

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Action Summary - Final

Thursday, December 3, 2015

6:00 PM

Council Chambers

Metro Council

*(D) – Jessica Green (1), (D) – Barbara Shanklin (2), (D) – Mary C. Woolridge (3),
(D) – David Tandy (4), (D) – Cheri Bryant Hamilton (5), (D) – David James (6),
(R) – Angela Leet (7), (D) – Tom Owen (8), (D) – Bill Hollander (9),
(D) – Pat Mulvihill (10), (R) – Kevin Kramer (11), (D) – Rick Blackwell (12),
(D) – Vicki Aubrey Welch (13), (D) – Cindi Fowler (14), (D) – Marianne Butler (15),
(R) – Kelly Downard (16), (R) – Glen Stuckel (17), (R) – Marilyn Parker (18),
(R) – Julie Denton (19), (R) – Stuart Benson (20), (D) – Dan Johnson (21),
(R) – Robin Engel (22), (R) – James Peden (23), (D) – Madonna Flood (24),
(D) – David Yates (25), (D) – Brent Ackerson (26)*

President: David Tandy (4)

Pro-Tem: David James (6)

Call to Order

President Tandy called the meeting to order at 6:04 p.m. and asked all to rise for the Pledge of Allegiance.

Members Roll Call

Council Member Bryant Hamilton arrived at 6:10

Present: 22 - Council Member Jessica Green (D-1), Council Member Barbara Shanklin (D-2), Council Member Mary C. Woolridge (D-3), Council President David Tandy (D-4), Council Member Cheri Bryant Hamilton (D-5), Council Member David James (D-6), Council Member Angela Leet (R-7), Council Member Tom Owen (D-8), Council Member Bill Hollander (D-9), Council Member Pat Mulvihill (D-10), Council Member Rick Blackwell (D-12), Council Member Vicki Aubrey Welch (D-13), Council Member Marianne Butler (D-15), Council Member Kelly Downard (R-16), Council Member Glen Stuckel (R-17), Council Member Marilyn Parker (R-18), Council Member Stuart Benson (R-20), Council Member Robin Engel (R-22), Council Member James Peden (R-23), Council Member Madonna Flood (D-24), Council Member David Yates (D-25) and Council Member Brent Ackerson (D-26)

Excused: 4 - Council Member Kevin Kramer (R-11), Council Member Cindi Fowler (D-14), Council Member Julie Denton (R-19) and Council Member Dan Johnson (D-21)

Supporting Staff

Sarah Martin, Jefferson County Attorney's Office

Clerks

**H. Stephen Ott, CKMC
David Wagner, Assistant Clerk**

Introduction of Page(s)

1. [ID 15-1217](#)

Councilman Hollander introduced Hayley Reed as the Page from District 9.

Address to Council2. [ID 15-1353](#)**Addresses to Council for December 3, 2015****Attachments:** [12-03-15- Address to Council Agenda](#)

The Clerk called forward the following speakers:

1. Representative Tom Riner
District 4
Topic: Proposed Methane Plant in West Louisville – Against
2. Mike Kolb
District 8
Topic: Affordable Housing Trust Fund – Support
3. Curtis Woods (No show)
District 26
Topic: Proposed Methane Plant in West Louisville – Against
4. Ailiyah Alim
District 10
Topic: Affordable Housing Trust Fund – Support
5. Kore Severance
District 19
Topic: Affordable Housing Trust Fund - Support
6. Carol Clark
District 6
Topic: Proposed Methane Plant in West Louisville – Against

Guests3. [ID 15-1340](#)

Council Member James recognized the musical group "The Louisville Crashers" and presented them with a proclamation.

4. [ID 15-1341](#)

Council Members Engel, Downard, Leet and Parker recognized the 2015 National Award Winners for the "Blue Ribbon Schools of Excellence" and presented each representative with a proclamation.

- *St. Albert the Great Catholic School
- *St. Mary Academy Catholic School
- *St. Margaret Mary Catholic School
- *St. Gabriel Archangel Catholic School
- *Christian Academy Middle School

5. [ID 15-1359](#)

Council Member Woolridge recognized the Louisville Packers Football Team.

