

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Action Summary - Final

Thursday, December 14, 2017

6:00 PM

Council Chambers

Metro Council

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

President: David Yates (D-25)

Pro-Tem: Bill Hollander (D-9)

Call to Order

President Yates called the meeting to order at 6:11 PM and asked all to rise for the Pledge of Allegiance.

Members Roll Call

The Clerk called the roll. A quorum was established.

Council Member Peden arrived at 6:15 PM; Council Members Shanklin and Fowler arrived at 6:19 PM. Council Member Shanklin left at 7:33 PM; Council Member Stuckel left at 7:57 PM and Council Member Fowler left at 8:23 PM.

- Present:** 24 - Council Member Jessica Green (D-1), Council Member Barbara Shanklin (D-2), Council Member Barbara Sexton Smith (D-4), Council Member Cheri Bryant Hamilton (D-5), Council Member David James (D-6), Council Member Angela Leet (R-7), Council Member S. Brandon Coan (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 Scott Reed (R-16), Council Member Glen Stuckel (R-17), Council Member Marilyn Parker (R-18), 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:** 1 - Council Member Mary C. Woolridge (D-3)

Support Staff

**Sarah Martin, Jefferson County Attorney's Office
Nick Kouloungis, Department of Information Technology Services**

Clerks

H. Stephen Ott, CKMC, David B. Wagner, Assistant Clerk and Jess Helton, CKMC

Introduction of Page(s)

1. [ID 17-2017](#)

Council Member Green introduced Warren Grant as the Page from District 1.

Address to Council2. [ID 17-2018](#)

Address to Council - December 14, 2017 (Deadline to sign up to speak is Wednesday, December 13th by 4:00 PM.)

Attachments: [12-14-17 Address Council Agenda.pdf](#)

The Clerk called forward the following speakers:

Bob DeVore
District 22
Topic: MSD Rate Hike (Opposed)

Tonya Montgomery
District 6
Topic: Affordable Housing (Support)

Cathy Hinko
District 9
Topic: Affordable Housing (Support #2)

J. Alexander
District 6
Topic: Removal of Homeless Camps (Against)

Daniel Cobble
District 11
Topic: National Security and the Opioid Crisis

Guests3. [ID 17-1846](#)

Council Member James recognized Jacob Keisling, District 6 Staff Helper and presented a special proclamation.

President Yates stepped down from the Chair at 6:40 PM, in order to recognize the Holy Cross High School Cross Country Team and asked President Pro Tem Hollander to preside. President Yates resumed the Chair at 6:47 PM.

4. [ID 17-1931](#)

Council Member Blackwell and President Yates recognized the Holy Cross High School Cross Country Team for their State Championship win.

5. [ID 17-2020](#)

Council Member Sexton Smith introduced Kristi Papailer, Theatre Teacher, and Sean Hennessey, Squallis Puppeteers, as the performers and recipients of the Image Grant from Fund for the Arts that was partially funded by Metro Council.

Council Minutes

6. [ID 17-2019](#)

Regular: Metro Council - November 30, 2017

Attachments: [11-30-17 FINAL MC Action Summary.pdf](#)
[11-30-17 UNEDITED Transcript.pdf](#)

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

Committee Minutes

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

7. [ID 17-2030](#)

Regular: Committee of the Whole - November 30, 2017

Attachments: [113017 COW Action Summary.pdf](#)

8. [ID 17-2021](#)

Regular: Planning/Zoning, Land Design and Development Committee - December 5, 2017

Attachments: [120517 P&Z Action Summary.pdf](#)

9. [ID 17-2016](#)

Regular: Public Works, Parks, Sustainability and Transportation Committee - December 5, 2017

Attachments: [12-05-17 PW, Parks, Sustainability and Transportation Committee Action Summary.pdf](#)

10. [ID 17-2029](#)

Regular: Labor and Economic Development Committee - December 5, 2017

Attachments: [LED Action Summary 120517.pdf](#)

11. [ID 17-1967](#)

Regular: Government Accountability, Ethics and Intergovernmental Affairs Committee - December 5, 2017

Attachments: [120517 GAEIA Action Summary.pdf](#)

12. [ID 17-1973](#)

Regular: Community Affairs, Housing, Health and Education Committee - December 6, 2017

Attachments: [12-06-17 Community Affairs, Housing, Health and Education.pdf](#)

13. [ID 17-1990](#)

Special: Public Safety Committee - December 6, 2017

Attachments: [120617 Public Safety Action Summary.pdf](#)

14. [ID 17-2031](#)

Regular: Appropriations, NDFs and CIFs Committee - December 6, 2017

Attachments: [Approps Action Summary 120617.pdf](#)

15. [ID 17-1972](#)

Regular: Contracts and Appointments Committee - December 7, 2017

Attachments: [12.07.17 Contracts and Appointments Action Summary.pdf](#)

16. [ID 17-2026](#)

Regular: Budget Committee - December 7, 2017

Attachments: [Budget Action Summary 120717.pdf](#)

17. [ID 17-2032](#)

Special: Committee of the Whole - December 11, 2017

Attachments: [121117 COW Action Summary SPECIAL.pdf](#)

Appointment and Swearing In of the District 21 Representative

18. [ID 17-2033](#)

Vote - Council District 21 Representative

President Yates opened the floor for nominations.

Council Member Green nominated Vitalis Lanshima
Council Member Aubrey Welch nominated Nichole George
Council Member Coan nominated Patrick Smith and Yani Vozos

President Yates closed the nominations.

Ballot #1 Tally -

Vitalis Lanshima - 14: Council Members Green, Shanklin, Sexton Smith, Bryant Hamilton, James, Leet, Kramer, Reed, Stuckel, Parker, Denton, Benson, Engel and Peden

Nichole George - 8: Council Members Hollander, Mulvihill, Blackwell, Aubrey Welch, Fowler, Butler, Yates and Ackerson

Yani Vozos - 2: Council Members Coan and Flood

Patrick Smith - 0

Receiving the required votes, Vitalis Lanshima was appointed as the District 21 Council Member.

19. [ID 17-2034](#)

Jefferson County District Judge, Jessica Moore, administered the Oath of Office to the newly appointed Metro Council Member for District 21, Vitalis Lanshima.

Consent Calendar

Approval of the Consent Agenda

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

Yes: 23 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Stuckel, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Excused: 1 - Woolridge

Absent: 1 - Shanklin

Not Voting: 1 - 21

Legislation forwarded from APPROPRIATIONS, NDFS AND CIFS COMMITTEE

20. [O-403-17](#)

AN ORDINANCE APPROPRIATING \$6,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$3,000 EACH FROM DISTRICTS 10 AND 4; AND \$500 FROM DISTRICT 8; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO GERMANTOWN MISSION, INC., FOR OPERATING EXPENSES AND BUILDING MAINTENANCE.

