

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Action Summary - Final-revised

Thursday, May 26, 2016

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 Yates (25)

Pro-Tem: Bill Hollander (9)

Call to Order

President Yates called the meeting to order at 6:03 PM and asked all to rise for the Pledge of Allegiance.

Members Roll Call

Council Member Tandy (D-4) arrived at 6:07 PM and left at 7:06 PM, Council Member Bryant Hamilton (D-5) arrived at 6:43 PM, Council Member Stuckel (R-17) left at 6:07 PM, Council Member Engel (R-22) left at 6:23 PM, Council Member Flood (D-24) left at 7:05 PM

- Present:** 24 - Council Member Jessica Green (D-1), Council Member Barbara Shanklin (D-2), Council Member Mary C. Woolridge (D-3), Council Member 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 Kevin Kramer (R-11), Council Member Rick Blackwell (D-12), Council Member Vicki Aubrey Welch (D-13), Council Member Cindi Fowler (D-14), Council Member Marianne Butler (D-15), Council Member Kelly Downard (R-16), Council Member Glen Stuckel (R-17), Council Member Julie Denton (R-19), 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 President David Yates (D-25) and Council Member Brent Ackerson (D-26)
- Excused:** 2 - Council Member Marilyn Parker (R-18) and Council Member Dan Johnson (D-21)

Support Staff

Sarah Martin, Jefferson County Attorney's Office

Clerks

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

Address to Council

1. [ID 16-608](#)

Address to Council - May 26, 2016

Attachments: [5-26-16- Address to Council Agenda](#)

[ADDRESS TO COUNCIL HANDOUT - Young](#)

The Clerk called forward the following speakers:

1. **Robert Dean**
District 20
Topic: **Cornerstone 2020**
2. **Okie L. Young**
District 3
Topic: **Project Hope & Dreams**

Guests2. [ID 16-588](#)

Council Members Peden, James and Shanklin recognized the Noe Middle School Girls Soccer Team and the Rangeland Elementary Indoor Soccer Team.

3. [ID 16-609](#)

Council Members Ackerson and Woolridge recognized Miss Daphne Woolridge.

Council Minutes4. [ID 16-610](#)

Regular Metro Council - May 12, 2016

Attachments: [05-12-16 Action Summary](#)
[05-12-16 UNEDITED Transcript](#)

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

Committee Minutes5. [ID 16-555](#)

Regular: Ad Hoc Committee on Infrastructure and Maintenance - May 10, 2016

Attachments: [Infrastructure and Main 051016](#)

6. [ID 16-567](#)

Regular: Ad Hoc Committee on Infrastructure and Maintenance - May 11, 2016

Attachments: [Infrastructure and Main 051116](#)

7. [ID 16-581](#)

Regular: Intergovernmental Affairs and Annexation Committee - May 12, 2016

Attachments: [5-12-16 Intergov Affairs and Annex Action Summary](#)

8. [ID 16-582](#)

Regular: Committee on Sustainability and Parks - May 12, 2016

Attachments: [5-12-16 Sustainability & Parks Action Summary](#)

9. [ID 16-564](#)

Regular: Committee of the Whole - May 12, 2016

Attachments: [05-12-16 COW Action Summary](#)

10. [ID 16-604](#)
Regular: Planning/Zoning, Land Design and Development Committee - May 17, 2016
Attachments: [P&Z Action Summary 051716](#)
11. [ID 16-605](#)
Regular: Labor and Economic Development Committee - May 17, 2016
Attachments: [LED Action Summary 051716](#)
12. [ID 16-593](#)
Regular: Appropriations, NDFs and CIFS Committee - May 17, 2016
Attachments: [05-17-16 Appropriations Action Summary](#)
13. [ID 16-580](#)
Regular: Committee on Health and Education - May 18, 2016
Attachments: [5-20-16 Committee on Health & Education Summary](#)
14. [ID 16-594](#)
Regular: Public Safety Committee - May 18, 2016
Attachments: [5-18-16 Public Safety Action Summary](#)
15. [ID 16-626](#)
Regular: Committee on Appointments - May 19, 2016
Attachments: [5-19-26 Committee on Appointments Action Summary](#)
16. [ID 16-606](#)
Special: Budget Committee - May 19, 2016 and continued to May 25, 2016
Attachments: [Budget Action Summary 051916](#)
[Budget Action Summary 052516](#)
17. [ID 16-607](#)
Regular: Ad Hoc Committee on Land Development Code - May 23, 2016
Attachments: [Ad Hoc LDC Action Summary 052316](#)
18. [ID 16-611](#)
Regular: Committee on Committees - May 24, 2016
Attachments: [05-24-16 COC Action Summary](#)

A motion was made by Council Member Butler, seconded by Council Member James, 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 appointments requiring Council approval were assigned to the Committee on Appointments.