Council Minutes6. [ID 15-1335](#)

Regular: Metro Council - November 19, 2015

Attachments: [11-19-15 Action Summary](#)
[11-19-15 UNEDITED Transcript](#)

A motion was made by Council Member Woolridge, seconded by Council Member Welch, that the Council Minutes be approved. The motion carried by a voice vote.

Committee Minutes7. [ID 15-1261](#)

Regular: Committee on Sustainability - November 19, 2015

Attachments: [11-19-15 Committee on Sustainability Action Summary](#)

8. [ID 15-1337](#)

Regular: Committee of the Whole - November 19, 2015

Attachments: [11-19-15 COW Action Summary](#)

9. [ID 15-1349](#)

Regular: Ad Hoc Committee on Land Development Code - November 30, 2015

Attachments: [113015 Ad Hoc LDC Action Summary](#)

A motion was made by Council Member Butler, seconded by Council Member Shanklin, that the Committee Minutes be approved. The motion carried by a voice vote.

Communication From the Mayor

The Clerk read the appointments into the record. Those requiring Council approval were assigned to the Committee on Contracts and Appointments.

Deputy Sheriff Merit Board10. [ID 15-1347](#)

Re-Appointments - Robert Herre, Claus Behr

Attachments: [APTS DEPUTY SHERIFF MERIT BOARD 11.30.15](#)

Old Business11. [O-396-15](#)

AN ORDINANCE AMENDING THE FOLLOWING SECTION OF CHAPTER 1 OF THE LAND DEVELOPMENT CODE PERTAINING TO FAIR AND AFFORDABLE HOUSING-APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A-WHICH IS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO (CASE NO. 14AMEND1003). (Action Required By May 2016)

Sponsors:James Peden (R-23)

A motion was made by Council Member Woolridge, seconded by Council Member Shanklin, that this Ordinance be approved. The motion carried by the following vote and the Ordinance passed:

Yes: 21 - Green, Shanklin, Woolridge, Tandy, Hamilton, Leet, Owen, Hollander, Mulvihill, Blackwell, Welch, Butler, Downard, Stuckel, Parker, Benson, Engel, Peden, Flood, Yates and Ackerson

Excused: 4 - Kramer, Fowler, Denton and Johnson

Absent: 1 - James

Enactment No: Ordinance 204-2015

12. [R-230-15](#)

A RESOLUTION REQUESTING THAT THE PLANNING COMMISSION, THROUGH ITS STAFF WITH PLANNING AND DESIGN SERVICES, RESEARCH “SHORT TERM RENTAL(S)” AS A LAND USE AND PROPOSE POSSIBLE TEXT AMENDMENTS TO THE LAND DEVELOPMENT CODE ADDRESSING WHAT “SHORT TERM RENTALS” ARE AND IN WHAT ZONING DESIGNATIONS THROUGHOUT LOUISVILLE METRO THEY WOULD BE ALLOWED TO OPERATE, HOLD A PUBLIC HEARING TO PRESENT THESE PROPOSED TEXT AMENDMENTS TO THE LAND DEVELOPMENT CODE AND ALLOW FOR PUBLIC COMMENT THEREON, AND FORWARD ITS RECOMMENDATION(S) TO THE LOUISVILLE METRO COUNCIL. (Action Required by May 2016)

Sponsors:James Peden (R-23)

A motion was made by Council Member Woolridge, seconded by Council Member Shanklin, that this Resolution be adopted. The motion carried by a voice vote and the Resolution was adopted.

Enactment No: Resolution 124-2015

New Business

The Clerk provided a first reading of the New Business items and their respective Committee assignments into the record.