Sponsors: Primary Pat Mulvihill (D-10), Primary Barbara Sexton Smith (D-4) and Primary S. Brandon Coan (D-8)

Attachments: [O-403-17 V.1 113017 NDF to Germantown Mission.pdf](#)

[O-403-17 GM Corrected Doc.pdf](#)

[O-403-17 GM.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 222-2017

21. [O-433-17](#)

AN ORDINANCE APPROPRIATING \$46,000 IN NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$28,000 FROM DISTRICT 23; \$12,000 FROM DISTRICT 24; AND \$6,000 FROM DISTRICT 13; TO METRO PARKS FOR THE 2018 FRIDAYFEST CONCERT SERIES AT HIGHVIEW PARK

Sponsors: Primary James Peden (R-23), Primary Madonna Flood (D-24) and Primary Vicki Aubrey Welch (D-13)

Attachments: [O-433-17 V.1 113017 NDF to MP for Fridayfest.pdf](#)

[O-433-17 MP Fridayfest Corrected Doc.pdf](#)

[SKMBT_28317112212410.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 223-2017

22. [O-446-17](#)

AN ORDINANCE AMENDING ORDINANCE NO. 175, SERIES 2017, RELATING TO AN APPROPRIATION TO RIVER CITY FRATERNAL ORDER OF POLICE LODGE NO. 614, INC. FOR SPONSORSHIP OF A FUNDRAISER HONORING OFFICER NICK RODMAN, BY AMENDING THE GRANTEE FROM RIVER CITY FRATERNAL ORDER OF POLICE LODGE NO. 614, INC. TO LOUISVILLE METRO POLICE FOUNDATION, INC.

Sponsors: Primary David Yates (D-25)

Attachments: [O-446-17 V.1 113017 Amending Ord 175 NDF for Nick Rodman Fundraiser.pdf](#)
[CONDF Request.pdf](#)
[ORD 175 2017 \(1\).pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 224-2017

Legislation forwarded from BUDGET COMMITTEE

23. [O-414-17](#)

AN ORDINANCE AMENDING ORDINANCE NO. 115, SERIES 2017 AND ORDINANCE NO. 114, SERIES 2017 RELATING TO THE FISCAL YEAR 2017-18 CAPITAL AND OPERATING BUDGETS, RESPECTIVELY, BY TRANSFERRING \$10,000 FROM THE DISTRICT 6 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUND AND BY TRANSFERRING \$10,000 FROM THE DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUND TO LOUISVILLE METRO COUNCIL DISTRICT 6 GENERAL OPERATIONS.

Sponsors: Primary David James (D-6)

Attachments: [O-414-17 V.1 113017 D6 Budget Transfer CIF to NDF and NDF to Gen Op.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 225-2017

24. [O-418-17](#)

AN ORDINANCE AMENDING ORDINANCE NO. 029, SERIES 2016 AND AMENDING ORDINANCE NO. 143, SERIES 2017 AND AMENDING ORDINANCE NO. 115, SERIES 2017 RELATING TO THE FISCAL YEAR 2017-18 CAPITAL BUDGET BY TRANSFERRING A \$10,672 D10 CAPITAL PROJECT FROM DEVELOP LOUISVILLE TO PUBLIC WORKS AND ASSETS AND TRANSFERRING A \$47,000 D12 CAPITAL PROJECT FROM DEVELOP LOUISVILLE TO PUBLIC WORKS AND ASSETS AND TRANSFERRING A \$5,000 D12 CAPITAL PROJECT FROM WATERFRONT DEVELOPMENT CORPORATION TO DEVELOP LOUISVILLE.

Sponsors: Primary Rick Blackwell (D-12) and Primary Pat Mulvihill (D-10)

Attachments: [O-418-17 V.1 113017 Capital Budget Amendments for D10 and D12 Projects.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 226-2017

25. [O-426-17](#)

AN ORDINANCE AMENDING ORDINANCE NO. 114, SERIES 2017 RELATING TO THE FISCAL YEAR 2017-18 OPERATING BUDGET BY TRANSFERRING \$35,000 IN THE FOLLOWING MANNER: \$27,500 FROM THE LOUISVILLE METRO COUNCIL, \$6,000 FROM THE DEPARTMENT OF CORRECTIONS, \$1,000 FROM THE JEFFERSON COUNTY ATTORNEY AND \$500 FROM OTHER STATUTORY OBLIGATIONS (PUBLIC DEFENDER) TO THE OFFICE OF INTERNAL AUDIT SUPPORTING A DEPARTMENT OF CORRECTIONS EXTERNAL AUDIT.

Sponsors: Primary Marianne Butler (D-15)

Attachments: [O-426-17 V.1 113017 Transfer \\$35k to Internal Audit Dept of Corrections.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 227-2017

26. [O-431-17](#)

AN ORDINANCE AMENDING ORDINANCE NO. 114, SERIES 2017, RELATING TO THE FISCAL YEAR 2017-18 OPERATING BUDGET FOR LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$25,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 21) TO LOUISVILLE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 21).

Sponsors:Primary David Yates (D-25)

Attachments: [O-431-17 V.1 113017 Transfer D21 NDF to D21 General Operations \\$25k .pdf](#)
[O-431-17 V.1 113017 ATTACH D21 Updated Operating Budget.pdf](#)
[O-431-17 V.1 113017 ATTACH D21 Operating Budget Notice from Business Office .pdf](#)
[O-431-17 V.1 113017 ATTACH Operating LeAP Rpt D21 AO 11-27-17.pdf](#)
[O-431-17 V.1 113017 ATTACH D21 LeAP Report .pdf](#)
[O-431-17 V.1 113017 ATTACH D21 Expenses Notification from Business Office .pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 228-2017

27. [O-445-17](#)

AN ORDINANCE AMENDING ORDINANCE NO. 114, SERIES 2017 AND ORDINANCE NO. 115, SERIES 2017 RELATING TO THE FISCAL YEAR 2017-18 OPERATING AND CAPITAL BUDGETS, RESPECTIVELY, BY TRANSFERRING \$2,500 FROM THE DISTRICT 13 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 13 CAPITAL INFRASTRUCTURE FUND.

Sponsors:Primary Vicki Aubrey Welch (D-13)

Attachments: [O-445-17 V.1 113017 D13 Transfer \\$2,500 from NDF to CIF.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 229-2017

Legislation forwarded from COMMUNITY AFFAIRS, HOUSING, HEALTH AND EDUCATION COMMITTEE

28. [O-428-17](#)

AN ORDINANCE AMENDING ORDINANCE NO. 114, SERIES 2017, RELATING TO THE FISCAL YEAR 2017-18 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT FOR ADDITIONAL SUPPLEMENTAL EMERGENCY SOLUTIONS GRANT (ESG) PROGRAM FUNDS RECEIVED FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO BE ADMINISTERED BY THE OFFICE OF RESILIENCE AND COMMUNITY SERVICES.

