rush of this tonight.

I don't know where we are the

point, we have just struck down the motion to table I am encouraging us to really think about this, what is going to be a couple of more weeks they have worked hard on it and it needs to be right.

It needs to have the interaction from the community so that we can rest assured that every phase of this is been worked at.

Let's consider holding this.

I don't know if you could do another motion to table but if not, we certainly need to consider holding this.

We can have more time to really make some sound decisions.

>> in queue, MR. PRESIDENT.

I hear the passion from COUNCILWOMAN Dorsey, I have been on this counsel as long as some people but, what I have learned in the time that I have been on this counsel is that we have these kinds of pieces of legislation.

We typically don't get it right.

We end up coming back and fixing what we should not have really debated on before I am going to make a motion to try to get it right.

We need to reconsider. You are asking to resubmit it to the committee.

>> yes.

>> how does it work with the pending amendment?

>> please open.

>> councilmember shanklin?

C1

>> clerk are you going to do that?

Just to be clear, COUNCILMAN

Reed has made a motion to
recommit this particular item
to the committee

>> councilmember dorsey?

>> yes.

>> councilmember arthur?

Councilmember purvis?

>> yes.

>> standby, one second.

Thank you.

>> no.

>> MR. PRESIDENT, you have 20
yes votes and five a no vote.

>> we will be submitting this
back to committee. I believe
sponsor wanted to say something
first.

>> I just want to remind folks
is I wasn't a big fan of the
process, for everyone a part of
the public works committee,
they were a part of that
process.

To the best of my knowledge
every question, I took every
meeting, as a part of a public
meeting process everyone who
could attend was invited to do
so.

I would just say as it returns
to committee I continue to be
open to ways to improve. I
would also remind everyone that
there were six amendments
approved out of committee with
the intent of getting it right.
I look forward to that
continuing and seeing this
counsel.

>> I think it was 10 or 11
questions.

And again, the other point is
the problem is and so much
related to me, it is related to
other parts.

>> before we go into a business
I need to talk for one quick
minute because we didn't really
get to handle this.

Two things.

We need by DECEMBER the ninth,
your license plate numbers.

Is everybody okay with that?

Please.

And then a reminder that
DECEMBER the 15th is our
holiday celebration downstairs
please contact jenny.

She will send out a spreadsheet
of who is bringing what.

We have a box downstairs for
christmas presents that the
elevator.

>> we had a chili cookoff today.

>> we have beautiful
decorations today, thank you to
the clerk.

>> item 69.

12,500 for the district and the
budget for material labor costs.

The ordinance submitting number
083 relating to the fiscal year
2022 for \$78,821 for the
development funds.

C1

a five year contract item 72
from district 10 neighborhood
development funds for the
purpose of seven police to
indicate with the metro police
department offices.

The neighborhood development
funds with lpd during the
holiday season.

From district three
neighborhood development funds.

They enhance public safety in a
five-year contract.

From neighborhood development
funds, from district 21 to
apparel shop for the

entertainment cost, from district 8th neighborhood development funds to friends of beach ballpark.

Or the construction of an outdoor classroom.

Item 77 from district 4 neighborhood development funds to the louisville metro police of housing for emergency winter repairs for qualified homeowners and district 4. The following legislation is subject to the budget committee, item 78.

An ordinance amending related to the second round of american rescue plan. Local fiscal recovery by transferring a portion of the funds related to compliance and reporting.

To premium pay to be administered by the office of management and budget.

Item 79, jefferson county sheriff's 2023 budget.

Item 80, resolution approving jefferson county? 2023 budget.

Approving the scheduled regular meetings of the legislative council of the louisville jefferson county metro government for the calendar year of 2023.

Item 82, resolution amended to louisville metro connell policy cedar selection 28 regarding member office selection.

the following legislation was assigned to the community affairs, housing, health and education committee.

Dedicating the corner of east witherspoon street and north floyd street as george e fisher

way in hi honor.

A resolution honoring governor paul e patton. The following legislation was assigned to government oversight and audit community.

Item 86, resolution pursuant to the capital and operating budget ordinances approving the following non-competitively negotiated professional service contract to be conducted by on behalf of the louisville metro cover has a review commission created pursuant to chapter 201 of the 2022 contact kentucky ask.

Section 36, 82.

The following legislation is assigned to labor economic development committee.

Item 88 an ordinance approving entering into a local party vision agreement, authorizing the payment of the released amount pursuant to the terms and conditions of the local participation agreement.

Item 89, resolution approving the granting of local incentives to I sco industries inc.

And any subsequent assignees or approved affiliations therefore pursuant to ars chapter 154, subchapter 32.

Item 90, a resolution approving the granting of local incentives to process solutions and services. Item 91.

A resolution pursuant to the capital and operating budget ordinances approving the appropriation to fund the following non-competitively negotiated professional service

contract for the louisville zoo.

The following legislation was assigned to the parks and sustainability committee.

A resolution urging the limitation of the parks for all action plan recommendations to invest in and advance to the louisville metro public park system and the louisville parks and recreation department.

The following legislation was assigned to planning and zoning committee.

Item 93, an ordinance relating to the zoning of the property located at 4301 westport road containing approximately 1.9 one acres and being in louisville metro.

Case number 22, zone 0086.

Item 94, an and it's relating to the zoning of properties located at 423 and 9418 para wade avenue in louisville metro case number 22 zone 0004.

Item 95, an ordinance related to the planning commission to approve the revised district development plan proposed in case number 22, item 96 an ordinance related to the decision of the planning commission to approve the revised district development plan proposed in case number 22 ddp 0067.

The following legislation was on the committee, 156 of the louisville county metro government code of ordinance related to the donation drop off bins do to the repeal of chapter 117.

Read in full.

>> all right.

Thank you next we have
announcements, do we have any
announcements?

No announcements.

This concludes our meeting, our
next metro council meeting in
our last metro council meeting
of the year is thursday,
DECEMBER 2022. Without