Legislation assigned to AD HOC COMMITTEE ON LAND DEVELOPMENT CODE**13. [O-411-15](#)**

AN ORDINANCE AMENDING THE FOLLOWING SECTIONS OF CHAPTERS 1 AND 4 OF THE LAND DEVELOPMENT CODE PERTAINING TO ATHLETIC FIELDS-APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 15AMEND1004). (Action Required By: June 2016)

Sponsors: Vicki Aubrey Welch (D-13)

Attachments: [15AMEND1004_Staff Report.pdf](#)
[15AMEND1004 Public Hearing Minutes.pdf](#)
[15AMEND1004 Other Minutes.pdf](#)
[15AMEND1004 Reference history of proposed language](#)
[O-411-15 - 15AMEND1004 Draft LDC Amendment-JB](#)

Legislation assigned to APPROPRIATIONS, NDFS AND CIFS**14. [O-406-15](#)**

AN ORDINANCE AMENDING ORDINANCE NO. 171, SERIES 2015 BY ADDING \$400 FROM DISTRICT 11 NEIGHBORHOOD DEVELOPMENT FUNDS TO THE ALREADY APPROVED \$18,250 FOR A NEW TOTAL OF \$18,650; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE WAR AGAINST VIOLENCE CORPORATION FOR COSTS ASSOCIATED WITH THE "YOUTH ALERT!" VIOLENCE PREVENTION/HEALTH COMMUNITY OUTREACH PROGRAM AT SENECA HIGH SCHOOL. (Action Required By: June 2016)

Sponsors: Kevin Kramer (R-11)

Attachments: [D11 NDF 400 YouthAlert Seneca HS](#)
[O-204-15 WAVC](#)
[ORD 171 2015](#)
[ORD 136 2015](#)

15. [O-413-15](#)

AN ORDINANCE APPROPRIATING \$6,650 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$500 EACH FROM DISTRICTS 13, 9, 14, 24, 22, 11, 12; \$250 EACH FROM DISTRICTS 16, 15, 21, 2, 1, 8, 25, 17, 20, 23, 4; \$200 EACH FROM DISTRICTS 3, 7; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO GOOD HEALTH IDEAS, INC. DBA COLON CANCER PREVENTION PROJECT, FOR DESIGNING, PRINTING AND DISTRIBUTION OF EDUCATIONAL MATERIALS. (Action Required By: June 2016)

Sponsors: Vicki Aubrey Welch (D-13), Cindi Fowler (D-14), Madonna Flood (D-24), Bill Hollander (D-9), Robin Engel (R-22), Kevin Kramer (R-11), Rick Blackwell (D-12), Kelly Downard (R-16), Marianne Butler (D-15), Dan Johnson (D-21), Barbara Shanklin (D-2), Jessica Green (D-1), Tom Owen (D-8), David Yates (D-25), Glen Stuckel (R-17), Stuart Benson (R-20), James Peden (R-23), David Tandy (D-4), Mary C. Woolridge (D-3) and Angela Leet (R-7)

Attachments: [O-413-15 GHI](#)

Legislation assigned to BUDGET16. [O-414-15](#)

AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015 AND ORDINANCE NO. 104, SERIES 2015 RELATING TO THE FISCAL YEAR 2015-16 OPERATING AND CAPITAL BUDGETS, RESPECTIVELY, BY TRANSFERRING \$40,000 FROM THE DISTRICT 16 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 16 CAPITAL INFRASTRUCTURE FUND. (Action Required By: June 2016)

Sponsors: Kelly Downard (R-16)

17. [O-416-15](#)

AN ORDINANCE AUTHORIZING YEAR-END OPERATING BUDGET TRANSFERS BETWEEN VARIOUS AGENCIES FOR FISCAL YEAR 2014-2015 AND TO PROVIDE VARIOUS TRANSFERS AS DETAILED HEREIN. (Action Required By: June 2016)

Sponsors: Cheri Bryant Hamilton (D-5)

18. [R-241-15](#)

A RESOLUTION APPROVING THE JEFFERSON COUNTY CLERK'S 2016 BUDGET. (Action Required By: December 2015)

Sponsors: Cheri Bryant Hamilton (D-5) and Kelly Downard (R-16)

Attachments: [12-10-15 R-241-15 Clerk's Budget 2016](#)

19. [R-242-15](#)

A RESOLUTION APPROVING THE JEFFERSON COUNTY SHERIFF'S 2016 BUDGET. (Action Required By: December 2015)

Sponsors: Cheri Bryant Hamilton (D-5) and Kelly Downard (R-16)

Attachments: [12-10-15 R-242-15 Sheriff's Budget 2016](#)

Legislation assigned to COMMITTEE ON CONTRACTS AND APPOINTMENTS**20. [RP121015RH](#)**