19. [ID 16-599](#)

Board of Zoning Adjustment - Michael Allendorf, Rosalind Fishman, (Re-Appointments)

Attachments: [APTS BOARD OF ZONING ADJUSTMENT 5.23.16](#)

20. [ID 16-600](#)

Louisville Zoo Foundation, Inc.- Steven Phillips, (New Appointment), Shelisa Gautreaux, Darryl Metzger, (Re-appointments) Metro Council approval is not required)

Attachments: [APTS LOUISVILLE ZOO 5.23.16 \(Metro Council approval not required\)](#)

Consent Calendar**Legislation forwarded from APPROPRIATIONS, NDFS AND CIFS COMMITTEE****21. [O-117-16](#)**

AN ORDINANCE APPROPRIATING \$6,250 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$2,500 FROM DISTRICT 12; \$1,500 FROM DISTRICT 11; \$1,000 EACH FROM DISTRICTS 9, 14; \$250 FROM DISTRICT 16; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO STAGE ONE: THE LOUISVILLE CHILDREN'S THEATRE, INC., FOR COSTS ASSOCIATED WITH THE PRODUCTION OF "HAROLD AND THE PURPLE CRAYON" INCLUDING LEASING THE BOMHARD THEATRE AT THE KENTUCKY CENTER FOR THE ARTS.

Sponsors:Primary Rick Blackwell (D-12), Primary Bill Hollander (D-9), Primary Cindi Fowler (D-14), Primary Kelly Downard (R-16) and Primary Kevin Kramer (R-11)

Attachments: [O-117-16 SOLCT](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 64-2016

22. [O-123-16](#)

AN ORDINANCE APPROPRIATING \$10,000 FROM DISTRICT 13 NEIGHBORHOOD DEVELOPMENT FUNDS; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC., FOR PLAYGROUND EQUIPMENT AT OKOLONA ELEMENTARY SCHOOL.

Sponsors:Primary Vicki Aubrey Welch (D-13)

Attachments: [O-123-16 JCPEF](#)

[JCPS EMAIL](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 65-2016

Legislation forwarded from BUDGET COMMITTEE

23. [O-124-16](#)

AN ORDINANCE CREATING A NEW SECTION 110.05(P) OF THE LOUISVILLE METRO CODE OF ORDINANCES RELATING TO PAYMENT OF OCCUPATIONAL LICENSE TAX WITHHOLDINGS BY ELECTRONIC FUND TRANSFER, CREATING A NEW DEFINITION IN SECTION 110.01, AND CREATING A NEW PENALTY WITHIN SECTION 110.99 FOR ENFORCEMENT OF THE REQUIRED PAYMENT BY ELECTRONIC FUND TRANSFER.

Sponsors:Primary Marianne Butler (D-15) and Primary Angela Leet (R-7)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 66-2016

Legislation forwarded from COMMITTEE ON APPOINTMENTS

24. [AP051916SD](#)

APPOINTMENT OF DR. SUNDEEP DRONAWAT TO THE WATERWORKS BOARD. TERM EXPIRES MAY 26, 2020.

Attachments: [APT WATERWORKS BOARD 5.09.16](#)

[Dronawat Sundeep Dr. - 05.09.16](#)

This Appointment was approved on the Consent Agenda.

25. [AP050516CF](#)

APPOINTMENT OF CHARLES FORD TO THE PLEASURE RIDGE PARK FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2019.

Attachments: [APT PLEASURE RIDGE PARK FIRE PROTECTION DISTRICT BOARD 4.25.16](#)

[Charles Ford 4.25.16](#)

[Board Details - Pleasure Ridge Park Fire Protection District Board 4.25.16](#)

[Applicants for Board 4.25.16](#)

[Current Board 4.25.26](#)

This Appointment was approved on the Consent Agenda.

26. [AP050516JW](#)

APPOINTMENT OF JASON WILLIAMS TO THE METROPOLITAN SEWER DISTRICT BOARD. TERM EXPIRES FEBRUARY 28, 2018.

Attachments: [APT METROPOLITAN SEWER DISTRICT 4.25.16](#)

[Jason Williams 4.25.16](#)

[Board Details MSD 4.25.16](#)

[Applicants for Board 4-25-16](#)

[Current Board 4-25-16](#)

This Appointment was approved on the Consent Agenda.