Sponsors:Primary Barbara Shanklin (D-2)

Attachments: [O-428-17 V.1 113017 Emergency Solutions Grant Ofc of Resilience and Comm Services.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 230-2017

Legislation forwarded from CONTRACTS AND APPOINTMENTS COMMITTEE

29. [R-182-17](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT - (KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM/UNIVERSITY OF KENTUCKY COMMUNITY COLLEGE SYSTEM FOR JEFFERSON COMMUNITY COLLEGE - \$130,000.00).

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

Attachments: [R-182-17 V.1 113017 \\$130K Contract for KCTCS - Jefferson Community College.pdf](#)
[R-182-17 V.1 113017 ATTACH Agreement.pdf](#)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 135-2017

30. [R-183-17](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT - (BRIDGEALL LIBRARIES LIMITED - \$75,000.00).

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

Attachments: [R-183-17 V.1 113017 \\$75K Contract for Bridgeall Libraries Limited.pdf](#)
[R-183-17 V.1 113017 ATTACH Agreement.pdf](#)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 136-2017

31. [R-184-17](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT - (RESOURCES FOR EDUCATION, ADAPTATION, CHANGE AND HEALTH, INC. - \$40,000.00).

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

Attachments: [R-184-17 V.1 113017 Contract Resources for Education.pdf](#)
[R-184-17 V.1 113017 ATTACH Agreement.pdf](#)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 137-2017

Legislation forwarded from GOVERNMENT ACCOUNTABILITY, ETHICS AND INTERGOVERNMENTAL AFFAIRS COMMITTEE

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

AN ORDINANCE DEDICATING TO THE CITY OF JEFFERSONTOWN THE PORTION OF BLANKENBAKER ROAD BETWEEN BLANKENBAKER PARKWAY AND DECIMAL DRIVE SO THAT THE RESPONSIBILITY, CONTROL AND MAINTENANCE WILL BE BORNE BY THE CITY OF JEFFERSONTOWN.

Sponsors: Primary Kevin Kramer (R-11)

Attachments: [O-416-17 V.1 113017 Dedicating Portion of Blankenbaker Road to City of Jtown.pdf](#)
[O-416-17 V.1 113017 Attachment A.pdf](#)
[O-416-17 V.1 113017 Attachment B.pdf](#)
[O-416-17 V.1 113017 Attachment C.pdf](#)
[O-416-17 V.1 113017 Attachment D.pdf](#)
[O-416-17 V.1 113017 Attachment E.pdf](#)
[O-416-17 V.1 113017 Attachment F.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 231-2017

Legislation forwarded from LABOR AND ECONOMIC DEVELOPMENT COMMITTEE

33. [R-188-17](#)

A RESOLUTION DETERMINING ONE (1) PARCEL OF REAL PROPERTY LOCATED AT 818 KENWOOD DRIVE, LOUISVILLE, KENTUCKY OWNED BY THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (“METRO GOVERNMENT”) AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER TO HOUND DOG, LLC.

Sponsors: Primary David Yates (D-25), Primary Rick Blackwell (D-12), Primary Marianne Butler (D-15) and Primary Vicki Aubrey Welch (D-13)

Attachments: [R-188-17 V.1 113017 Surplus Property 818 Kenwood Drive Colonial Gardens.pdf](#)
[Exhibit A - Executed Development Agreement.pdf](#)
[Exhibit B Certification of Surplus Property.pdf](#)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 138-2017

34. [R-191-17](#)

A RESOLUTION RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (JULY 1, 2017-JUNE 30, 2023) RELATING TO WAGES, HOURS, AND TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO LOCAL 2629, CONCERNING CERTAIN EMPLOYEES OF THE LOUISVILLE ZOO.

Sponsors: Primary Cheri Bryant Hamilton (D-5)

Attachments: [R-191-17 V.1 113017 CBA AFSCME and Zoo Employees.pdf](#)
[SKM_C224e17112709130.pdf](#)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 139-2017

Legislation forwarded from PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT COMMITTEE**35. [O-407-17](#)**

AN ORDINANCE CLOSING THE REMAINING PORTION OF AN UNNAMED 12 FOOT ALLEY NORTH OF FRANKLIN STREET TERMINATING AT NORTH SHELBY STREET CONTAINING 2,826 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 17STREETS1015).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-407-17 V.1 113017 Closure of Remainder of Unnamed 12' Alley N of Franklin St & Ending at N Shleby St 17STREETS1015.pdf](#)
[O-407-17 V.1 113017 ATTACH Plat.pdf](#)
[17streets1015.pdf](#)
[MC Transmittal 17STREETS1015 Approved Minutes.pdf](#)
[MC Transmittal 17STREETS1015 Other Minutes.pdf](#)
[MC Transmittal 17STREETS1015 Staff Reports.pdf](#)
[MC Transmittal 17STREETS1015 Legal Description.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 232-2017

Legislation forwarded from PUBLIC WORKS, PARKS, SUSTAINABILITY AND TRANSPORTATION COMMITTEE

36. [R-181-17](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$2,180,000 OF FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR THE CONSTRUCTION PHASE OF THE WEST END PAVING PROJECT TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC WORKS & ASSETS.

Sponsors:Primary Cindi Fowler (D-14), Primary Cheri Bryant Hamilton (D-5) and Primary Barbara Sexton Smith (D-4)

Attachments: [\\$2.180M KYTC West End Paving Prj to PWA NOV17.pdf](#)

[R-181-17 V.1 113017 Funding for Construction Phase of West End Paving Project.pdf](#)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 140-2017

37. [R-187-17](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A PET SMART CHARITIES GRANT AWARD TOTALING \$25,000 SUPPORTING PET OWNER RETENTION INITIATIVES TO BE UTILIZED BY METRO ANIMAL SERVICES.

Sponsors:Primary Marianne Butler (D-15)

Attachments: [R-187-17 V.1 113017 Grant Supporting Pet Owner Retention \\$25k .pdf](#)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 141-2017

38. [O-444-17](#)

AN ORDINANCE AMENDING ORDINANCE NO. 126, SERIES 2007 RELATING TO THE 2007-2008 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 60, SERIES 2012 AND AMENDING ORDINANCE NO. 107, SERIES 2013 RELATING TO THE 2013-2014 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 098, SERIES 2014 AND AMENDING ORDINANCE NO. 104, SERIES 2015 RELATING TO THE 2015-2016 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 115, SERIES 2017 RELATING TO THE 2017-2018 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON METRO GOVERNMENT BY TRANSFERRING \$668,000 OF PARKS LOUISVILLE LOOP MATCH AMOUNTS TO ACTIVE LOUISVILLE LOOP PROJECTS PLUS THREE NEW PARKS PROJECTS AND AMENDING LOUISVILLE LOOP GRANT MATCH LANGUAGE.