**RE-APPOINTMENT OF ROBERT HERRE TO THE DEPUTY SHERIFF MERIT BOARD.
TERM EXPIRES JUNE 13, 2017.**

Attachments: [Board Details Deputy Sheriff Merit Board](#)
[APTS DEPUTY SHERIFF MERIT BOARD 11.30.15](#)
[Robert Herre 11.30.15](#)
[louisville_applicants11.30.15](#)

21. [RP121015CB](#)

**RE-APPOINTMENT OF CLAUS BEHR TO THE DEPUTY SHERIFF MERIT BOARD.
TERM EXPIRES JUNE 13, 2017.**

Attachments: [Board Details Deputy Sheriff Merit Board](#)
[APTS DEPUTY SHERIFF MERIT BOARD 11.30.15](#)
[Claus Behr 11.30.15](#)
[louisville_applicants11.30.15](#)

22. [R-225-15](#)

**A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET
ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING
NONCOMPETITIVELY NEGOTIATED NEW SOLE SOURCE CONTRACT WITH TREE
HOUSE ISLAND, INC. (\$50,000.00). (Action Required By: June 2016)**

Sponsors:David Yates (D-25)

Attachments: [PSC TREE HOUSE ISLAND](#)

**Legislation assigned to COMMITTEE ON HEALTH, EDUCATION, AND
HOUSING****23. [R-238-15](#)**

**A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING IN THE
AMOUNT OF \$52,250 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT FOR THE FAIR HOUSING ASSISTANCE PROGRAM TO BE
ADMINISTERED BY METRO HUMAN RELATIONS COMMISSION. (Action Required
By: June 2016)**

Sponsors:Vicki Aubrey Welch (D-13)

Legislation assigned to COMMITTEE ON SUSTAINABILITY24. [R-232-15](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$97,200 OF ADDITIONAL FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR CONTINUATION OF THE DESIGN PHASE FOR THE LOUISVILLE LOOP JEFFERSON MEMORIAL FOREST MEDORA BICYCLE AND PEDESTRIAN PROJECT ADMINISTERED BY THE METRO PARKS DEPARTMENT. (Action Required By: June 2016)

Sponsors:Cindi Fowler (D-14)

Attachments: [KYTC LouLoop JMF Medora Supp Agr No 1 \\$97,200 Parks](#)

25. [R-234-15](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$81,000 OF ADDITIONAL FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR CONTINUATION OF THE DESIGN PHASE FOR THE LOUISVILLE LOOP JEFFERSON MEMORIAL FOREST DODGE GAP BICYCLE AND PEDESTRIAN PROJECT ADMINISTERED BY THE METRO PARKS DEPARTMENT. (Action Required By: June 2016)

Sponsors:Cindi Fowler (D-14)

Attachments: [KYTC LouLoop JMF Dodge Gap Supp Agr. No 1 \\$81,000](#)

Legislation assigned to LABOR & ECONOMIC DEVELOPMENT26. [R-239-15](#)

A RESOLUTION DETERMINING TWO (2) PARCELS OF REAL PROPERTY LOCATED AT THE INTERSECTION OF W. MUHAMMAD ALI BOULEVARD, 30TH STREET AND W. MARKET STREET AND OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NOT NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER. (Action Required By: June 2016)

Sponsors:Cheri Bryant Hamilton (D-5)

Attachments: [R-239-15 ATTACH SURPLUS PROPERTY W MUHAMMAD ALI BLVD](#)
[R-239-15 ATTACH 2 SURPLUS PROPERTY W MUHAMMAD ALI BLVD](#)

27. [R-237-15](#)

A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO FIRSTSOURCE GROUP USA, INC. AND ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. (Action Required By: June 2016)

Sponsors: Marianne Butler (D-15)

Attachments: [R-237-15 ATTACH LOCAL INDUCEMENTS FIRSTSOURCE GROUP USA](#)

Legislation assigned to PLANNING/ZONING, LAND DESIGN and DEVELOPMENT

28. [O-407-15](#)