**Legislation forwarded from LABOR AND ECONOMIC DEVELOPMENT
COMMITTEE**27. [R-53-16](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$16,910,000 OF TIGER GRANT FUNDING FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION'S FEDERAL HIGHWAY ADMINISTRATION FOR THE TRANSFORMATION OF DIXIE HIGHWAY.

Sponsors: Primary Rick Blackwell (D-12)

Attachments: [\\$16,910M USDOT FHWA TransformDixieHwy FY15 TIGER Grant Agreement FINAL 4 20 2016](#)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 46-2016

Approval of the Consent Agenda

A motion was made by Council Member Welch, seconded by Council Member Owen, to approve the Consent Agenda. The motion carried by the following vote:

Yes: 20 - Green, Shanklin, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Denton, Benson, Peden, Flood and Yates

Excused: 4 - Stuckel, Parker, Johnson and Engel

Absent: 2 - Woolridge and Ackerson

Old Business28. [O-116-16](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 6503 BILLTOWN ROAD CONTAINING 3.85 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1057)(AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [15ZONE1057](#)

[15ZONE1057 ApprovedPlan 04.07.16](#)

[15ZONE1057 PC minutes 04.07.16](#)

[15ZONE1057 LDT minutes 02.25.16](#)

[15ZONE1057 staff rpts](#)

[15ZONE1057 PC exhibit book 04.07.16](#)

[15ZONE1057 appl justification](#)

[15ZONE1057 Applicant's presentation](#)

[15ZONE1057 citizen comments](#)

[15ZONE1057 legal desc](#)

[15ZONE1057 Traffic Study](#)

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

Yes: 16 - Green, Shanklin, Woolridge, Hamilton, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Denton and Flood

No: 6 - Tandy, James, Benson, Peden, Yates and Ackerson

Excused: 4 - Stuckel, Parker, Johnson and Engel

Enactment No: Ordinance 67-2016

29. [O-101-16](#)

AN ORDINANCE AMENDING THE FOLLOWING SECTIONS OF CHAPTERS 1, 2 AND 8 OF THE LAND DEVELOPMENT CODE PERTAINING TO THE OLD LOUISVILLE / LIMERICK TRADITIONAL NEIGHBORHOOD ZONING DISTRICT - APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 15AMEND1001)(AS AMENDED).

Sponsors: Primary David James (D-6)

Attachments: [O-101-16 PROPOSED AMEND handed out by James](#)

[15AMEND1001 PZC 5-17-16](#)

[15AMEND1001 and 15AREA1001 all minutes](#)

[15AMEND1001 and 15AREA1001 staff reports](#)

[15AREA1001 and 15AMEND1001 public comments](#)

[O-101-16 Ordinance 15AMEND1001 - TNZD Text Ordinance 2](#)

[O-101-16 Amended Ordinance 15AMEND1001 - TNZD Text Ordinance 2](#)

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

Yes: 22 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Denton, Benson, Peden, Flood, Yates and Ackerson

Excused: 4 - Stuckel, Parker, Johnson and Engel

Enactment No: Ordinance 68-2016

30. [O-121-16](#)

AN ORDINANCE CHANGING THE NEIGHBORHOOD TYPE OF TWO PROPERTIES IN THE OLD LOUISVILLE / LIMERICK TRADITIONAL NEIGHBORHOOD ZONING DISTRICT FROM NEIGHBORHOOD GENERAL TO NEIGHBORHOOD CENTER TRANSITION-EDGE TRANSITION, WITH SUCH PROPERTIES BEING GENERALLY LOCATED ON SOUTH 7TH STREET BETWEEN WEST ORMSBY AVENUE AND WEST OAK STREET AND BEING IN LOUISVILLE METRO (CASE NO. 15AREA1001).

Sponsors: Primary David James (D-6)

Attachments: [15AMEND1001 PZC 5-17-16](#)

[15AMEND1001 and 15AREA1001 all minutes](#)

[15AMEND1001 and 15AREA1001 staff reports](#)

[15AREA1001 and 15AMEND1001 public comments](#)

[O-121-16 Ordinance 15AREA1001 TNZD Map Amendment](#)

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

Yes: 22 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Denton, Benson, Peden, Flood, Yates and Ackerson

Excused: 4 - Stuckel, Parker, Johnson and Engel

Enactment No: Ordinance 69-2016

31. [O-118-16](#)

AN ORDINANCE AMENDING SECTION 115 OF THE LOUISVILLE METRO CODE OF ORDINANCES (LMCO) RELATING TO SHORT TERM RENTALS. (AS AMENDED).