Sponsors: Primary Rick Blackwell (D-12), Primary Cindi Fowler (D-14) and Primary Vicki Aubrey Welch (D-13)

Attachments: [O-444-17 V.1 113017 Capital Budget Amendments for Louisville Loop Projects and Three New Parks Projects.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 233-2017

Old Business

39. O-415-17

AN ORDINANCE APPROPRIATING \$(17,268)17,768 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$9,768 FROM DISTRICT 18; \$2000 FROM DISTRICT 11; \$1,000 FROM DISTRICT 7; \$750 FROM DISTRICT 16; \$500 EACH FROM DISTRICTS (7,) 9, 10, 13, 15, 17, 20, 22, AND 23; AND \$250 FROM DISTRICT 4; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO MARYHURST, INC. FOR EXPENSES ASSOCIATED WITH REPLACING THE ROOF AND INSTALLING NEW GUTTERS ON ITS FLAGET COTTAGE. (AS AMENDED).

Sponsors: Primary Marilyn Parker (R-18), Primary Kevin Kramer (R-11), Primary Scott Reed (R-16), Primary Angela Leet (R-7), Primary Bill Hollander (D-9), Primary Pat Mulvihill (D-10), Primary Vicki Aubrey Welch (D-13), Primary Marianne Butler (D-15), Primary Glen Stuckel (R-17), Primary Stuart Benson (R-20), Primary Robin Engel (R-22), Primary James Peden (R-23) and Primary Barbara Sexton Smith (D-4)

Attachments: O-415-17 V.2 CAM 121417 NDF to Maryhurst.pdf
O-415-17 V.1 113017 NDF to Maryhurst.pdf
O-415-17 Maryhurst Corrected Doc.pdf
O-415-17 Maryhurst.pdf

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

Council Members Blackwell and Parker spoke to the item.

Enactment No: Ordinance 234-2017

A motion was made by Council Member Hamilton, seconded by Council Member Parker, that this Ordinance be amended by adding:

\$250 each from Districts 5, 6, 14, 24 and 25,

and increasing the amount appropriated by District 20's allocation by \$494 to \$994.

The motion to amend carried by a voice vote for a new total amount appropriated of \$19,512.

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

Yes: 23 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Stuckel, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Excused: 1 - Woolridge

Absent: 1 - Shanklin

Not Voting: 1 - 21

Enactment No: Ordinance 234-2017

40. O-425-17

AN ORDINANCE APPROPRIATING \$12,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,000 EACH FROM DISTRICTS 25, 1, 6, 7, 9, AND 26, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO FRIENDS OF THE JEFFERSON COUNTY PUBLIC LAW LIBRARY, INC. FOR COSTS ASSOCIATED WITH PROVIDING ITS FRESH START EXPUNGEMENT PROGRAM.

Sponsors: Primary David Yates (D-25), Primary Brent Ackerson (D-26), Primary David James (D-6), Primary Jessica Green (D-1), Primary Bill Hollander (D-9) and Primary Angela Leet (R-7)

Attachments: O-425-17 V.1 113017 NDF to Friends of the Jefferson County Law Library.pdf
O-425-17 FJCLL Corrected Doc.pdf
O-425-17 FJCLL Corrected Doc Confirmations.pdf
O-425-17 FJCLL.pdf

A motion was made by Council Member Benson, seconded by Council Member Sexton Smith, that this Ordinance be approved.

Council Member Blackwell spoke to the item.

President Yates stepped down from the Chair at 7:34 PM, in order to speak to the item, and asked President Pro-Tem Hollander to preside. President Yates resumed the Chair at 7:37 PM.

Enactment No: Ordinance 235-2017

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

- Add \$250 each from Districts 5, 19, 20, 22 and 23**
- Add \$500 each from Districts 4, 10, 12, 13, 14, 16 and 24**
- Add \$1,000 from District 15**
- Increase the amount appropriated by Districts 25 and 7 by \$625 to \$2,625 each**
- Increase the amount appropriated by District 26 by \$1,000 to \$3,000**

The motion to amend carried by a voice vote for a new total amount appropriated of \$20,000.

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

Yes: 22 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Present: 1 - 21

Excused: 1 - Woolridge

Absent: 2 - Shanklin and Stuckel

Enactment No: Ordinance 235-2017

41. O-405-17

AN ORDINANCE APPROPRIATING \$15,500 IN NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 12; \$3,500 FROM DISTRICT 14; \$3,000 EACH FROM DISTRICTS 13 AND 25; \$750 FROM DISTRICT 10; AND \$250 FROM DISTRICT 4; TO METRO PARKS FOR THE 2018 RIVERVIEW INDEPENDENCE FESTIVAL.

Sponsors: Primary Rick Blackwell (D-12), Primary Cindi Fowler (D-14), Primary Vicki Aubrey Welch (D-13), Primary David Yates (D-25), Primary Pat Mulvihill (D-10) and Primary Barbara Sexton Smith (D-4)

Attachments: O-405-17 V.1 113017 NDF to MP for Riverview Independence Festival.pdf
O-405-17 MP Corrected Doc.pdf
2017-11-13 Riverview 18.pdf

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

Council Member Blackwell spoke to the item.

Enactment No: Ordinance 236-2017

A motion was made by Council Member Blackwell, seconded by Council Member Peden, that this Ordinance be amended by adding the following:

**\$250 from District 6
\$500 from District 23
\$750 from District 1
\$1,000 each from Districts 15 and 24**

The motion to amend carried by a voice vote for a new total amount appropriated of \$19,000.

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

Yes: 22 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Present: 1 - 21

Excused: 1 - Woolridge

Absent: 2 - Shanklin and Stuckel

Enactment No: Ordinance 236-2017

42. [O-406-17](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-N NEIGHBORHOOD COMMERCIAL ON PROPERTY LOCATED AT 4922 BROWNSBORO ROAD CONTAINING 1.4 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1025).

Sponsors: Primary Madonna Flood (D-24)

- Attachments:** [O-406-17 V.1 113017 Rezoning from R4 to CN at 4922 Brownsboro Rd 17ZONE1025.pdf](#)
[17ZONE1025.pdf](#)
[MC Transmittal 17ZONE1025 Approved Minutes.pdf](#)
[MC Transmittal 17ZONE1025 Other Minutes.pdf](#)
[MC Transmittal 17ZONE1025 Staff Reports.pdf](#)
[MC Transmittal 17ZONE1025 Legal Description.pdf](#)
[MC Transmittal 17ZONE1025 Booklets.pdf](#)
[MC Transmittal 17ZONE1025 Justification.pdf](#)
[MC Transmittal 17ZONE1025 Approved Plan.pdf](#)

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

Council Members Flood and Leet spoke to the item.

