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LOUISVILLE METRO COUNCIL  
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NOVEMBER 20, 2014

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PRESIDENT KING: The Regular Louisville Metro Council Meeting of November 20, 2014, will please come to order.

Please rise for the Pledge of Allegiance to our Flag.

I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESIDENT KING: Councilman Downard, when he comes to you on the roll call, if you will do it quickly, it will save us all a lot of time.

COUNCILMAN DOWNARD: Sure, sure.

PRESIDENT KING: Okay.

COUNCILMAN DOWNARD: Here. I'm practicing.

PRESIDENT KING: Keep working on that.

Mr. Clerk, a roll call, please.

MR. CLERK: Councilwoman Scott.

Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: Present.

MR. CLERK: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Present.

MR. CLERK: Councilman Tandy.

COUNCILMAN TANDY: Here.

MR. CLERK: Councilwoman Hamilton.

Councilman James.

COUNCILMAN JAMES: Here.

MR. CLERK: Councilman Fleming.

COUNCILMAN FLEMING: Present.

MR. CLERK: Councilman Owen.

COUNCILMAN OWEN: Here.

MR. CLERK: Councilwoman Ward-Pugh.

COUNCILWOMAN WARD-PUGH: Here.

MR. CLERK: President King.

PRESIDENT KING: Here.

MR. CLERK: Councilman Kramer.

Councilman Blackwell.

COUNCILMAN BLACKWELL: Here.

PRESIDENT KING: And I heard it. That's important.

COUNCILMAN BLACKWELL: That was pretty good.

MR. CLERK: Councilwoman Aubrey Welch.

Councilwoman Fowler.

Councilwoman Butler.

Councilman Downard.

COUNCILMAN DOWNARD: Here.

MR. CLERK: Councilman Stuckel.

COUNCILMAN STUCKEL: Here.

MR. CLERK: Councilwoman Parker.

COUNCILWOMAN PARKER: Here.

MR. CLERK: Councilman Miller.

COUNCILMAN MILLER: Here.

MR. CLERK: Councilman Benson.

COUNCILMAN BENSON: Present.

MR. CLERK: Councilman Johnson.

Councilman Engel.

COUNCILMAN ENGEL: Present.

MR. CLERK: Councilman Peden.

COUNCILMAN PEDEN: Here.

MR. CLERK: Councilwoman Flood.

COUNCILWOMAN FLOOD: Freezing.

MR. CLERK: Councilman Yates.

Councilman Ackerson.

Councilman Yates.

Councilman Ackerson.

Mr. President, you have 18 in attendance and a quorum.

PRESIDENT KING: Thank you, Mr. Clerk. Please cause the record to reflect that Council Members Scott, Kramer, Welch, Fowler, Butler and Johnson all have excused absences. I think most of them are at the League of Cities Conference right now.

MR. CLERK: So noted.

PRESIDENT KING: Mr. Clerk, are there any addresses to Council?

MR. CLERK: Yes, sir.

PRESIDENT KING: Please bring them forward.

MR. CLERK: Valerie Magnusson.

PRESIDENT KING: Is that Magnusson?

MR. CLERK: Valerie Magnusson.

Shelton McElroy.

Mr. President, apparently no one showed up.

PRESIDENT KING: Maybe they signed up at for the previous meeting.

MR. CLERK: That concludes our addresses to council.

PRESIDENT KING: All right. Thank you.

Councilwoman Ward-Pugh, I believe you have a guest tonight.

COUNCILWOMAN WARD-PUGH: Yes.

PRESIDENT KING: You have the floor.

Mr. Clerk, let the record reflect that Councilman Yates Councilman Ackerson are both present, please.

MR. CLERK: So noted.

COUNCILWOMAN WARD-PUGH: Good evening, Colleagues. I have the great good fortune this evening of recognizing an outstanding ninth district resident, distinguished citizen, and all-around advocate for her community and her neighborhood. Tonight I'm honoring her by recognizing an achievement. The 2014 Langon award was given to Carla Ruschival, who is with me tonight. The Kentucky School for the Blind presented the distinguished service award to Carla during the school's 177th Founder's Day program in May of 2014.

Ruschival, a Clifton neighborhood resident, is a graduate of KSB, a school in Louisville. She is a devoted school advocate and an avid school supporter of its alumni organization. She has advocated for changes that have made for

safer travel for pedestrians who are blind and visually impaired. She is the host of Sound Prints, an audio magazine program that I have spoken to on a number of occasions that features news and events of interest to people who are blind and visually impaired that is aired on Sunday through ACB Radio and on weekends through Kentucky Central Radio I.

At the state level she represents the Kentucky Council of the Blind on the Office for the Blind Statewide Rehabilitation Council. Nationally she serves as treasurer for the American Council of the Blind, one of the largest blind/visually impaired consumer organizations.

The Langon Award was established in 1992 and is dedicated to former superintendent Paul J. Langon in recognition of his outstanding service and constructive leadership. His innovative approach to education established the foundation for continued improvement of the education of blind and visually impaired children at the school, and tonight it is my honor to present Carla with this proclamation that I will read here.