Sponsors:Primary David Yates (D-25)

Attachments: [ORD 217 2015](#)

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

Yes: 20 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Denton, Benson, Peden, Yates and Ackerson

Excused: 6 - Tandy, Stuckel, Parker, Johnson, Engel and Flood

Enactment No: Ordinance 70-2016

32. [O-115-16](#)

AN ORDINANCE APPROPRIATING (\$5,001) \$5,301 FROM NEIGHBORHOOD DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$3,049 FROM DISTRICT 17; \$652 FROM DISTRICT 18; \$500 EACH FROM DISTRICTS 8, 16; \$300 EACH FROM DISTRICTS 14, 7; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE LOUISVILLE-THRUSTON CHAPTER OF THE KENTUCKY SOCIETY OF THE SONS OF THE AMERICAN REVOLUTION FOR COLOR GUARD UNIFORMS (As Amended).

Sponsors:Primary Glen Stuckel (R-17), Primary Cindi Fowler (D-14), Primary Tom Owen (D-8), Primary Kelly Downard (R-16), Primary Marilyn Parker (R-18) and Additional Angela Leet (R-7)

Attachments: O-115-16 LTCKSSAR

A motion was made by Council Member Woolridge, seconded by Council Member Butler, that this Ordinance be approved.

Enactment No: Ordinance 71-2016

A motion was made by Council Member Blackwell, seconded by Council Member Kramer, that this Ordinance be amended as follows:

ADD-
\$300 each from Districts 20 and 24.

The motion to amend carried by a voice vote.

A motion was made by Council Member Bryant Hamilton, seconded by Council Member Downard, that this Ordinance be amended as follows:

ADD-
\$300 each from Districts 13, 15, 25 and 26
\$250 from District 5
\$73 from District 23

INCREASE-
District 7 and 14 allocation by \$200 making the total allocation for each \$500.

The motion to amend carried by a voice vote.

The new total allocated is \$7,824.

Enactment No: Ordinance 71-2016

The motion to approve carried by the following vote and the Ordinance as amended passed:

Yes: 18 - Green, Shanklin, Woolridge, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Benson, Peden, Yates and Ackerson

Excused: 6 - Tandy, Stuckel, Parker, Johnson, Engel and Flood

Absent: 2 - Hamilton and Denton

Enactment No: Ordinance 71-2016

33. O-119-16

AN ORDINANCE APPROPRIATING (\$20,000) \$25,500 FROM (DISTRICT 26) NEIGHBORHOOD DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$20,000 FROM DISTRICT 26; \$5,000 FROM DISTRICT 9; \$500 FROM DISTRICT 18; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE WAGGENER WILDCAT BOOSTER CLUB, INC. FOR THE RENOVATION OF THE TRACK AT WAGGENER HIGH SCHOOL (As Amended).

Sponsors: Primary Brent Ackerson (D-26), Additional Bill Hollander (D-9) and Additional Marilyn Parker (R-18)

Attachments: O-119-16 WWB

A motion was made by Council Member Woolridge, seconded by Council Member James, that this Ordinance be approved.

Enactment No: Ordinance 72-2016

A motion was made by Council Member Peden, seconded by Council Member James, that this Ordinance be amended by adding \$7,500 from District 7 and \$1,500 from District 18. The motion to amend carried by a voice vote.

The new total allocated is \$34,500.

Enactment No: Ordinance 72-2016

The motion to approve carried by the following vote and the Ordinance as amended passed:

Yes: 20 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Denton, Benson, Peden, Yates and Ackerson

Excused: 6 - Tandy, Stuckel, Parker, Johnson, Engel and Flood

Enactment No: Ordinance 72-2016

34. O-133-16

AN ORDINANCE APPROPRIATING \$12,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 21; \$1,500 FROM DISTRICT 8; \$1,000 FROM DISTRICT 15; \$500 EACH FROM DISTRICTS 9, 3, 13, 6, 1, 2, 5, 25, 4; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE KENTUCKIANA PRIDE FOUNDATION, INC. FOR COSTS ASSOCIATED WITH THE PRODUCTION OF THE FESTIVAL, PARADE AND CONCERT.

Sponsors: Primary Dan Johnson (D-21), Primary Tom Owen (D-8), Primary Marianne Butler (D-15), Primary Bill Hollander (D-9), Primary Mary C. Woolridge (D-3), Primary Vicki Aubrey Welch (D-13), Primary David James (D-6), Primary Jessica Green (D-1), Primary Barbara Shanklin (D-2), Primary Cheri Bryant Hamilton (D-5), Primary David Yates (D-25) and Primary David Tandy (D-4)

Attachments: O-133-16 KPF

A motion was made by Council Member Woolridge, seconded by Council Member Welch, that this Ordinance be approved.

