

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Meeting Agenda - Final

Thursday, June 5, 2014

6:00 PM

Council Chambers

Metro Council

*(D) – Attica Scott (1), (D) – Barbara Shanklin (2), (D) – Mary C. Woolridge (3),
(D) – David Tandy (4), (D) – Cheri Bryant Hamilton (5), (D) – David James (6),
(R) – Kenneth C. Fleming (7), (D) – Tom Owen (8), (D) – Tina Ward-Pugh (9),
(D) – Jim King (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) – Jerry T. Miller (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: Jim King (10)

Pro-Tem: Vicki Aubrey Welch (13)

Call to Order

Members Roll Call:

Address to Council

1. [ID 14-755](#) Address to Council for June 5, 2014

Attachments: [6-5-14- Address to Council Agenda 1](#)

Introduction of Page(s)

2. [ID 14-748](#) Councilwoman Scott will introduce Jakeem Carter as the District 1 Page.

Council Minutes

3. [ID 14-740](#) Special: Metro Council - May 22, 2014

Attachments: [05-22-14 Action Summary](#)

Committee Minutes

4. [ID 14-722](#) Regular: Planning and Zoning, Land Design and Development Committee - May 27, 2014

Attachments: [5-27-14 Zoning Minutes](#)
[5-27-14 Chickasaw Federation Handout](#)
[5-27-14 Shawnee Neighborhood Assoc Handout](#)
[5-27-14 LDC Definitions and Where Permitted](#)

5. [ID 14-723](#) Special: Public Safety Committee - May 20, 2014

Attachments: [5-20-14 Public Safety Minutes](#)

6. [ID 14-726](#) Regular: Labor & Economic Development Committee - May 29, 2014

Attachments: [5-29-14 Labor Minutes](#)

7. [ID 14-741](#) Regular: Ad Hoc Committee on Annexation - May 20, 2014

Attachments: [Minutes 5-20-14](#)

8. [ID 14-746](#) Special: Budget - May 29, 2014

Attachments: [05-29-14 Budget Action Summary Final](#)

9. [ID 14-747](#) Regular: Transportation, Bridges and Public Works - May 27, 2014

Attachments: [Public Works Action Summary 052714](#)

10. [ID 14-749](#) Special: Committee on Appointments - June 2, 2014

Attachments: [6-2-14 Action Summary Committee on Appointments](#)

Consent Calendar

Legislation forwarded from AD HOC COMMITTEE ON ANNEXATION

11. [O-340-14](#) AN ORDINANCE OF THE LOUISVILLE METRO COUNCIL TO APPROVE THE ANNEXATION BY JEFFERSONTOWN OF TWO TRACTS OF LAND WHOSE OWNERS HAVE CONSENTED TO ANNEXATION. (Action Required By: June 24, 2014)

Sponsors: Kelly Downard (R-16) and Kevin Kramer (R-11)

Attachments: [City of J-Town Ord Reg Annexation 04-25-14](#)

Legislative History

5/20/14	Ad Hoc Committee on Annexation	recommended for approval to the Metro Council
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Legislation forwarded from BUDGET

12. [O-357-14](#) AN ORDINANCE AMENDING ORDINANCE NO. 106, SERIES 2013, RELATING TO THE FISCAL YEAR 2013-14 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$5,000 OF FUNDING FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 13) TO THE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 13). (Action Required By: November 2014)

Sponsors: Vicki Aubrey Welch (D-13)

Legislative History

5/29/14	Budget Committee	recommended for approval to the Metro Council
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13. [O-355-14](#) AN ORDINANCE AUTHORIZING THE TRANSFER OF SPECIAL REVENUE FUNDS IN THE AMOUNT OF \$1,200 TO THE GENERAL FUND. (Action Required By: November 2014)

Sponsors: Marianne Butler (D-15)

Legislative History

5/29/14	Budget Committee	recommended for approval to the Metro Council
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14. [O-356-14](#) AN ORDINANCE AMENDING ORDINANCE NO. 107, SERIES 2013 PERTAINING TO THE 2013-2014 CAPITAL BUDGET, BY ESTABLISHING A NEW PROJECT TITLED RAILROAD CROSSING / ROAD CLOSURES - NORFOLK SOUTHERN RAILROAD. (Action Required By: November 2014)

Sponsors: Mary C. Woolridge (D-3)