It is a proclamation to all whom these letters shall come, greetings. Know ye that the Louisville Metro legislative Council hereby recognizes the ninth district distinguished citizen in honor of Carla Ruschival in honor of receiving the Langon Distinguished Service Award during the 177th Founder's Day Program. We hereby confer this with the rights and

privileges and responsibilities thereunto appertaining, and it is signed by me this day, 20th of November in 2014.

And I have a lapel pin for you. I will put this all together in a folder here for you but didn't know if you have a quick word that you wanted to offer. Step forward, if you would like. The mics are about right here.

CARLA RUSCHIVAL: Thank you so much, Tina. I just want to say how much we in the ninth ward have appreciated the work and the support that Tina Ward-Pugh has given to our neighborhoods and her time and service here on the council. She has helped us to accomplish great things and not only the Clifton neighborhood, where I live, but in Clifton Heights and Butchertown and many of the other areas, and we are so grateful to you, Tina, for all the help you have given. Thank you so much and thank you for this honor.

[Applause.]

Thank you.

COUNCILWOMAN WARD-PUGH: You're welcome.

>> Just quickly for the record, if I might. The Brownsboro Road sidewalk that we put in the sidewalk of the road diet was largely in part not from my advocating it for the last 12 years, but Carla Ruschival and her colleagues in the area had been advocating for a sidewalk over there for 30 years and in part stuck with it and hung with it and helped move that along, and I just want to thank her for her efforts in that.

Thank you.

[Applause.]

PRESIDENT KING: Thank you, Councilwoman.

Councilman James, I believe you have a proclamation that you want to present.

COUNCILMAN JAMES: I do, worthy President.

PRESIDENT KING: And I might note if you don't mind, Councilman James, we are joined by Donna Hargand, Superintendent of Public Schools.

COUNCILMAN JAMES: Absolutely. We have Diane Hargand and Diane Porter and Ms. Larson here from the University of Louisville, and that is for one special reason, to pay tribute to Mr. Tim Foster, the principal of Cochran Elementary School. He has been the principal there for three years, correct?

TIM FOSTER: Fourth year.

COUNCILMAN JAMES: Fourth year. And he has taken a school in the first percentile and brought it up to the 34th percentile in three years, an amazing feat. And he has had the support of tremendous staff and teachers behind him. And they all work from the same hymnal, which Tim Foster is the leader of, with these here. And they have done great things. And I want to present you with a proclamation honoring you with the great work you have done. I will read it to you.

Proclamation. To whom all these letters shall come, greetings. Know ye that Louisville Metro Council hereby

proclaims Tim Foster an exceptional educator. Whereas Tim Foster taught advanced placement, politics, government, and US history for ten years at DuPont Manual High School.

And whereas Tim Foster earned the Kentucky History Teacher of the Year Award and also the Ashlin, Inc., teacher of the year award in 2006.

And whereas Tim Foster became assistant principal at Liberty High School and increased graduation rates for all four years he was principal.

And whereas he became principal of Cochran Elementary School, where in three short years he moved Cochran Elementary from first to 34th percentile in the Kentucky accountability standing test.

And whereas Tim Foster has a heavy focus on community involvement and utilizing the resources these relationships can afford.

And whereas Tim Foster is embodied by professional staff of teachers and administrators who are proud to stand with him to further the prominence of education for our children.

And whereas Tim Foster has a strong belief and conviction that all students can and will learn.

Now therefore be it resolved that, Louisville Metro Council, we hereby confer and pay tribute to him by way of this proclamation with all rights, privileges, and responsibilities thereunto appertaining. In testimony whereof, we have caused

these letters to be made and the seal of Metro Government to be hereunto affixed, done in Louisville, Kentucky, this 20th day of November, 2014. Louisville Metro Council.

Thank you.

[Applause.]

You also get a pin with that. But you have done a lot of great work and helped the kids in the community, and I want everybody here and in the community to get a chance to hear you speak. Can we do that?

TIM FOSTER: I appreciate this amazing award. I grew up in east Tennessee, and I am very proud of my accent. Some people still ask, where are you from? I was from a very small town. My mom and dad married when they were 16 and 18, respectively. Mom got her GED and went on to become a vice president for JB Hunt Trucking. I and my sister are the only two college graduates in my family even today.

When we were growing up, we lived in poverty. It was extremely difficult. But one thing my parents always instilled in me was the belief that education will get you everywhere. They always sat down with me, they worked with me, they wanted me to succeed and achieve. Once I started to see results from working hard and doing my homework, I worked even harder. And when I graduated from Coit County High School in 1982, I received a scholarship.

With that said, along the road so many of the people standing behind me have impacted my life and continue to do so today. 19 years ago I started the MAT program at the University of Louisville with Dean Larson. She was my teacher. And I always thought in class, I want to be like her. I want to be a teacher like Dr. Larson. And when I got my job at Manual, I did everything in my power to do the best I could do for me, for her, but for more importantly, for the extremely talented students I was teaching. When you have 12 national merits in one classroom at one time, it is sometimes daunting.