Enactment No: Ordinance 73-2016

A motion was made by Council Member Ackerson, seconded by Council Member James, that this Ordinance be amended by adding \$500 from District 12. The motion to amend carried by a voice vote.

Enactment No: Ordinance 73-2016

A motion was made by Council Member Mulvihill, seconded by Council Member Benson, that this Ordinance be amended by adding \$250 from District 10. The motion to amend carried by a voice vote.

The new total allocated is \$12,750.

Enactment No: Ordinance 73-2016

The motion to approve carried by the following vote and the Ordinance as amended passed:

Yes: 19 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Benson, Peden, Yates and Ackerson

Excused: 6 - Tandy, Stuckel, Parker, Johnson, Engel and Flood

Absent: 1 - Denton

Enactment No: Ordinance 73-2016

35. [O-132-16](#)

**AN ORDINANCE AUTHORIZING THE MAYOR TO BID A GAS FRANCHISE AGREEMENT.
(Amended by Substitution)**

Sponsors: Primary Bill Hollander (D-9) and Additional Kevin Kramer (R-11)

Attachments: [O-132-16 ATTACH PROPOSED ABS Gas Franchise Agreement 5-25-16 with Hollander Amendment and JCAO modifications](#)
[Gas Franchise Agreement \(clean copy - 3 with Scribner\) on 5-20-16](#)
[Gas Franchise Agreement 5-25-16 with Hollander Amendment and JCAO modifications](#)

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

Yes: 16 - Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Kramer, Blackwell, Welch, Fowler, Denton, Benson, Peden, Yates and Ackerson

No: 1 - Green

Present: 1 - Downard

Excused: 6 - Tandy, Stuckel, Parker, Johnson, Engel and Flood

Abstain: 2 - Mulvihill and Butler

Enactment No: Ordinance 74-2016

New Business

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

Legislation assigned to APPROPRIATIONS, NDFS AND CIFS COMMITTEE**36. [O-131-16](#)**

AN ORDINANCE APPROPRIATING \$9,600 FROM DISTRICT 3 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO DARE TO CARE, INC. FOR THE BACKPACK BUDDY PROGRAM AT CANE RUN ELEMENTARY SCHOOL.

Sponsors:Primary Mary C. Woolridge (D-3)

Attachments: [O-131-16 DTC](#)

Action Required By: November 2016

37. [O-151-16](#)

AN ORDINANCE APPROPRIATING \$20,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$15,000 FROM DISTRICT 11; \$5,000 FROM DISTRICT 20; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO BLACKACRE CONSERVANCY, INC. FOR THE COSTS ASSOCIATED WITH THE CONSTRUCTION OF A BUTTERFLY GARDEN AND GAZEBO.

Sponsors:Primary Kevin Kramer (R-11) and Primary Stuart Benson (R-20)

Attachments: [O-151-16 BC](#)

Action Required By: November 2016

38. [O-163-16](#)

AN ORDINANCE APPROPRIATING \$9,000 FROM DISTRICT 3 NEIGHBORHOOD DEVELOPMENT FUNDS; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC., FOR PLAYGROUND EQUIPMENT AT SCHAFFNER TRADITIONAL ELEMENTARY SCHOOL.

Sponsors:Primary Mary C. Woolridge (D-3)

Attachments: [O-163-16 JCPEF](#)

Action Required By: November 2016

Legislation assigned to COMMITTEE ON APPOINTMENTS**39. [RP060216MA](#)**

RE-APPOINTMENT OF MICHAEL ALLENDORF TO THE BOARD OF ZONING ADJUSTMENT. TERM EXPIRES JUNE 30, 2019.

Attachments: [RE-APT \(BOZA\) - Michael Allendorf](#)

[Michael Allendorf 5.23.16](#)

[Board Details - Board of Zoning 5.23.16](#)

[APPLICANTS FOR BOARD 5.23.16](#)

40. [RP060216RF](#)

RE-APPOINTMENT OF ROSALIND FISHMAN TO THE BOARD OF ZONING ADJUSTMENT. TERM EXPIRES JUNE 30, 2019.

Attachments: [RE-APT \(BOZA\) - Rosalind Fishman](#)

[Rosalind Fishman 5.23.16](#)

[Board Details - Board of Zoning 5.23.16](#)

[APPLICANTS FOR BOARD 5.23.16](#)

Legislation assigned to COMMITTEE ON SUSTAINABILITY AND PARKS**41. [R-60-16](#)**

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT THE DONATION OF FIVE GENERAL ELECTRIC APPLIANCES VALUED AT A TOTAL OF \$5,950 TO BE INSTALLED AT THE NEWBURG COMMUNITY CENTER AND ADMINISTERED BY THE METRO PARKS DEPARTMENT.