The motion carried by the following vote and the Ordinance passed:

Yes: 22 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Present: 1 - 21

Excused: 1 - Woolridge

Absent: 2 - Shanklin and Stuckel

Enactment No: Ordinance 237-2017

43. [O-408-17](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO CM COMMERCIAL MANUFACTURING AND CHANGING THE FORM DISTRICT FROM NEIGHBORHOOD TO SUBURBAN MARKETPLACE CORRIDOR ON PROPERTY LOCATED AT 6605 WEST ORELL ROAD CONTAINING 12.89 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1019) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

- Attachments:** [O-408-17 V.2 CAM 120517 Rezoning from R4 to CM and from N FD to SMC FD at 6605 W Orell Rd 17ZONE1019.pdf](#)
[O-408-17 V.1 113017 Rezoning from R4 to CM and from N FD to SMC FD at 6605 W Orell Rd 17ZONE1019.pdf](#)
[17ZONE1019.pdf](#)
[MC Transmittal 17ZONE1019 Approved Minutes.pdf](#)
[MC Transmittal 17ZONE1019 Other Minutes.pdf](#)
[MC Transmittal 17ZONE1019 Staff Reports.pdf](#)
[MC Transmittal 17ZONE1019 Legal Description.pdf](#)
[MC Transmittal 17ZONE1019 Justification Statement.pdf](#)
[MC Transmittal 17ZONE1019 Approved Plan.pdf](#)

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

Council Members Flood and Fowler spoke to the item.

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

Yes: 22 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Present: 1 - 21

Excused: 1 - Woolridge

Absent: 2 - Shanklin and Stuckel

Enactment No: Ordinance 238-2017

44. O-411-17

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY AND C-2 COMMERCIAL TO CM COMMERCIAL/ MANUFACTURING AND CHANGING THE FORM DISTRICT FROM NEIGHBORHOOD TO SUBURBAN MARKETPLACE CORRIDOR ON PROPERTY LOCATED AT 11905 DIXIE HIGHWAY CONTAINING 2.2 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1022) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

- Attachments: O-411-17 V.2 CAM 120517 Rezoning from R4 & C2 to CM and from N FD to SMC FD at 11905 Dixie Hwy 17ZONE1022.pdf
 PROPOSED FAM O-411-17.pdf
- O-411-17 V.1 113017 Rezoning from R4 & C2 to CM and from N FD to SMC FD at 11905 Dixie Hwy 17ZONE1022.pdf
 17ZONE1022.pdf
- MC Transmittal 17ZONE1022 PC Minutes.pdf
 MC Transmittal 17ZONE1022 Other Minutes.pdf
 MC Transmittal 17ZONE1022 Staff Reports.pdf
 MC Transmittal 17ZONE1022 Applicant Justification.pdf
 MC Transmittal 17ZONE1022 Legal Description.pdf
 MC Transmittal 17ZONE1022 Approved Plan.pdf

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

Council Members Flood and Fowler spoke to the item.

Enactment No: Ordinance 239-2017

A motion was made by Council Member Fowler, seconded by Council Member Peden, that this Ordinance be amended by adding the following Binding Element:

"Any change of use or change to the approved development plan, shall require Metro Council review and approval."

The motion to amend carried by a voice vote.

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

Yes: 22 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Present: 1 - 21

Excused: 1 - Woolridge

Absent: 2 - Shanklin and Stuckel

Enactment No: Ordinance 239-2017

45. [O-412-17](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 8107 BLUE LICK ROAD CONTAINING .65 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1028) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-412-17 V.2 CAM 120517 Rezoning from R4 to C1 at 8107 Blue Lick Rd 17ZONE1028.pdf](#)
[O-412-17 V.1 113017 Rezoning from R4 to C1 at 8107 Blue Lick Rd 17ZONE1028.pdf](#)
[17ZONE1028.pdf](#)
[17ZONE1028.pdf](#)
[MC Transmittal 17ZONE1028 PC Minutes.pdf](#)
[MC Transmittal 17ZONE1028 Other Minutes.pdf](#)
[MC Transmittal 17ZONE1028 Staff Reports.pdf](#)
[MC Transmittal 17ZONE1028 Applicant Boundary Survey.pdf](#)
[MC Transmittal 17ZONE1028 Legal Description.pdf](#)
[MC Transmittal 17ZONE1028 Approved Plan.pdf](#)

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

Council Member Flood spoke to the item.

A motion was made by Council Member Kramer, seconded by Council Member Benson, to table the item.

The motion to table, carried by a voice vote.

46. [O-413-17](#)

AN ORDINANCE CHANGING THE ZONING FROM OR-1 OFFICE/RESIDENTIAL AND R-7 MULTI-FAMILY RESIDENTIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 5024 AND 5026 SOUTH THIRD STREET AND 307 KINGSTON AVENUE CONTAINING .44 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1036).

Sponsors:Primary Madonna Flood (D-24)

- Attachments:** [O-413-17 V.1 113017 Rezoning from OR1 & R7 to C1 at 5024-5026 S Third St & 307 Kingston Ave 17ZONE1036.pdf](#)
[17ZONE1036.pdf](#)
[MC Transmittal 17ZONE1036 Approved PC Minutes.pdf](#)
[MC Transmittal 17ZONE1036 Other Minutes.pdf](#)
[MC Transmittal 17ZONE1036 Staff Reports.pdf](#)
[MC Transmittal 17ZONE1036 Legal Descriptions.pdf](#)
[MC Transmittal 17ZONE1036 Applicant Justification.pdf](#)
[MC Transmittal 17ZONE1036 Applicant Survey.pdf](#)
[MC Transmittal 17ZONE1036 Approved Plan.pdf](#)

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

Council Member Flood spoke to the item.

A motion was made by Council Member Engel, seconded by Council Member Benson, to table the item.

The motion to table, carried by a voice vote.

47. [O-409-17](#)

AN ORDINANCE AMENDING LMCO CHAPTERS 32.840 AND 32.850 WITH RESPECT TO COMPENSATION FOR PLANNING COMMISSION AND BOARD OF ZONING ADJUSTMENT MEMBERS (AS AMENDED).

Sponsors:Primary Madonna Flood (D-24)

- Attachments:** [O-409-17 V.2 CAM 120517 Compensation for Planning Comm and Board of Zoning Adjustment Mbrs.pdf](#)
[O-409-17 V.1 113017 Compensation for Planning Comm and Board of Zoning Adjustment Mbrs.pdf](#)

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

Council Member Flood spoke to the item.

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

Yes: 22 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Present: 1 - 21

Excused: 1 - Woolridge

Absent: 2 - Shanklin and Stuckel

Enactment No: Ordinance 240-2017

48. R-169-17

A RESOLUTION AMENDING SECTION 4 OF THE RULES OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT COUNCIL TO ADDRESS CHANGES IN APPOINTMENT AUTHORITY (AS AMENDED).

Sponsors: Primary Jessica Green (D-1) and Primary Marilyn Parker (R-18)

Attachments: R-169-17 V.2 CAM 111417 Amending Section 4 of MC Rules for Appointment Authority.pdf
R-169-17 PROPOSED ABS 121417 Amending Section 4 of MC Rules for Appointment Authority.pdf
R-169-17 V.1 102617 Amending Section 4 of MC Rules for Appointment Authority.pdf

A motion was made by Council Member Benson, seconded by Council Member Butler, that this Resolution be approved.

Council Members Mulvihill and Green spoke to the item.

Enactment No: Resolution 142-2017

A motion was made by Council Member Hollander, seconded by Council Member Engel, that this Resolution be amended by substitution (See Attachment R-169-17 PROPOSED ABS 121417...).