I had a great stint there and had such a good time I went into administration. I was at Liberty High School. And one thing that I found Early on, grown men were reading on a second grade level. And I thought to myself, something is wrong. There has to be a solution. So I made the choice to move to elementary school. I interviewed at a couple schools here and there, but I live in Old Louisville, and Councilman James is my councilman. And when I moved into this school, we were sitting next to last in the state. We were 732 out of 733 schools. And I thought, what am I going to do? And I thought I will reach out to people who helped me along the way. I called my fraternity, called Old Louisville associations, and we created a family.

Some teachers left and we hired some new teachers, but the people behind me tonight are the reason I'm here. I am not

Cochran Elementary. The teachers who come to school every day who believe in our children and who know that they will succeed are the reason that we are here tonight and the reason our scores continue to move.

I will say one last thing. So many years I heard all children can learn. I think it is time we start saying all children will learn, because they are our future. They depend on us. And at a school that is 96 free and reduced lunch, if we don't step up as a community and help these beautiful children, their chances each year start to dwindle.

So once again, thank you for this proclamation, I appreciate Councilman James. Every time I need something, I call him. He's there. And he really, really makes a difference at our school. But the teachers behind me, they are the ones who should be speaking, not me. I could not do my job without them. So keep looking at Cochran. Keep watching what we are doing, because it is just starting. Thank you.

[Applause.]

PRESIDENT KING: Great presentation, Councilman James. All right.

Does anyone else need to be recognized for any reason prior to entering the business part of our meeting?

Councilman Downard.

COUNCILMAN DOWNARD: Thank you, Mr. President.

Although it has already been changed on the computer system, item number 24, which is on Old Business, was put there because we had to have an abstention vote for Councilwoman Butler. It was because of the company she worked for. She is not here tonight, and because of that, I would like to move it back to the Consent Calendar.

PRESIDENT KING: We will do that. Let me get to the approval of council minutes first.

Approve the council minutes for the Regular Meeting of November 6, 2014.

Any corrections or deletions?

May I have a motion and second for approval?

>> Motion.

>> Second.

PRESIDENT KING: The minutes have been properly moved and seconded. All those in favor say aye. Opposed? The ayes have it. The minutes are approved as written.

Next we have approval of the following committee minutes, all in 2014.

Special: Committee on Sustainability, November 6.

Regular: Committee of the Whole, November 6.

Special: Labor and Economic Development Committee, November 10.

Regular: Planning and Zoning, Land Design and Development Committee, November 11.

Regular: Public Works, Bridges and Transportation  
November 11.

Regular: Government Accountability and Ethics,  
November 11.

Special: Ad Hoc Committee on Land Development Code,  
November 17.

Regular: Committee on Health, Education, and Housing,  
November 12.

Regular: Appropriations, NDFs and CIFs, November 12.

Regular: Labor and Economic Development Committee,  
November 13.

Special: Budget Committee, November 13.

Are there any corrections or deletions to these? May  
I have a motion and Second for approval?

>> Motion.

>> Second.

PRESIDENT KING: The minutes have been properly moved  
and seconded. All those in favor say aye. Opposed? The ayes  
have it. These minutes are approved as written.

Mr. Clerk, a reading of item 17, please.

MR. CLERK: A MOTION TO AMEND SECTION 5 OF THE RULES  
OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY  
METRO GOVERNMENT.

PRESIDENT KING: In accordance with Metro Council Rule  
11.01, a vote will be considered at the next scheduled Metro

Council meeting, December 11, 2014 on the motion to amend rule 511(I).

Our next order of business is the Consent Calendar. The Consent Calendar comprises Items 17-23. There has been a request and no objection to move item 24 to the Consent Calendar, so it now comprises 17 to 24.

So, Mr. Clerk, a second reading of these items, please.

MR. CLERK: AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2014 AND ORDINANCE NO. 102, SERIES 2014 RELATING TO THE FISCAL YEAR 2014-15 CAPITAL AND OPERATING BUDGET, RESPECTIVELY, BY TRANSFERRING \$12,000 FROM THE DISTRICT 19 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 19 CAPITAL INFRASTRUCTURE FUND.

AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2014 PERTAINING TO THE 2014-2015 CAPITAL BUDGET, BY ESTABLISHING A NEW PROJECT TITLED FREYS HILL ROAD BITUMINOUS RESURFACING.

AN ORDINANCE APPROVING A FORGIVABLE LOAN TO HOMES OF HOPE PURSUANT TO ORDINANCE NO. 54, SERIES 2009. AN ORDINANCE APPROVING A FORGIVABLE LOAN TO RIVER CITY COMMUNITY HOUSING DEVELOPMENT ORGANIZATION PURSUANT TO ORDINANCE NO. 54, SERIES 2009.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT ON BEHALF OF THE LOUISVILLE METRO PARKS A DONATION FROM DARE TO CARE FOOD BANK OF TWO VOYAGEUR CANOES AND ASSOCIATED EQUIPMENT TOTALING AN ESTIMATED VALUE OF \$27,787.