Sponsors:Primary Barbara Shanklin (D-2)

Attachments: [\\$5950 GE appliances donation Newburg CC PARKS](#)

Action Required By: November 2016

Legislation assigned to LABOR AND ECONOMIC DEVELOPMENT COMMITTEE**42. [R-61-16](#)**

A RESOLUTION APPROVING THE GRANTING OF LOCAL INCENTIVES TO M&M CARTAGE, AND ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

Sponsors:Primary Cheri Bryant Hamilton (D-5)

Attachments: [M & M Cartage Co., Inc. Louisville support letter](#)

Action Required By: November 2016

43. [R-65-16](#)

A RESOLUTION APPROVING THE GRANTING OF LOCAL INCENTIVES TO TPUSA, INC., AND ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

Sponsors:Primary Cheri Bryant Hamilton (D-5)

Attachments: [TPUSA, Inc. KEDFA preliminary board report](#)
[TPUSA, Inc. Louisville Metro's support letter](#)

Action Required By: November 2016

44. [O-154-16](#)

AN ORDINANCE ESTABLISHING A DEVELOPMENT AREA PURSUANT TO PROVISIONS OF KRS 65.7041- 65.7083 TO BE KNOWN AS THE BRADFORD MILLS DEVELOPMENT AREA, DESIGNATING THE METRO DEVELOPMENT AUTHORITY, INC. AS AN "AGENCY", ADOPTING A DEVELOPMENT PLAN, APPROVING ENTERING INTO A LOCAL PARTICIPATION AGREEMENT, AUTHORIZING THE PAYMENT OF THE "RELEASED AMOUNT" PURSUANT TO THE TERMS AND CONDITIONS OF THE LOCAL PARTICIPATION AGREEMENT, REQUIRING THE SUBMISSION OF REGULAR REPORTS TO LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND AUTHORIZING THE EXECUTION AND DELIVERY OF ANY OTHER DOCUMENTS AND THE TAKING OF ANY OTHER ACTIONS NECESSARY TO ACCOMPLISH THE PURPOSES AUTHORIZED BY THIS ORDINANCE.

Sponsors:Primary Pat Mulvihill (D-10)

Attachments: [O-154-16 ATTACH EXHIBIT A DEVELOPMENT PLAN](#)
[O-154-16 ATTACH EXHIBIT B LOCAL PARTICIPATION AGREEMENT](#)
[O-154-16 ATTACH EXHIBIT C MAP](#)

Action Required By: November 2016

45. [O-158-16](#)

AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, (I) AUTHORIZING THE ISSUANCE OF ITS HEALTH SYSTEM REVENUE BONDS, SERIES 2016 (NORTON HEALTHCARE, INC.) IN ONE OR MORE SERIES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$725,000,000, THE PROCEEDS OF WHICH SHALL BE LOANED TO NORTON HEALTHCARE, INC. AND NORTON HOSPITALS, INC. TO (A) PAY OR REIMBURSE NORTON HEALTHCARE, INC. AND NORTON HOSPITALS, INC. FOR THE COSTS OF ACQUIRING, CONSTRUCTING, RENOVATING AND EQUIPPING CERTAIN HEALTH CARE FACILITIES OF NORTON HEALTHCARE, INC. AND CERTAIN AFFILIATES, AND (B) REFUND AND RETIRE CERTAIN OUTSTANDING INDEBTEDNESS, AND (II) TAKING OTHER RELATED ACTION.

Sponsors:Primary Cheri Bryant Hamilton (D-5) and Primary Pat Mulvihill (D-10)

Attachments: [Exhibit A1 - Form of Indenture \(Series 2016A\)](#)

[Exhibit A2- Form of Indenture \(Series 2016 B-C\)](#)

[Exhibit B1 - Form of Loan Agreement \(2016A\)](#)

[Exhibit B2 - Form of Loan Agreement \(2016B-C\)](#)

[Exhibit C1 - Form of Bond Purchase Agreement \(2016A\)](#)

[Exhibit C2 - Form of Bond Purchase Agreement \(2016B-C\)](#)

Action Required By: November 2016

46. [O-161-16](#)

