

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Action Summary - Final

Thursday, August 25, 2016

6:00 PM

Council Chambers

Metro Council

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

President: David Yates (25)

Pro-Tem: Bill Hollander (9)

Call to Order

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

Members Roll Call

Council Member James arrived at 6:09 PM, Council Members Leet and Johnson arrived at 6:14 PM and Council Member Denton arrived at 6:37 PM.

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

Support Staff

Sarah Martin, Julie Hardesty, Jeff Derouen and Matt Golden, Jefferson County Attorney's Office

Clerks

**Jess Helton, CKMC
Mary Whitlock, CKMC**

Address to Council1. [ID 16-1151](#)**Addresses to Council for August 25, 2016****Attachments:** [8-25-16- Address to Council Agenda](#)

The Clerk called forward the following speakers:

Jackie Mayfield (No Show)
District 1
Topic: Biodigesters (For)

Steven Estes (No Show)
District 6
Topic: Biodigesters (For)

Deandra Hart (No Show)
District 8
Topic: Economic growth in West Louisville

John O'Malley
District 22
Topic: Need for West Louisville to utilize sustainable technology for economic growth

Scott Bending
District 4
Topic: Need for West Louisville to utilize sustainable technology for economic growth

Ray Barker
District 1
Biodigesters (For)

Daniel Cobble
District 11
Topic: Government Corruption

Todd Mercier
District 4
Topic: Louisville Pride Festival

Guests2. [ID 16-1056](#)

Council Members Woolridge, Aubrey Welch, Benson and Ackerson recognized members of the LMPD Explorer Program who placed first in the Burglary in Progress Competition at the National Law Enforcement Explorer Conference.

3. [ID 16-1082](#)

Council Member Hamilton recognized Tayquan Spencer-Smith for achieving Kentucky Youth of the Year.

4. [ID 16-1089](#)

Council Member Engel recognized Lauren Tran for being ranked Number 1 in the Kumon System Math Center in North America.

5. [ID 16-1116](#)

Council Member Blackwell recognized John King with the Leukemia & Lymphoma Society.

Special Proclamation6. [ID 16-1134](#)

Council Member Woolridge presented a proclamation for Women's Equality Day

Attachments: [Women's Equality Day Proclamation](#)

Council Minutes7. [ID 16-1146](#)

Regular: Metro Council - August 11, 2016

Attachments: [08-11-16 Action Summary](#)
[08-11-16 UNEDITED Transcript](#)

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

Committee Minutes

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

8. [ID 16-1093](#)

Regular: Committee on Sustainability Parks - August 11, 2016

Attachments: [8-11-16 Sustainability & Parks Action Summary](#)

9. [ID 16-1145](#)

Regular: Committee of the Whole - August 11, 2016

Attachments: [08-11-16 COW Action Summary](#)
[08-11-16 Dream Lou Handout](#)

10. [ID 16-1127](#)

Regular: Public Works, Bridges and Transportation Committee - August 16, 2016

Attachments: [PW Action Summary 081616](#)
[081616 PW Handout](#)

11. [ID 16-1092](#)

Regular: Labor and Economic Development Committee - August 16, 2016

Attachments: [LED Action Summary 081616](#)

12. [ID 16-1129](#)

Regular: Appropriations, NDFs and CIFS Committee - August 16, 2016

Attachments: [08-16-16 Appropriations Action Summary](#)

13. [ID 16-1095](#)

Regular: Government Accountability and Ethics Committee - August 17, 2016

Attachments: [GAE Action Summary 081716](#)

14. [ID 16-1094](#)

Regular: Committee on Appointments - August 18, 2016

Attachments: [8-18-16 Committee on Appointments Action Summary](#)

15. [ID 16-1096](#)

Regular: Budget Committee - August 18, 2016

Attachments: [Budget Action Summary 081816](#)

Communication From the Mayor

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

16. [ID 16-1126](#)

Brightside Board of Directors - Michael Payne (New Appointment). Metro Council approval is not required.