A RESOLUTION OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, GIVING PRELIMINARY APPROVAL OF AN INDUSTRIAL REVENUE BOND FINANCING IN ONE OR MORE SERIES FOR BROWN-FORMAN CORPORATION, OR ANY OF ITS AFFILIATES; AUTHORIZING INITIATION OF THE ACQUISITION, CONSTRUCTION AND INSTALLATION OF AN INDUSTRIAL PROJECT RELATED THERETO; AGREEING TO UNDERTAKE THE ISSUANCE OF INDUSTRIAL REVENUE BONDS IN ONE OR MORE SERIES AT THE APPROPRIATE TIME; AND TAKING OTHER PRELIMINARY ACTION.

AN ORDINANCE CLOSING A 20' WIDE UNIMPROVED ALLEY RUNNING NORTH FROM STRADER AVENUE TO CAMDEN AVENUE CONTAINING 0.225 ACRE AND BEING IN LOUISVILLE METRO.

A RESOLUTION OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY AUTHORIZING THE APPOINTMENT OF MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED AS A CO-REMARKETING AGENT FOR THE \$35,000,000 PRINCIPAL AMOUNT OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, POLLUTION CONTROL REVENUE BONDS, 2001 SERIES B (LOUISVILLE GAS AND ELECTRIC COMPANY PROJECT), AND FURTHER AUTHORIZING CERTAIN RELATED ACTIONS RELATED TO THE ABOVE-IDENTIFIED BONDS.

Read in full.

PRESIDENT KING: May I have a motion and second for approval?

>> So moved.

>> Second.

PRESIDENT KING: Consent calendar has been properly moved and seconded. It requires a roll call vote.

Mr. Clerk, please open the voting. Without objection, the voting is closing.

>> Mr. President.

PRESIDENT KING: That's an objection. We will wait. The voting is closed.

MR. CLERK: 20 yes votes and six not voting.

PRESIDENT KING: Thank you. The consent calendar passes.

Mr. Clerk, a reading of item 25, please.

MR. CLERK: AN ORDINANCE APPROPRIATING (\$6,500) \$7,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$1,000 EACH FROM DISTRICTS 13, 24; \$500 EACH FROM DISTRICTS 8, 21, 6, 1; \$250 EACH FROM DISTRICTS 16, 22, 17, 12, 10, 26, 9; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE COALITION FOR THE HOMELESS, INC., FOR PROGRAMMING EXPENSES ASSOCIATED WITH THE "GIVE-A-JAM" EVENT TO RAISE FUNDS FOR HOMELESS EDUCATION AND YOUTH PROGRAMS.

Read in full.

>> Move approval.

>> Second.

PRESIDENT KING: Thank you. The committee-amended ordinance is now before us.

Councilman Blackwell, I believe this came from your committee.

COUNCILMAN BLACKWELL: It did. Thank you, Mr. President.

MR. CLERK: You have the floor.

COUNCILMAN BLACKWELL: And it is. I need to make an amendment tonight to add some. We have some sponsors who actually have already signed on, but their names don't appear here. So if I can move this amendment and then get someone to second \$250 from District 2, \$250 from District 3, \$250 from District 5, \$250 from District 14, \$250 from District 15, and \$250 from District 25.

>> Second.

PRESIDENT KING: So that's the amendment before us.

>> Total of \$1,500.

COUNCILMAN BLACKWELL: Yes.

PRESIDENT KING: All right. That brings the new total to 9,000?

COUNCILMAN BLACKWELL: 9,000, according to my math.

PRESIDENT KING: Okay. And I have a second for that amendment.

>> Second.

PRESIDENT KING: Thank you. All those in favor say aye. Opposed? The ayes have it. It's been amended on the floor.

Is there any further discussion?

Councilwoman Woolridge, were you seeking recognition?

COUNCILWOMAN WOOLRIDGE: Yes. Thank you, President King. I think he said District 3. I don't remember hearing the amount.

PRESIDENT KING: 250.

COUNCILWOMAN WOOLRIDGE: 250?

PRESIDENT KING: Yes, that's on my note pad.

COUNCILWOMAN WOOLRIDGE: Thank you.

PRESIDENT KING: All right. Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote.

Mr. Clerk, please open the voting. Without objection, the voting is closing. The voting is closed.

MR. CLERK: 20 yes votes and six not voting.

PRESIDENT KING: Thank you. The ordinance as amended passes.

Mr. Clerk, a reading of item 26, please.