AN ORDINANCE ESTABLISHING A DEVELOPMENT AREA PURSUANT TO PROVISIONS OF KRS 65.7041- 65.7083 TO BE KNOWN AS THE HERITAGE GREEN DEVELOPMENT AREA, DESIGNATING THE METRO DEVELOPMENT AUTHORITY, INC. AS AN "AGENCY", ADOPTING A DEVELOPMENT PLAN, APPROVING ENTERING INTO A LOCAL PARTICIPATION AGREEMENT, AUTHORIZING THE PAYMENT OF THE "RELEASED AMOUNT" PURSUANT TO THE TERMS AND CONDITIONS OF THE LOCAL PARTICIPATION AGREEMENT, REQUIRING THE SUBMISSION OF REGULAR REPORTS TO LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND AUTHORIZING THE EXECUTION AND DELIVERY OF ANY OTHER DOCUMENTS AND THE TAKING OF ANY OTHER ACTIONS NECESSARY TO ACCOMPLISH THE PURPOSES AUTHORIZED BY THIS ORDINANCE.

Sponsors:Primary Dan Johnson (D-21)

Attachments: [Heritage Green - TIF Development Plan - Final](#)

[Heritage Green Map](#)

[Heritage GreenTIF - Local Participation Agreement v3](#)

Action Required By: November 2016

Legislation assigned to PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT COMMITTEE**47. [O-134-16](#)**

AN ORDINANCE CHANGING THE ZONING FROM C-2 COMMERCIAL TO EZ-1 ENTERPRISE ZONE ON PROPERTY LOCATED AT 711 E. JEFFERSON STREET AND 724 E. MARKET STREET CONTAINING 0.862 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1052).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [15ZONE1052 plan](#)

[15ZONE1052 PC minutes](#)

[15ZONE1052 LDT minutes](#)

[15ZONE1052 staff rpts](#)

[15ZONE1052 legal desc](#)

[15ZONE1052 appl justification stmt](#)

[15ZONE1052 Applicant studies and exhibits](#)

Action Required By: July 21, 2016

48. [O-136-16](#)

AN AREAWIDE ZONING CHANGE ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY, C-1 COMMERCIAL AND C-2 COMMERCIAL TO EZ-1 ENTERPRISE ZONE ON 23 PARCELS LOCATED WITHIN THE RENAISSANCE SOUTH BUSINESS PARK CONTAINING A TOTAL OF 26.2 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16AREA1000).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [16AREA1000 PC minutes](#)

[16AREA1000 LDT minutes](#)

[16AREA1000 staff rpts](#)

[16AREA1000 legal desc](#)

[16AREA1000 FOF](#)

[16AREA1000 Justification stmt](#)

[16AREA1000 LMC Ordinance](#)

[16AREA1000 Site Map](#)

Action Required By: July 21, 2016

49. [O-138-16](#)

AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 5520 BARDSTOWN ROAD CONTAINING 0.56 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1067).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [15ZONE1067_PC minutes](#)
[15ZONE1067_LDT minutes](#)
[15ZONE1067_staff rpts](#)
[15ZONE1067_applicants justification stmt](#)
[15ZONE1067_FOF](#)
[15ZONE1067_legal desc](#)
[15ZONE1067_plan](#)

Action Required By: July 21, 2016

50. [O-140-16](#)

AN ORDINANCE CLOSING AN 80 FOOT WIDE UNIMPROVED PORTION OF GLADSTONE AVENUE BETWEEN DRAYTON AVENUE AND LANDOR AVENUE, AND BEING IN LOUISVILLE METRO (CASE NO. 16STREETS1000).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [16STREETS1000_Minutes](#)
[16STREETS1000_legal desc](#)
[16STREETS1000_plat](#)
[16STREETS1000_staff rpt](#)

Action Required By: November 2016

51. [O-141-16](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 9500 DIXIE HIGHWAY CONTAINING 0.57 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1003).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [16ZONE1003_PC minutes](#)
[16ZONE1003_LDT minutes](#)
[16ZONE1003_staff rpts](#)
[16ZONE1003_legal desc](#)
[16ZONE1003_applicants booklet](#)
[16ZONE1003_applicants justification stmt](#)
[16ZONE1003_FOF](#)
[16ZONE1003_Plan_04.21.16](#)

Action Required By: July 21, 2016

52. [O-144-16](#)

AN ORDINANCE CHANGING THE ZONING FROM M-2 INDUSTRIAL TO C-1 COMMERCIAL AND CHANGING THE FORM DISTRICT FROM TRADITIONAL WORKPLACE TO TOWN CENTER ON PROPERTY LOCATED AT 3803, 3805 AND 3809 7TH STREET ROAD CONTAINING 0.549 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1064).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [15ZONE1064_PC minutes](#)
[15ZONE1064_LDT minutes](#)
[15ZONE1064_staff rpts](#)
[15ZONE1064_legal desc](#)
[15ZONE1064_applicants justification stmt](#)
[15ZONE1064_FOF](#)
[15ZONE1064_plan](#)