The motion to amend by substitution carried by a voice vote.

A technical correction was made in Section 4A.02 by eliminating a duplicate "in".

A motion was made by Council Member Peden, seconded by Council Member James, that the amended Resolution be amended. Sarah Martin, Jefferson County Attorney's Office spoke to the item.

After discussion, Council Member Peden withdrew his motion.

The motion to approve carried by a voice vote and the amended Resolution was adopted.

Enactment No: Resolution 142-2017

49. [O-377-17](#)**AN ORDINANCE AMENDING LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES ("LMCO") CHAPTER 32 RELATING TO POLICIES ON APPOINTMENTS TO BOARDS AND COMMISSIONS (AS AMENDED).**

Sponsors: Primary Jessica Green (D-1), Primary Marilyn Parker (R-18) and Additional Glen Stuckel (R-17)

Attachments: [O-377-17 V.2 CAM 111417 Amending LMCO Chapter 32 for Policies on Appointments to Boards and Commissions.pdf](#)
[O-377-17 V.1 102617 Amending LMCO Chapter 32 for Policies on Appointments to Boards and Commissions.pdf](#)

A motion was made by Council Member Sexton Smith, seconded by Council Member Peden, that this Ordinance be approved.

Council Member Mulvihill and Sarah Martin, Jefferson County Attorney's Office, spoke to the item.

A motion was made by Council Member Peden, that this Ordinance be amended. However, Council Member Peden withdrew his motion to amend.

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

Yes: 21 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Parker, Denton, Benson, Engel, Peden, Flood and Yates

Present: 1 - 21

Excused: 1 - Woolridge

Absent: 3 - Shanklin, Stuckel and Ackerson

Enactment No: Ordinance 241-2017

50. [O-439-17](#)

AN ORDINANCE ESTABLISHING A DEVELOPMENT AREA PURSUANT TO PROVISIONS OF KRS 65.7041- 65.7083 TO BE KNOWN AS THE ELEVENTH AND JEFFERSON 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 Barbara Sexton Smith (D-4)

Attachments: [O-439-17 V.1 113017 Eleventh and Jefferson Development Area.pdf](#)

[O-439-17 V.1 113017 ATTACH Exhibit A Eleventh and Jefferson Development Plan.pdf](#)

[O-439-17 V.1 113017 ATTACH Exhibit B Eleventh and Jefferson Development Area Map.pdf](#)

[O-439-17 V.1 113017 ATTACH Exhibit C Eleventh and Jefferson Development Area Local Participation Agreement.pdf](#)

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

Council Members Hamilton and Sexton Smith spoke to the item.

The motion carried by the following vote and the Ordinance passed:

Yes: 21 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Butler, Reed, Parker, Denton, Benson, 21, Engel, Peden, Yates and Ackerson

Excused: 1 - Woolridge

Absent: 4 - Shanklin, Fowler, Stuckel and Flood

Enactment No: Ordinance 242-2017

51. [O-435-17](#)

AN ORDINANCE AMENDING ORDINANCE NO. 115, SERIES 2017 AND ORDINANCE NO. 114, SERIES 2017 RELATING TO THE FISCAL YEAR 2017-18 CAPITAL AND OPERATING BUDGETS, RESPECTIVELY, BY TRANSFERRING \$(20,000) 25,000 FROM THE DISTRICT 5 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUND. (AS AMENDED)

Sponsors: Primary Cheri Bryant Hamilton (D-5)

Attachments: [O-435-17 V.2 CAM 121417 D5 Transfer CIF to NDF.pdf](#)

[O-435-17 V.1 113017 D5 Transfer CIF to NDF.pdf](#)

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

Council Members Butler and Hamilton spoke to the item.

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

Yes: 20 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Butler, Reed, Parker, Denton, Benson, Engel, Peden, Yates and Ackerson

Present: 1 - 21

Excused: 1 - Woolridge

Absent: 4 - Shanklin, Fowler, Stuckel and Flood

Enactment No: Ordinance 243-2017

52. R-177-17

A RESOLUTION OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT NOTIFYING THE MAYOR OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, AND EACH OF HIS EXECUTIVE DEPARTMENTS, OF ITS INTENTION TO POSTPONE THE VOTE ON ANY FUTURE BOND ISSUANCE, DEBT OBLIGATION, OR OTHER MAJOR FUNDING PROJECT UNTIL A PROPOSAL FOR A PERMANENT NEW OR SIGNIFICANTLY IMPROVED LOUISVILLE METRO POLICE DEPARTMENT HEADQUARTERS IS PRESENTED.

Sponsors: Primary David James (D-6), Primary Angela Leet (R-7), Primary Julie Denton (R-19), Primary Robin Engel (R-22), Additional Scott Reed (R-16), Additional Stuart Benson (R-20) and Additional Marilyn Parker (R-18)

Attachments: R-177-17 V.1 110917 Notification of Intent to Postpone Vote on Major Funding Projects.pdf
R-177-17 PROPOSED FAM by CW Leet 121417.pdf
RCFOP Lodge 614 Ltr to Pres Yates and MC 121417.pdf
111617 Email from Doug Hamilton to Cathy Duncan and District 7.pdf

A motion was made by Council Member Benson, seconded by Council Member Peden, that this Resolution be approved.

Council Member Butler spoke to the item.

A motion was made by Council Member Butler, seconded by Council Member Hollander, that this Resolution be tabled. Council Member Leet objected to the motion and read into the record a letter from the River City Fraternal Order of Police (RCFOP) Lodge 614 (See attachment).

Although a voice vote is permissible for a motion to table, Council Member Ackerson requested a roll call vote. The motion to table failed by the following vote:

Yes: 7 - Sexton Smith, Coan, Hollander, Mulvihill, Blackwell, Welch and Butler

No: 13 - Green, Hamilton, James, Leet, Kramer, Reed, Parker, Denton, Benson, Engel, Peden, Yates and Ackerson

Present: 1 - 21

Excused: 1 - Woolridge

Absent: 4 - Shanklin, Fowler, Stuckel and Flood

Enactment No: Resolution 143-2017

A motion was made by Council Member Leet, seconded by Council Member Peden, that this Resolution be amended as read into the record by Council Member Leet (See attachment labled R-177-17 PROPOSED FAM by CW Leet 121417).

Council Member Sexton Smith offered a friendly amendment to change the date from April 15, 2017 to May 15, 2017. Council Member Leet rejected the friendly amendment.

A motion was made by Council Member Engel, seconded by Council Member Benson, to call the question. An objection was made to calling the question and Council Member Engel requested a roll call vote. The motion to call the question failed by the following vote:

Yes: 8 - Green, Sexton Smith, Leet, Reed, Denton, Benson, Engel and Peden

No: 11 - Hamilton, James, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Butler, Parker and Yates

Present: 2 - 21 and Ackerson

Absent: 5 - Shanklin, Woolridge, Fowler, Stuckel and Flood

Enactment No: Resolution 143-2017

After additional discussion, a motion was made by Council Member Ackerson, seconded by Council Member Benson, to call the question. Without objection, the question was called.