MR. CLERK: AN ORDINANCE APPROPRIATING \$16,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$7,000 FROM DISTRICT 3; \$2,500 FROM DISTRICT 4; \$2,000 FROM DISTRICT 6; \$1,500 FROM DISTRICT 5; \$1,000 FROM DISTRICT 2; \$500 EACH FROM DISTRICTS 12, 9, 1; \$250 EACH FROM DISTRICTS 14, 13; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE WEST JEFFERSON COUNTY

COMMUNITY TASK FORCE, INC., FOR THE CONTINUATION OF THE TOXIC AIR MONITORING ANALYSIS PROGRAM.

Read in full.

PRESIDENT KING: Thank you. May I have a motion and second for approval?

>> So moved.

>> Second.

PRESIDENT KING: The ordinance is now before us.

Councilman Blackwell, you have the floor.

COUNCILMAN BLACKWELL: Thank you, Mr. President.

This came out with unanimous vote, and you can see the request here was for \$16,000, and that has been met. But you can also see that 7,000 of that came from our colleague from District 3, and I think she would love to have the opportunity to convince some of you to help her bring that number down. So if you can pass it to Councilwoman Woolridge.

PRESIDENT KING: Councilwoman Woolridge, are you seeking recognition on this matter?

COUNCILWOMAN WOOLRIDGE: Yes, Mr. President.

PRESIDENT KING: You have it.

COUNCILWOMAN WOOLRIDGE: Several of my colleagues have signed on to this, and several have not. And I asked the chair if he would bring this to Old Business to give everybody the opportunity to sign on this. And we are ready to take those amounts, and we can reduce our give of 7,000 to perhaps a lesser

amount, if you are interested, in this toxic air monitoring.  
And I know we all are.

PRESIDENT KING: Very good. Anyone seeking  
recognition on this?

PRESIDENT KING: District 10 will do \$500 and reduce  
your amount to 6,500.

COUNCILWOMAN WOOLRIDGE: Thank you.

COUNCILMAN OWEN: District 8, 500.

COUNCILWOMAN WOOLRIDGE: Thank you.

PRESIDENT KING: Anyone else?

Would you put that forward in the form of an  
amendment?

>> I move a thousand dollars from District 10 and  
District 8.

PRESIDENT KING: All those in favor say aye. Opposed?  
The ayes have it. District three will reduce to 6,000.

Is there any other discussion?

Councilwoman Flood.

COUNCILWOMAN FLOOD: District 204 will do 500.

PRESIDENT KING: Very good. You want to make that a  
motion?

COUNCILWOMAN FLOOD: Make that a motion, please.

>> Second.

PRESIDENT KING: All those in favor say aye. Opposed?  
The ayes have it. That reduces you to 5500 in District three.

COUNCILWOMAN WOOLRIDGE: Thank you so much.

PRESIDENT KING: All right. If there's no further discussion on this, this is an ordinance requiring a roll call vote.

Mr. Clerk, please open the voting. Without objection, the voting is closing. The voting is closed.

MR. CLERK: 20 yes votes and six not voting.

PRESIDENT KING: The ordinance as amended passes.

Mr. Clerk, a reading of item 27, please.

MR. CLERK: A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE UNITED STATES DEPARTMENT OF JUSTICE IN THE AMOUNT OF \$20,000 TO SUPPORT THE LOUISVILLE METRO SAFE AND HEALTHY NEIGHBORHOODS PLANNING PROJECT.

Read in full.

>> So moved.

>> Second.

PRESIDENT KING: Thank you. The resolution is now before us.

Councilwoman Woolridge, I believe this came from your committee.

COUNCILWOMAN WOOLRIDGE: Yes, it did. Thank you, Mr. President.

We met last Wednesday. There was only two of us for the committee meeting, so we didn't have a quorum, but we certainly had some lively discussion. My cochair, my vice

chair, Councilwoman -- as Ms. Smith presented this to us for the \$20,000, it will be spent on a well-worthy cause. And it is on Old Business only because we didn't have a quorum.

PRESIDENT KING: Very good. Any discussion on this item? Any questions?

Hearing none, this is a resolution allowing a voice vote. All those in favor say aye. Opposed? The ayes have it. The resolution passes.

Mr. Clerk, a reading of item 28, please.

MR. CLERK: A RESOLUTION AMENDING SECTION 3 OF THE LOUISVILLE METRO COUNCIL POLICIES AND PROCEDURES, PERTAINING TO NEIGHBORHOOD DEVELOPMENT FUNDS AND CAPITAL INFRASTRUCTURE FUNDS (As Amended).

Read in full.

PRESIDENT KING: Thank you. Someone bring this before us please, a motion and second.

>> So moved.

>> Second.

PRESIDENT KING: There was a suggestion in the Committee of the Whole we return this to the Appropriations Committee for further review. Without objection, we will do that.

Councilwoman Parker.

COUNCILWOMAN PARKER: Yes, I think this went through Government Accountability and Ethics, and I'm not really sure.

I mean, I don't totally oppose it going back to a committee but it did go through Government Accountability and Ethics, where I think most of our policy changes have gone through. And it did come through recommended for approval. There was a slight amendment by the county attorney. And basically all it does is codify the language that we have already set forth this past year as far as reimbursement requests through the NDF policies.