Action Required By: July 21, 2016

53. [O-149-16](#)

AN ORDINANCE CHANGING THE ZONING FROM R-6 MULTI-FAMILY RESIDENTIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 2100 AND 2104 SOUTH PRESTON STREET CONTAINING 0.066 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1048)

Sponsors:Primary Madonna Flood (D-24)

Attachments: [15ZONE1048_PC final minutes 04.21.16](#)

[15ZONE1048_LDT and PC minutes](#)

[15ZONE1048_staff rpts](#)

[15ZONE1048_legal desc](#)

[15ZONE1048_applicants justification stmt](#)

[15ZONE1048_citizen letters and exhibit](#)

[15ZONE1048_FOF](#)

[15ZONE1048_plan 04.21.16](#)

Action Required By: July 21, 2016

Legislation assigned to PUBLIC SAFETY COMMITTEE**54. [R-63-16](#)**

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT OF \$18,004 FROM THE FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION (“FSPSF”) TO BE ADMINISTERED BY EMERGENCY SERVICES’ EMERGENCY MEDICAL SERVICES.

Sponsors:Primary David Yates (D-25)

Action Required By: November 2016

Legislation assigned to PUBLIC WORKS, BRIDGES AND TRANSPORTATION COMMITTEE**55. [O-135-16](#)**

AN ORDINANCE AMENDING ORDINANCE NO. 118, SERIES 2010 AS PERTAINING TO THE 2010-2011 CAPITAL BUDGET ADJUSTING THE SCOPE OF PROJECT NUMBER 97 APPROPRIATED TO PUBLIC WORKS & ASSETS.

Sponsors:Primary Angela Leet (R-7)

Action Required By: November 2016

56. [O-147-16](#)

AN ORDINANCE AWARDDING A COMMUNICATIONS SERVICES FRANCHISE TO GOOGLE FIBER KENTUCKY, LLC PURSUANT TO THE TERMS AND CONDITIONS IN CHAPTER 116.70 - 116.99 OF THE LOUISVILLE METRO CODE OF ORDINANCES.

Sponsors:Primary David Yates (D-25) and Primary Kevin Kramer (R-11)

Attachments: [O-147-16 ATTACH](#)

Action Required By: November 2016

57. [R-64-16](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A GRANT AGREEMENT TO PROVIDE \$7,500 TO THE STERLING SPRINGS ESTATES HOMEOWNERS ASSOCIATION (ASSOCIATION) FOR REMOVAL OF SEDIMENT FROM THE STERLING SPRINGS ESTATES HOMEOWNERS ASSOCIATION BASIN LOCATED IN THE STERLING SPRINGS ESTATES SUBDIVISION AT LAKE STERLING STREET.

Sponsors:Primary Marilyn Parker (R-18)

Action Required By: November 2016

58. [O-159-16](#)

AN ORDINANCE AWARDDING A COMMUNICATIONS SERVICES FRANCHISE TO GOFF NETWORK TECHNOLOGIES, INC.-KENTUCKY DBA USA FIBER PURSUANT TO THE TERMS AND CONDITIONS IN CHAPTER 116.70 - 116.99 OF THE LOUISVILLE METRO CODE OF ORDINANCES.

Sponsors:Primary David Yates (D-25) and Primary Kevin Kramer (R-11)

Attachments: [O-159-16 ATTACH](#)

Action Required By: November 2016

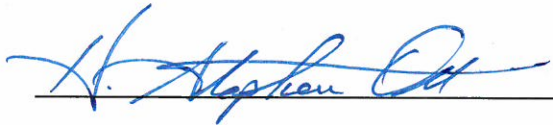
Action Required By: November 2016

Adjournment

Without objection President Yates adjourned the meeting at 7:31 PM.

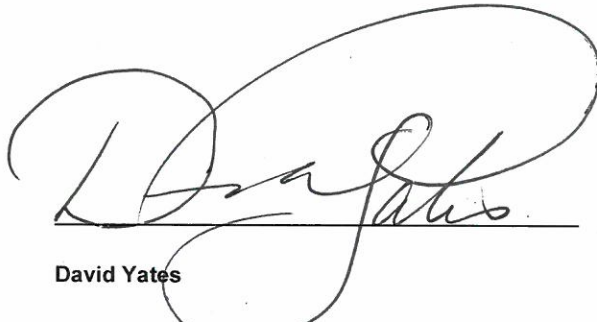
Approval Signatures

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



H. Stephen Ott

Clerk of the Louisville Metro Council



David Yates

President of the Council

6/9/2016
Date