Legislative History

20. [RP060214SB](#) RE-APPOINTMENT OF SHERMAN BUSH TO THE HUMAN RELATIONS COMMISSION - ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2016.
- Attachments:** [APPT HUMAN RELATIONS - S. BUSH 5-19-14](#)
- Legislative History**
- | | | |
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| 6/2/14 | Committee on Appointments | recommended for approval to the Metro Council |
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21. [AP060214RD](#) APPOINTMENT OF REBA DOUTRICK TO THE LANDMARKS COMMISSION. TERM EXPIRES NOVEMBER 30, 2016.
- Attachments:** [APPT LANDMARKS COMMISSION 5-19-14](#)
- Legislative History**
- | | | |
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| 6/2/14 | Committee on Appointments | recommended for approval to the Metro Council |
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22. [AP060214CB](#) APPOINTMENT OF CARRIE BUTLER TO THE PLANNING COMMISSION BOARD. TERM EXPIRES OCTOBER 1, 2017.
- Attachments:** [APPT PLANNING COMMISSION BOARD 5-19-14](#)
- Legislative History**
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| 6/2/14 | Committee on Appointments | recommended for approval to the Metro Council |
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23. [RP060214JB](#) RE-APPOINTMENT OF JERRY BYERLY TO THE FAIRDALE FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2017.
- Attachments:** [APPT FAIRDALE FIRE PROTECTION DISTRICT BOARD 5-19-14](#)
- Legislative History**
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| 6/2/14 | Committee on Appointments | recommended for approval to the Metro Council |
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24. [AP060214DG](#) APPOINTMENT OF DEBRA GAHAN TO THE FERN CREEK FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2015.
- Attachments:** [APPT FERN CREEK FIRE PROTECTION DISTRICT BOARD 5-19-14](#)
- Legislative History**
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| 6/2/14 | Committee on Appointments | recommended for approval to the Metro Council |
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25. [RP060214RB](#) RE-APPOINTMENT OF ROBERT BARNETT TO THE HARRODS CREEK FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2017.
- Attachments:** [APPT HARRODS CREEK FIRE PROTECTION DISTRICT BOARD 5-19-14](#)
- Legislative History**
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| 6/2/14 | Committee on Appointments | recommended for approval to the Metro Council |
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26. [RP060214CK](#) RE-APPOINTMENT OF CHRISTINE KESLER TO THE ST. MATTHEWS FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2017.

Attachments: [APPT ST. MATTHEWS FIRE PROTECTION DISTRICT BOARD 5-19-14](#)

Legislative History

6/2/14	Committee on Appointments	recommended for approval to the Metro Council
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27. [RP060214TC](#) RE-APPOINTMENT OF TONY CIPOLLA TO THE LAKE DREAMLAND FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2017.

Attachments: [APPT LAKE DREAMLAND FIRE PROTECTION DISTRICT BOARD 5-19-14](#)

Legislative History

6/2/14	Committee on Appointments	recommended for approval to the Metro Council
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Legislation forwarded from LABOR & ECONOMIC DEVELOPMENT

28. [O-261-14](#) AN ORDINANCE AMENDING LOUISVILLE METRO CODE OF ORDINANCES ("LMCO") SECTIONS 35.005(A), 35.006, 35.007(A) (1) AND 37.55(B), RELATING TO METRO PERSONNEL POLICIES AND MINIMUM WAGE RATES FOR METRO EMPLOYEES. (Action Required By: October 2014)

Sponsors: Rick Blackwell (D-12)

Legislative History

5/15/14	Labor & Economic Development Committee	held
5/29/14	Labor & Economic Development Committee	recommended for approval to the Metro Council

29. [R-128-14](#) A RESOLUTION AMENDING RESOLUTION NO. 057, SERIES 2013 APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO BEAM, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. (Action Required By: November 2014)

Sponsors: David Tandy (D-4)

Attachments: [Revised GLI Resolution for Beam Inc 5 May 2014 ROC sjm](#)

Legislative History

5/29/14	Labor & Economic Development Committee	recommended for approval to the Metro Council
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- 30. [R-115-14](#)** A RESOLUTION REVISING RESOLUTION NO. 070, SERIES 2012 REGARDING THE GRANTING OF LOCAL INDUCEMENTS TO CARBIDE INDUSTRIES LLC PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 26. (Action Required By: November 2014)
- Sponsors:** David Tandy (D-4)
- Attachments:** [Carbide Industries LLC Resolution REVISED 5 May 2014](#)
- Legislative History**
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| 5/29/14 | Labor & Economic
Development Committee | recommended for approval to the Metro
Council |
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- 31. [R-116-14](#)** A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO CERTI-CELL USA, LLC PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. (Action Required By: November 2014)
- Sponsors:** David Tandy (D-4)
- Attachments:** [Metro Council Facts Sheet - Certi-Cell USA LLC](#)
- Legislative History**
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| 5/29/14 | Labor & Economic
Development Committee | recommended for approval to the Metro
Council |
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- 32. [R-119-14](#)** 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: November 2014)
- Sponsors:** David Tandy (D-4)
- Attachments:** [Resolution - Firstsource Group USA Inc 19 May 2014](#)
- Legislative History**
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| 5/29/14 | Labor & Economic
Development Committee | recommended for approval to the Metro
Council |
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- 33. [R-129-14](#)** A RESOLUTION DETERMINING ONE (1) PARCEL OF REAL PROPERTY LOCATED ON SCHUFF LANE 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: November 2014)
- Sponsors:** Jim King (D-10)
- Attachments:** [1531 Schuff Lane MP 11-11-13](#)
- Legislative History**
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| 5/29/14 | Labor & Economic
Development Committee | recommended for approval to the Metro
Council |
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Old Business