I'm not really sure why it needs to go to a different -- to Appropriations when I think typically they go through GAE. I'm not opposed to that, but it has been pretty well vetted and simple language changes.

PRESIDENT KING: We talked about it at the Committee of the Whole. These changes go through the Appropriations Committee and they have been dealing with something similar to this. And when it came to the Committees on Committees, I sent it to Government Accountability. I probably should have sent it to Appropriations. There wasn't a clear understanding today in the Committee of the Whole as to what the subject matter was. Many people in the room were not familiar with it. And I think the consensus was is that it would be best to go to Appropriations and let them look at it.

PRESIDENT KING: Okay. All right.

Is there any other discussion on this?

Without objection, Mr. Clerk, this goes back to appropriations.

MR. CLERK: So noted.

PRESIDENT KING: Thank you.

Mr. Clerk, a reading of item 29, please.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-5 RESIDENTIAL SINGLE FAMILY TO R-7 RESIDENTIAL MULTI-FAMILY ON PROPERTY LOCATED AT 3670 and 3670 R WHEELER AVENUE CONTAINING A TOTAL OF 3.487 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 14ZONE1031) (AS AMENDED).

Read in full.

>> Move approval.

>> Second.

PRESIDENT KING: Thank you. The committee-amended ordinance is now before us.

Councilwoman Stuckel, I believe this came from your committee, and you are prepared to address this tonight.

COUNCILMAN STUCKEL: I am.

PRESIDENT KING: You have the floor.

COUNCILMAN STUCKEL: Okay. A change in zoning here is from R5 to R7, and I should add this case is connected to case O-527-14 that was on the Consent Calendar. That involved the closure of an alley that runs right through the property. This addresses where the Farmer Jacobs School is located. It currently sits vacant. The proposed use is 60 housing spaces particularly for seniors. Parking spaces will be on the side as well. The public hearing was held and no one spoke in

opposition, though one person did speak about parking concerns at LD&T.

Parking Commission recommended approval 7 to 0, our Planning and Zoning Committee unanimously recommended approval as well, and this is in Councilwoman Butler's district, and she has informed me that she recommends approval.

PRESIDENT KING: Very good. Thank you.

Is there any other discussion on this item?

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

Mr. Clerk, please open the voting. Without objection, the voting is closing. The voting is closed.

MR. CLERK: 20 yes votes and six not voting.

PRESIDENT KING: Excuse me. I need to correct mine. Thank you.

MR. CLERK: There are 19 yes votes, one abstention, and five not voting. The one abstention is President King.

PRESIDENT KING: Six not voting.

MR. CLERK: Six not voting. Excuse me.

PRESIDENT KING: Yeah, we still only have 20 in the room.

MR. CLERK: Counting myself.

PRESIDENT KING: You can jump in to vote anytime you want. The water's fine.

Okay. On that note, the ordinance as amended passes with the one abstention. Thank you.

Mr. Clerk, a reading of item 30, please.

MR. CLERK: AN ORDINANCE AMENDING THE FOLLOWING SECTIONS OF CHAPTER 11 OF THE LAND DEVELOPMENT CODE AS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO (CASE NO. 14AMEND1003).

Read in full.

PRESIDENT KING: Thank you. May I have a motion and second for approval?

>> So moved.

>> Second.

PRESIDENT KING: Thank you.

Councilwoman Peden, this came from your committee. Would you like to explain this to us?

COUNCILMAN PEDEN: Just briefly.

Again, we are on round two of a massive amount of changes to the Land Development Code. Item 30 -- and I will make a comment on item 31 while I'm here -- 30's issues are the procedures that developers have to follow as they go through the process. Some of them were cleanup language to make certain things agree. I guess I can report that if you read the attachment that's there. There were two things that were pulled. One with the concern from Councilwoman Hamilton, one was a concern of myself, and then what was left behind is what

we could all agree on. And as far as item 31, so you don't have to come back to me, pretty much the same thing, miscellaneous research, and truly is odds and ends that needed to be cleaned up. There were so many of them we ended up having to split it into two ordinances. The other one is on New Business next, and that one will, again, essentially everything that was voted on or voting on right now was unanimously approved in committee, because anything that we can't quite agree on, we will pull out and talk about it later.

PRESIDENT KING: Very good.

Is there any further discussion on this item?

Hearing none, this is an ordinance requiring a roll call vote. Mr. Clerk, please open the voting. Without objection, the voting is closing. The voting is closed.

MR. CLERK: 20 yes votes and six not voting.

PRESIDENT KING: The ordinance passes.

Mr. Clerk, a reading of item 31, please.

MR. CLERK: AN ORDINANCE AMENDING THE FOLLOWING SECTIONS OF CHAPTERS 1, 2, 4, 5, 7, 8, AND 10 OF THE LAND DEVELOPMENT CODE, AS MORE SPECIFICALLY SET FORTH IN EXHIBIT A BELOW, WHICH IS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO (CASE NO. 14AMEND1003).