President Yates explained that due to the discussion involving more than the priority of the infrastructure of the Louisville Metro Police Department, out of the abundance of caution, he would be abstaining.

Although a voice vote is permissible for a motion to amend, a roll call vote was requested by Council Member Leet. The motion to amend carried by the following vote:

Yes: 18 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Mulvihill, Kramer, Blackwell, Welch, Reed, Parker, Denton, Benson, 21, Engel, Peden and Ackerson

No: 2 - Hollander and Butler

Excused: 1 - Woolridge

Absent: 4 - Shanklin, Fowler, Stuckel and Flood

Abstain: 1 - Yates

Enactment No: Resolution 143-2017

Although a voice vote is permissible for a Resolution, a roll call vote was requested by Council Member Leet.

President Yates explained earlier that due to the discussion involving more than the priority of the infrastructure of the Louisville Metro Police Department, out of the abundance of caution, he would be abstaining.

The motion to approve carried by the following vote and the amended Resolution was adopted:

Yes: 18 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Mulvihill, Kramer, Blackwell, Welch, Reed, Parker, Denton, Benson, 21, Engel, Peden and Ackerson

No: 2 - Hollander and Butler

Excused: 1 - Woolridge

Absent: 4 - Shanklin, Fowler, Stuckel and Flood

Abstain: 1 - Yates

Enactment No: Resolution 143-2017

53. [O-436-17](#)

AN ORDINANCE AUTHORIZING YEAR-END OPERATING BUDGET TRANSFERS BETWEEN VARIOUS AGENCIES FOR FISCAL YEAR 2016-2017 AND TO PROVIDE VARIOUS TRANSFERS AS DETAILED HEREIN.

Sponsors: Primary Marianne Butler (D-15)

Attachments: [O-436-17 V.1 113017 FY16-17 Year End Operataing Budget Transfers.pdf](#)
[O-436-17 V.1 113017 ATTACH Q4 FY17 PSC Report.pdf](#)
[O-436-17 V.1 113017 ATTACH Q4 FY17 Expenditures.pdf](#)
[O-436-17 V.1 113017 ATTACH FY18 Q1 Revenue.pdf](#)
[O-436-17 V.1 113017 ATTACH FY18 Q1 PSC Report.pdf](#)
[O-436-17 V.1 113017 ATTACH FY18 Q1 Expenditures.pdf](#)
[O-436-17 V.1 113017 ATTACH FY17 Q4 Revenue.pdf](#)
[O-436-17 V.1 113017 ATTACH Capital Status Report FY18.pdf](#)
[O-436-17 V.1 113017 ATTACH Capital Status Report FY17 Q4 FINAL.pdf](#)

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

Council Member Butler spoke to the item.

President Yates explained that he would be abstaining out of the abundance of caution, due to any appearance of a conflict of interest.

The motion carried by the following vote and the Ordinance passed:

Yes: 19 - Green, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Butler, Reed, Parker, Denton, Benson, Engel, Peden and Ackerson

Present: 1 - 21

Excused: 1 - Woolridge

Absent: 4 - Shanklin, Fowler, Stuckel and Flood

Abstain: 1 - Yates

Enactment No: Ordinance 244-2017

New Business

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

Legislation assigned to APPROPRIATIONS, NDFS AND CIFS COMMITTEE**54. [O-447-17](#)**

AN ORDINANCE APPROPRIATING \$9,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$2,500 FROM DISTRICT 15; \$2,000 FROM DISTRICT 25; AND \$500 EACH FROM DISTRICTS 2, 4, 5, 6, 10, 12, 13, 14, AND 26; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE HEALING PLACE, INC. FOR CAPITAL EXPENDITURES ASSOCIATED WITH RENOVATING THE MEN'S CAMPUS TO UPDATE THE DETOX UNIT, INCREASE TRANSITIONAL HOUSING, ADD OUTPATIENT RECOVERY THERAPY ROOMS, AND PROVIDE CLINICAL OFFICES.

Sponsors: Primary Marianne Butler (D-15), Primary Barbara Shanklin (D-2), Primary Barbara Sexton Smith (D-4), Primary Cheri Bryant Hamilton (D-5), Primary David James (D-6), Primary Pat Mulvihill (D-10), Primary Rick Blackwell (D-12), Primary Vicki Aubrey Welch (D-13), Primary Cindi Fowler (D-14), Primary David Yates (D-25) and Primary Brent Ackerson (D-26)

Attachments: [O-447-17 V.1 121417 NDF to The Healing Place.pdf](#)
[O-447-17 ATTACH HP.pdf](#)

55. [O-448-17](#)

AN ORDINANCE APPROPRIATING \$40,000 FROM DISTRICT 24 NEIGHBORHOOD DEVELOPMENT FUNDS TO THE LOUISVILLE METRO POLICE DEPARTMENT, 7TH DIVISION, TO FUND OVERTIME EXPENSES ASSOCIATED WITH CRIME REDUCTION, CRIME PREVENTION, AND COMMUNITY OUTREACH.

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-448-17 V.1 121417 D24 NDF to LMPD for Overtime.pdf](#)
[SKMBT_C36417120512390.pdf](#)

Legislation assigned to COMMUNITY AFFAIRS, HOUSING, HEALTH AND EDUCATION COMMITTEE56. [R-193-17](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A DONATION OF 75 CAR SEATS UP TO \$6,000 IN VALUE FOR THE GIVING INFANTS AND FAMILIES TOBACCO FREE STARTS (GIFTS) PROGRAM FROM DOREL JUVENILE USA. THIS DONATION WILL BE ADMINISTERED BY THE LOUISVILLE METRO DEPARTMENT OF PUBLIC HEALTH & WELLNESS.

Sponsors:Primary Vicki Aubrey Welch (D-13)

Attachments: [R-193-17 V.1 121417 Car Seats Donation Giving Infants and Families Tobacco Free Starts Program.pdf](#)

Legislation assigned to CONTRACTS AND APPOINTMENTS COMMITTEE57. [R-198-17](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT - (OCLC ONLINE COMPUTER LIBRARY CENTER, INC. - \$75,000.00).

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

Attachments: [R-198-17 V.1 121417 \\$75K Contract to OCLC Online Computer Library Center.pdf](#)
[R-198-17 V.1 121417 ATTACH Agreement.pdf](#)

Legislation assigned to GOVERNMENT ACCOUNTABILITY, ETHICS AND INTERGOVERNMENTAL AFFAIRS COMMITTEE58. [R-197-17](#)

A RESOLUTION URGING THE KENTUCKY LEGISLATURE TO LOWER FILING FEES FOR AN APPLICATION TO HAVE CLASS D FELONY RECORDS EXPUNGED FROM FIVE HUNDRED DOLLARS AND TO ALLOW FOR A SECOND OR SUBSEQUENT FELONY TO BE EXPUNGED.