34. [O-359-14](#) AN ORDINANCE AUTHORIZING THE MAYOR TO MODIFY AND EXTEND THE 1998 GAS FRANCHISE AGREEMENT WITH LOUISVILLE GAS AND ELECTRIC COMPANY. (AMENDMENT BY SUBSTITUTION.) (Action Required By: November 2014)
- Sponsors:** Jim King (D-10) and Kelly Downard (R-16)
- Attachments:** [O-359-14 LGE FRANCHISE AGREEMENT](#)
[O-359-14 PROPOSED FLOOR AMEND BY SUB LGE FRANCHISE AGREEMENT](#)
- Legislative History**
- | | | |
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| 5/29/14 | Budget Committee | recommended for approval to the Metro Council |
| 5/29/14 | Budget Committee | amended |
35. [RP060214JT](#) RE-APPOINTMENT OF JOHN TILLMAN TO THE BUECHEL FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016.
- Attachments:** [APPT BUECHEL FIRE PROTECTION DISTRICT BOARD 5-19-14](#)
[AMENDED TERM DATE 6-30-17](#)
- Legislative History**
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| 6/2/14 | Committee on Appointments | recommended for approval to the Metro Council |
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36. [R-099-14](#) A RESOLUTION ANNOUNCING THE STATUTORY REQUIREMENTS AND RELEVANT ISSUES METRO COUNCIL WILL CONSIDER WHEN EVALUATING RESIDENTIAL ANNEXATION REQUESTS. (Action Required By: October 2014) (AMENDMENT BY SUBSTITUTION)
- Sponsored by: Councilman Kelly Downard
- Sponsors:** Kelly Downard (R-16)
- Attachments:** [R-099-14 PROPOSED AMEND BY SUB 4-22-14](#)
- Legislative History**
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| 5/20/14 | Ad Hoc Committee on Annexation | amended |
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37. [R-100-14](#) A RESOLUTION ANNOUNCING THE STATUTORY REQUIREMENTS AND RELEVANT ISSUES METRO COUNCIL WILL CONSIDER WHEN EVALUATING COMMERCIAL AND INDUSTRIAL ANNEXATION REQUESTS. (AMENDMENT BY SUBSTITUTION)
- Sponsored by: Councilman Kelly Downard
- Sponsors:** Kelly Downard (R-16)
- Attachments:** [R-100-14 PROPOSED AMEND BY SUB 4-22-14](#)
- Legislative History**
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| 5/20/14 | Ad Hoc Committee on Annexation | approved as amended and sent to Metro Council |
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New Business**Legislation assigned to APPROPRIATIONS, NDFS AND CIFS**

38. [O-364-14](#) AN ORDINANCE APPROPRIATING \$13,548.62 FROM DISTRICT 11 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO BLACKACRE CONSERVANCY, INC. FOR THE PURCHASE, CONSTRUCTION AND INSTALLATION OF SIGNAGE AND A HOOP HOUSE FOR THE COMMUNITY GARDEN AT BLACKACRE NATURE PRESERVE AND HISTORIC HOMESTEAD. (Action Required By: December 2014)

Sponsors: Kevin Kramer (R-11)

39. [O-368-14](#) AN ORDINANCE APPROPRIATING \$62,154.50 FROM DISTRICT 7 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CITY OF ST. MATTHEWS, PURSUANT TO LMCO 97.100 ESTABLISHING A METRO PARTNERSHIP PROGRAM WITH SUBURBAN CITIES FOR WARWICK PARK IMPROVEMENTS. (Action Required By: December 2014)

Sponsors: Kenneth C. Fleming (R-7)

40. [O-371-14](#) AN ORDINANCE APPROPRIATING \$6,750 FROM DISTRICT 26 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CITY OF MEADOWVIEW ESTATES, PURSUANT TO LMCO 97.100 ESTABLISHING A METRO PARTNERSHIP PROGRAM WITH SUBURBAN CITIES FOR A SECURITY CAMERA SYSTEM. (Action Required By: December 2014)

Sponsors: Brent Ackerson (D-26)