Read in full.

>> Motion.

>> Second.

PRESIDENT KING: Thank you. The ordinance is now before us. Councilman Peden has already explained it. I don't know if anyone needs further explanation on this or has any discussion.

If not, this is an ordinance requiring a roll call vote.

Mr. Clerk, please open the voting. Without objection, the voting is closing. The voting is closed.

MR. CLERK: 20 yes votes and six not voting. Excuse me, I'm sorry.

PRESIDENT KING: That's all right. You say 20 yes votes and six not voting.

MR. CLERK: Yes, sir.

PRESIDENT KING: Thank you. The ordinance passes.

Next item of business is New Business. As you leave chambers, please do so quietly so the clerk may read New Business. New Business comprises items 32 through 49.

Will the clerk please read those items and the assignments to committee.

MR. CLERK: The following legislation will be assigned to the Ad Hoc Committee on Land Development Code.

AN ORDINANCE AMENDING CHAPTERS 1, 2, 4, 5, AND 8 OF THE LAND DEVELOPMENT CODE, APPLICABLE SECTIONS MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A, WHICH IS PART OF A CONTINUING

EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO  
(CASE NO. 14AMEND1003).

The following legislation will be assigned to the  
Appropriations, NDFs, and CIFs Committee.

AN ORDINANCE APPROPRIATING \$10,000 NEIGHBORHOOD  
DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT  
4; \$3,000 FROM DISTRICT 5; \$2,000 FROM DISTRICT 6; THROUGH THE  
OFFICE OF MANAGEMENT AND BUDGET, TO THE PLYMOUTH COMMUNITY  
RENEWAL CENTER, INC., FOR COSTS ASSOCIATED WITH THE ACADEMIC  
ENRICHMENT PROGRAM, OUT OF BOUNDS AND FOOD PANTRY.

AN ORDINANCE APPROPRIATING \$8,000 FROM NEIGHBORHOOD  
DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$2,000 EACH FROM  
DISTRICTS 4, 5, 21; \$1,500 FROM DISTRICT 1; \$500 FROM DISTRICT  
6; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO NEW ROOTS,  
INC., FOR A BOX TRUCK, TELEPHONE FEES, COPIES OF MATERIALS AND  
OTHER OPERATIONAL EXPENSES.

AN ORDINANCE APPROPRIATING \$77,500 FROM NEIGHBORHOOD  
DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$10,000 EACH FROM  
DISTRICTS 16, 12, 4, 1; \$5,000 EACH FROM DISTRICTS 13, 21, 8, 6,  
11; \$2,500 EACH FROM DISTRICTS 9, 18, 7; \$2,000 FROM DISTRICT 2;  
\$1,000 EACH FROM DISTRICTS 15, 3, 10; THROUGH THE OFFICE OF  
MANAGEMENT AND BUDGET, TO THE CENTER FOR WOMEN AND FAMILIES,  
INC., FOR A ROOF REPLACEMENT AT THE JOAN E. THOMAS (JET)  
FACILITY.

AN ORDINANCE APPROPRIATING \$5,005 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$1,555 FROM DISTRICT 15; \$1,500 FROM DISTRICT 1; \$1,000 FROM DISTRICT 14; \$500 FROM DISTRICT 13; \$250 FROM DISTRICT 16; \$200 FROM DISTRICT 10; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE FOOD LITERACY PROJECT AT OXMOOR FARM, INC., FOR CAPITAL EQUIPMENT INCLUDING COMPUTERS, FLOOR TILES, DRY ERASE BOARDS AND NEW DONOR SOFTWARE.

AN ORDINANCE APPROPRIATING \$7,000 FROM DISTRICT 22 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO CHILDREN HAVE OPTIONS IN CHOOSING EXPERIENCES, INC., (C.H.O.I.C.E., INC.), FOR A "DARE TO DREAM" SPORTS LEADERSHIP AND MENTORING PROGRAM.

The following legislation will be assigned to the Budget Committee.

A RESOLUTION APPROVING THE JEFFERSON COUNTY SHERIFF'S 2015 BUDGET.

A RESOLUTION APPROVING THE JEFFERSON COUNTY CLERK'S 2015 BUDGET.

AN ORDINANCE AMENDING THE UNIVERSITY OF LOUISVILLE DEVELOPMENT AREA AS ADOPTED BY ORDINANCE NO. 199, SERIES 2010, TO AMEND THE BOUNDARIES OF THE DEVELOPMENT AREA, TO ADOPT AN ADDENDUM FOR THE DEVELOPMENT PLAN FOR THE DEVELOPMENT AREA, AMENDING THE LOCAL PARTICIPATION AGREEMENT FOR THE DEVELOPMENT AREA, 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.

The following legislation will be assigned to the Committee on Contracts.