Sponsors:Primary Jessica Green (D-1), Primary Brent Ackerson (D-26), Primary Cheri Bryant Hamilton (D-5), Primary David James (D-6), Primary Barbara Shanklin (D-2), Primary Marianne Butler (D-15), Primary Bill Hollander (D-9), Primary Mary C. Woolridge (D-3), Primary Vicki Aubrey Welch (D-13), Primary Barbara Sexton Smith (D-4), Primary S. Brandon Coan (D-8), Primary Pat Mulvihill (D-10), Primary Rick Blackwell (D-12) and Primary Scott Reed (R-16)

Attachments: [R-197-17 V.1 121417 Lower Class D Felony Record Expungement Fees and Allow Subsequent Felony to Be Expunged.pdf](#)

59. [O-451-17](#)

AN ORDINANCE AWARDING A COMMUNICATIONS SERVICES FRANCHISE TO KY BACKHAUL TRANSMISSION NETWORKS, LLC PURSUANT TO THE TERMS AND CONDITIONS IN CHAPTER 116 OF THE LOUISVILLE METRO CODE OF ORDINANCES.

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

Attachments: [O-451-17 V.1 121417 Communications Franchise Ky Backhaul Transmission Networks.pdf](#)

Legislation assigned to LABOR AND ECONOMIC DEVELOPMENT COMMITTEE**60. [R-199-17](#)**

A RESOLUTION DETERMINING FIVE (5) PARCELS OF REAL PROPERTY, LOCATED AT THE ADDRESSES SET OUT IN EXHIBIT "A" ATTACHED HERETO AND OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS THE GOVERNMENTAL SUCCESSOR OF THE CITY OF LOUISVILLE, AS SURPLUS AND NOT NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER TO LOUISVILLE AND JEFFERSON COUNTY LANDBANK AUTHORITY, INC. ("LANDBANK").

Sponsors: Primary Cheri Bryant Hamilton (D-5)

Attachments: [R-199-17 V.1 121417 Surplus of 5 Properties and Transfer to Landbank.pdf](#)
[R-199-17 - Exhibit A.pdf](#)

Legislation assigned to PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT COMMITTEE61. [O-449-17](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO R-5 RESIDENTIAL SINGLE FAMILY ON PROPERTY LOCATED AT 16401 SHELBYVILLE ROAD CONTAINING 30.776 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1032).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-449-17 V.1 121417 Rezoning from R4 to R5 at 16401 Shelbyville Rd 17ZONE1032.pdf](#)
[17ZONE1032 Applicant Booklet.pdf](#)
[17ZONE1032 Applicant's Justification.pdf](#)
[17ZONE1032 Approved Plan.pdf](#)
[17ZONE1032 Other Minutes.pdf](#)
[17ZONE1032 PC Minutes.pdf](#)
[17ZONE1032 Public Materials.pdf](#)
[17ZONE1032 Staff Reports.pdf](#)
[17ZONE1032 Legal Description.pdf](#)

62. [O-450-17](#)

AN ORDINANCE CLOSING A PORTION OF AVOCA ROAD BEGINNING 975 FEET WEST FROM THE INTERSECTION OF AVOCA ROAD AT N. ENGLISH STATION ROAD TO THE AVOCA ROAD TERMINUS AT THE RAILROAD AND BEING IN LOUISVILLE METRO (CASE NO. 17STREETS1014).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-450-17 V.1 121417 Closure of Avoca Rd from N English Station Rd west to RR 17STREETS1014.pdf](#)
[O-450-17 V.1 121417 ATTACH Street Closure Plat.pdf](#)
[17STREETS1014 Other Minutes.pdf](#)
[17STREETS1014 PC Minutes.pdf](#)
[17STREETS1014 Staff Reports.pdf](#)
[17STREETS1014 Updated Legal Description.pdf](#)

Legislation assigned to PUBLIC WORKS, PARKS, SUSTAINABILITY AND TRANSPORTATION COMMITTEE**63. [R-194-17](#)**

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$99,059 OF ADDITIONAL FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR THE LOUISVILLE LOOP JEFFERSON MEMORIAL FOREST DODGE GAP PROJECT TO BE ADMINISTERED BY THE METRO PARKS DEPARTMENT.

Sponsors: Primary Vicki Aubrey Welch (D-13) and Primary Cindi Fowler (D-14)

Attachments: [R-194-17 V.1 121417 Funding for Louisville Loop Jefferson Memorial Forest Dodge Gap Project.pdf](#)
[\\$99,059 KYTC LL Dodge Gap JMF Supp No. 2 Parks DEC2017.pdf](#)

64. [R-195-17](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$149,975 OF ADDITIONAL FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR THE LOUISVILLE LOOP JEFFERSON MEMORIAL FOREST POND CREEK PROJECT TO BE ADMINISTERED BY THE METRO PARKS DEPARTMENT.

Sponsors: Primary Vicki Aubrey Welch (D-13) and Primary Cindi Fowler (D-14)

Attachments: [R-195-17 V.1 121417 Funding for Louisville Loop Jefferson Memorial Forest Pond Creek Project.pdf](#)
[\\$149,975 KYTC LL Pond Creek JMF Supp No. 2 Parks DEC2017.pdf](#)

65. [R-196-17](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$543,947 OF ADDITIONAL FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR THE LOUISVILLE LOOP JEFFERSON MEMORIAL FOREST MEDORA PROJECT TO BE ADMINISTERED BY THE METRO PARKS DEPARTMENT.

Sponsors: Primary Vicki Aubrey Welch (D-13) and Primary Cindi Fowler (D-14)

Attachments: [R-196-17 V.1 121417 Funding for Louisville Loop Jefferson Memorial Forest Medora Project.pdf](#)
[\\$543,947 KYTC LL Medora JMF Supp No. 2 Parks DEC2017.pdf](#)

66. [R-200-17](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$118,107 OF FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR RESURFACING A SECTION OF BROWNS LANE BETWEEN EDMONIA AVENUE AND KENTUCKY HIGHWAY 155 TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC WORKS & ASSETS.

Sponsors: Primary Brent Ackerson (D-26) and Primary Kevin Kramer (R-11)

Attachments: [R-200-17 V.1 121417 FUNDING RESURFACING BROWNS LANE .pdf](#)
[R-200-17 V.1 121417 ATTACH Agreement Funding Resurfacing Browns Lane .pdf](#)

67. [O-452-17](#)

AN ORDINANCE AMENDING SECTIONS 42.40, 42.41, AND 42.42 OF THE LOUISVILLE METRO CODE OF ORDINANCES (“LMCO”) REGARDING THE REVISION OF GREENS FEES AND GOLF CART AND TRAIL FEES.

Sponsors: Primary Cindi Fowler (D-14) and Primary Marianne Butler (D-15)

Attachments: [O-452-17 V.1 121417 Golf Course Fee Increases.pdf](#)

Announcements

Council Members Sexton Smith and Hamilton made announcements.

Adjournment

Without objection, President Yates adjourned the meeting at 9:24 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

Date