AN ORDINANCE CLOSING A PORTION OF EMERY ROAD FROM RIEDLING DRIVE TO ITS SOUTHEAST TERMINUS AT OAKLAWN SUBDIVISION AND BEING IN LOUISVILLE METRO (CASE NO. 15STREETS1007). (Action Required By June 2016)

Sponsors: Madonna Flood (D-24)

Attachments: [15STREETS1007 LDT Minutes](#)
[15STREETS1007 Staff Reports](#)
[15STREETS1007 Legal Description](#)
[15STREETS1007 Street Closure Plat](#)
[15STREETS1007 PC minutes 11.19.15](#)

29. [O-408-15](#)

AN ORDINANCE CLOSING A 10' WIDE ALLEY LOCATED ON THE NORTH SIDE OF IOWA AVENUE, 110' WEST FROM THE WEST SIDE OF 4TH STREET AND RUNNING NORTH A DISTANCE OF 60' CONTAINING 600 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 15STREETS1016). (Action Required By: June 2016)

Sponsors: Madonna Flood (D-24)

Attachments: [15STREETS1016 LDT Minutes](#)
[15STREETS1016 LDT and PC Staff Reports](#)
[15STREETS1016 Legal Description](#)
[15STREETS1016 Alley Closure Plat](#)
[15STREETS1016 PC minutes 11.19.15](#)

30. [O-409-15](#)

AN ORDINANCE CLOSING THE 12' WIDE ALLEY BOUNDED BY W. LIBERTY STREET AND W. MUHAMMAD ALI BOULEVARD AND THE 12' WIDE ALLEY BOUNDED BY S. THIRD STREET AND A 12' WIDE UNNAMED ALLEY AND BEING IN LOUISVILLE METRO (CASE NO. 15STREETS1006). (Action Required By: June 2016)

Sponsors:Madonna Flood (D-24)

Attachments: [15STREETS1006_Legal Description.pdf](#)

[15STREETS1006_Staff Report.pdf](#)

[15STREETS1006_Street Closure Plat.pdf](#)

31. [O-410-15](#)

AN ORDINANCE CHANGING THE STREET NAMES FOR ALL OR PORTIONS OF THE FOLLOWING STREETS: CEDAR LANE, ELM DRIVE, EVERGREEN AVENUE, LAKE LOUISVILLE DRIVE, WALNUT AVENUE, WILSON AVENUE, WITLOW AVENUE AND WOODLAND AVENUE AND BEING IN LOUISVILLE METRO (CASE NO. 15STREETS1019). (Action Required By June 2016)

Sponsors:Madonna Flood (D-24)

Attachments: [15STREETS1019_Staff Report.pdf](#)

[15STREETS1019_Street Plats.pdf](#)

[15STREETS1019_PC minutes 11.19.15](#)

[15STREETS1019_DRC minutes 11.04.15](#)

32. [O-412-15](#)

AN ORDINANCE CLOSING CHAMBERLAIN LANE FROM MINT SPRING BRANCH ROAD EAST TO BROWNSBORO ROAD AND BEING IN LOUISVILLE METRO (CASE NO. 15STREETS1015). (Action Required By June 2016)

Sponsors:Madonna Flood (D-24)

Attachments: [15STREETS1015_Legal Description.pdf](#)

[15STREETS1015_Public Hearing Minutes.pdf](#)

[15STREETS1015_Staff Report.pdf](#)

[15STREETS1015_Street Closure Plat.pdf](#)

Legislation assigned to PUBLIC SAFETY33. [R-235-15](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A STATE GRANT OF \$50,000 FROM THE COMMONWEALTH OF KENTUCKY, JUSTICE AND PUBLIC SAFETY CABINET, KENTUCKY STATE POLICE (KSP) TO BE USED BY THE LOUISVILLE METRO POLICE DEPARTMENT FOR TARGETING AGGRESSIVE CARS AND TRUCKS (TACT) INITIATIVES. (Action Required By: June 2016)

Sponsors:James Peden (R-23)

Adjournment

Without objection President Tandy adjourned the meeting at 6:58 p.m.

Approval Signatures

The above Action Summary has been approved by the Metro Council.

H. Stephen Ott

Clerk of the Louisville Metro Council

David W. Tandy

President of the Council

Date