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT (SARAH FRITSCHNER D/B/A BETTER WORLD PR - \$120,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY OF LOUISVILLE - \$60,562.80).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - COMMONWEALTH ECONOMICS PARTNERS, LLC - \$79,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - KENTUCKY WORLD TRADE CENTER, INC., \$72,000.00.

The following legislation will be assigned to the Labor and Economic Development Committee.

AN ORDINANCE OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING THE EXECUTION AND DELIVERY ON BEHALF OF METRO GOVERNMENT OF A FIRST MORTGAGE AND A SECOND MORTGAGE RELATING TO THE OUTSTANDING LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INDUSTRIAL BUILDING REVENUE BONDS, SERIES 2008 (THE BELLAMY AT LOUISVILLE PROJECT) .

AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, AUTHORIZING THE ISSUANCE OF UP TO \$10,000,000 PRINCIPAL AMOUNT OF INDUSTRIAL BUILDING REVENUE BONDS, SERIES 2014 (HEAVEN HILL DISTILLERIES, INC., PROJECT), IN ONE OR MORE SERIES FOR THE PURPOSE OF FINANCING AN INDUSTRIAL BUILDING PROJECT; APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF: (I) A DEED FROM HEAVEN HILL DISTILLERIES, INC., TO LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT A LEASE AGREEMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND HEAVEN HILL DISTILLERIES, INC., A MORTGAGE, A BOND PURCHASE AGREEMENT, A PAYMENT IN LIEU OF TAXES AGREEMENT, AND ANY AND ALL OTHER RELATED DOCUMENTS; AND TAKING OTHER RELATED AND INCIDENTAL ACTION.

A RESOLUTION OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AMENDING RESOLUTION NO. 193, SERIES 2012 RELATING TO THE AUTHORIZATION OF THE EXECUTION OF A MEMORANDUM OF AGREEMENT BETWEEN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND MAINSTREET VENTURES, LLC, AND AMENDING THE MEMORANDUM OF AGREEMENT BY AND BETWEEN THE LOUISVILLE/JEFFERSON COUNTY METRO

GOVERNMENT AND MAINSTREET VENTURES, LLC, RELATING TO AN INDUSTRIAL BUILDING PROJECT UNDERTAKING THE ISSUANCE OF INDUSTRIAL BUILDING REVENUE BONDS TO REFLECT THE TRANSFER OF OWNERSHIP OF THE PROPERTY TO HEAVEN HILL DISTILLERIES, INC.

A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO CHURCHILL DOWNS, INC., PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

The following legislation will be assigned to the Public Safety Committee.

AN ORDINANCE AMENDING AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2014, RELATING TO THE 2014-2015 CAPITAL BUDGET BY ESTABLISHING CAPITAL PROJECTS FOR FEDERAL GRANT FUNDS AND THE REQUIRED MATCHING FUNDS UNDER THE 2014 PORT SECURITY GRANT PROGRAM ADMINISTERED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY.

Read in full.

PRESIDENT KING: Thank you, Mr. Clerk.

Before we have a motion to adjourn the meeting, I would ask those council members that wish to make announcements, please remain in the chambers and request to speak on your system.

Do I hear a motion to adjourn?

>> So moved.

>> Second.

PRESIDENT KING: Without objection, we are adjourned.

Councilman Owen, you are in the queue.

COUNCILMAN OWEN: Thank you, Mr. President. We just have a couple announcements real quickly.

The final talk with Tom for 2014 is the last Saturday of November. I take December off, the last Saturday is right in the midst of that Christmas to New Year's season. But it is November the 29th, that's the Saturday after Thanksgiving, 9:00 to 11:00 a.m. I sit at Quill's Coffee Shop in the 900 block of Baxter Avenue, and I'm just beginning to sit there and drink a cup of coffee. And if a constituent, a citizen, wants to stop by and get my ear, I'll be listening. That's Talk with Tom, Saturday morning, November the 29th, 9:00 to 11:00 at Quill's Coffee Shop in the 900 block of Baxter Avenue.

And then finally the next Saturday, December 6th, that's Bardstown Road Aglow. And that's all up and down that commercial corridor all day. We will have a special lighting of a tree there at Grinstead drive at Bardstown Road. That will be at 5:30 p.m. Just part of the celebration.

At 7:00 p.m. there's an ugly sweater contest. That's at Bardstown Road and Eastern Parkway. I have some good entries for that. It is sponsored by Park Community Bank and there will be prizes and kids activities and music and fun. All this to say that Saturday night, December 6th, Bardstown Road and Baxter Avenue, surely at least from the Douglas Loop all the way to Broadway there will be plenty going on. So that's Bardstown

Road Aglow on Saturday the sixth of December. Thank you, Mr. President.

PRESIDENT KING: Thank you, Councilman Owen.

I don't know that there's anyone else here to speak, so that does conclude our meeting. Our next council meeting will be Thursday, December 11th at 6:00 p.m. I want to wish everyone a happy Thanksgiving and thank the clerks for their great work tonight. Everyone please drive carefully over the holidays. Good night.

[Regular Meeting Adjourned.]