Legislation assigned to BUDGET

41. [O-365-14](#) AN ORDINANCE AMENDING ORDINANCE NO. 112, SERIES 2006, AS AMENDED BY ORDINANCE NO. 168, SERIES 2009; AMENDING ORDINANCE NO. 106, SERIES 2013 AND ORDINANCE NO. 107, SERIES 2013 PERTAINING RESPECTIVELY TO THE 2013-2014 OPERATING AND 2013-2014 CAPITAL BUDGETS BY TRANSFERRING FUNDS FROM OPERATING TO CAPITAL AND BETWEEN CAPITAL PROJECTS. (Action Required By: December 2014)

Sponsors: Marianne Butler (D-15)

42. [O-366-14](#) AN ORDINANCE AMENDING ORDINANCE NO. 107, SERIES 2013 PERTAINING TO THE 2013-2014 CAPITAL BUDGET, ORDINANCE NO. 159, SERIES 2013, AND ORDINANCE NO. 160, SERIES 2013, BY AMENDING EXISTING AND ESTABLISHING NEW KENTUCKY TRANSPORTATION PROJECTS. (Action Required By: December 2014)

Sponsors: Marianne Butler (D-15)

43. [O-374-14](#) AN ORDINANCE AMENDING AND RESTATING ORDINANCE NO. 87, SERIES 2012, AUTHORIZING THE ISSUANCE OF UP TO \$7,000,000 PRINCIPAL AMOUNT OF AN INDUSTRIAL BUILDING SOLID WASTE DISPOSAL REVENUE NOTE (RECAST ENERGY LOUISVILLE, LLC PROJECT), SERIES 2014, FOR THE PURPOSE OF FINANCING CERTAIN COSTS RELATING TO CAPITAL IMPROVEMENTS AND EQUIPPING OF FACILITIES LOCATED AT 4200 BELLS LANE, LOUISVILLE, JEFFERSON COUNTY, KENTUCKY; APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT AMONG THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, RECAST ENERGY LOUISVILLE, LLC AND PRESIDENTIAL BANK, FSB AND RELATED DOCUMENTS; AUTHORIZING THE NEGOTIATED SALE OF THE NOTE; AND TAKING OTHER RELATED ACTION. (Action Required By: December 2014)

Sponsors: David Tandy (D-4)

Attachments: [O-374-14 ATTACH AMENDING & RESTATING ORD 87 SERIES 2013 RECAST](#)

44. [O-377-14](#) AN ORDINANCE RELATING TO THE 2014-15 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INCLUDING APPROPRIATIONS AND AUTHORIZATIONS OF FUNDS FOR GENERAL CONSTRUCTION, MAINTENANCE, REPAIR AND IMPROVEMENT OF THE FACILITIES AND ASSETS OF THE GOVERNMENT OF LOUISVILLE/JEFFERSON COUNTY AND OTHER LOUISVILLE METRO-SUPPORTED ACTIVITIES FOR 2014-15. (Action Required By: June 30, 2014)

Sponsors: Marianne Butler (D-15)

Attachments: [O-377-14 Capital Budget FY14-15](#)

45. [O-378-14](#) AN ORDINANCE RELATING TO THE 2014-2015 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INCLUDING APPROPRIATIONS AND AUTHORIZATIONS FOR OPERATION, MAINTENANCE, SUPPORT, AND FUNCTIONING OF THE GOVERNMENT AND ITS VARIOUS OFFICERS, DEPARTMENTS, COMMISSIONS, INSTITUTIONS, AGENCIES, AND OTHER METRO-SUPPORTED ACTIVITIES. (Action Required By: June 30, 2014)

Sponsors: Marianne Butler (D-15)

Attachments: [O-378-14 Operating Budget FY14-15](#)

Legislation assigned to **COMMITTEE ON HEALTH, EDUCATION, AND HOUSING**

46. [R-131-14](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) IN THE AMOUNT OF \$15,000 TO ASSIST NACCHO IN THE HEALTH-IN-ALL-POLICIES LEADERSHIP ACADEMY TO BE HELD IN LOUISVILLE, KENTUCKY, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND WELLNESS. (Action Required By: December 2014)

Sponsors: Vicki Aubrey Welch (D-13)

47. [R-132-14](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES OFFICE OF MINORITY HEALTH RESOURCE CENTER IN THE AMOUNT OF \$2,500 TO CREATE COMMUNITY AWARENESS OF INFANT MORTALITY IN LOUISVILLE METRO AND TO ORGANIZE A BABY BUGGY WALK IN THE PARK TO TAKE PLACE ON SEPTEMBER 13, 2014, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND WELLNESS. (Action Required By: December 2014)

Sponsors: Vicki Aubrey Welch (D-13)

48. [R-133-14](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT OF UP TO \$30,000.00 FROM THE FUND FOR CITIES OF SERVICE, INC. CONCERNING IMPACT VOLUNTEERING. (Action Required By: December 2014)

Sponsors: Glen Stuckel (R-17)

Attachments: [R-133-14 ATTACH](#)

Adjournment

Announcements