Attachments: [APT BRIGHTSIDE BOARD OF DIRECTORS 8.22.16 \(Metro Council approval is not required\)](#)

17. [ID 16-1130](#)

Medical Center Commission - Stephen Amsler, Gordon Brown, David Boome, Carl Amorose, Emmett Ramser, Wayne Ramsey, Hugh Shwab, III (Reappointments); James Sears, Bob Steltenpohl, Elvin Rayford, Craig Turpin, Cathy Spalding (New Appointments). Metro Council approval is not required.

Attachments: [APTS MEDICAL CENTER COMMISSION 8.22.16 \(Metro Council approval is not required\)](#)

18. [ID 16-1131](#)

Parks Advisory Commission - Louisville and Jefferson County - Krishna Ramjattan, Erica Gray, Otto Mock, Ryan Sweet, Abby Rudolph, David Goewey DuBou, Annie Haigler, Chloe Quiroga, Linda Tompson (New Appointments). Metro Council Approval is not required.

Attachments: [APTS PARKS ADVISORY COMMISSION 8.22.16 Metro Council is not required](#)

19. [ID 16-1135](#)

Urban Renewal Commission - Michael Hicks, Paul Mastrolia (New Appointments).

Attachments: [APTS URBAN RENEWAL COMMISSION 8.22.16](#)

Council Member Woolridge asked for a point of personal privilege to recognize Louisville Metro Police Department's Division 2 Commander Major Raymond Harper. Major Harper spoke to the Council.

Consent Calendar**Approval of the Consent Agenda**

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

Yes: 23 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Parker, Denton, Benson, Johnson, Engel, Peden, Flood and Ackerson

Excused: 3 - Tandy, Stuckel and Yates

Legislation forwarded from APPROPRIATIONS, NDFS AND CIFS COMMITTEE20. [O-287-16](#)

AN ORDINANCE APPROPRIATING \$20,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$4,250 FROM DISTRICT 1; \$10,000 FROM DISTRICT 5; \$5,000 FROM DISTRICT 4; \$750 FROM DISTRICT 6, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE WEST LOUISVILLE COMMUNITY MINISTRIES, INC., FOR COSTS ASSOCIATED WITH THEIR EMERGENCY ASSISTANCE AND CASE MANAGEMENT PROGRAMS.

Sponsors: Primary Jessica Green (D-1), Primary David James (D-6), Primary David Tandy (D-4) and Primary Cheri Bryant Hamilton (D-5)

Attachments: [O-287-16 WLCM](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 145-2016

21. [O-270-16](#)

AN ORDINANCE APPROPRIATING \$9,000 AS FOLLOWS: \$6,000 FROM DISTRICT 21 AND \$3,000 FROM DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO CHILDREN HAVE OPTIONS IN CHOOSING EXPERIENCES, INC. FOR “DARE TO DREAM” SPORTS LEADERSHIP MENTORING PROGRAM AND EDUCATIONAL SELF HELP GROUP.

Sponsors:Primary Dan Johnson (D-21) and Primary Cheri Bryant Hamilton (D-5)

Attachments: [O-270-16 CHOICE](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 146-2016

Legislation forwarded from BUDGET COMMITTEE

22. [O-273-16](#)

AN ORDINANCE AMENDING ORDINANCE 102, SERIES 2016 AS PERTAINING TO THE 2015-2016 CAPITAL BUDGET PERTAINING TO THE TRANSFER OF COUNCIL DISTRICT 12 CAPITAL FUNDS FROM PARKS & RECREATION TO DEVELOP LOUISVILLE FOR BRIGHTSIDE MAINTENANCE SUPPORT AT ROSE ACRES FARM.

Sponsors:Primary Rick Blackwell (D-12)

Attachments: [\\$7K D12 Parks to DevLou Brightside ORD request AUG16](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 147-2016

23. [O-276-16](#)

AN ORDINANCE CONCERNING THE LEVY OF TAXES WITHIN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE LOUISVILLE URBAN SERVICES DISTRICT FOR FISCAL YEAR ENDING JUNE 30, 2017.

Sponsors:Primary Marianne Butler (D-15)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 148-2016

Legislation forwarded from COMMITTEE ON APPOINTMENTS

24. [AP080416TF](#)

APPOINTMENT OF TIMOTHY FINDLEY TO THE AFFORDABLE HOUSING TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2018.

Attachments: [APT-AFFORDABLE HOUSING - Timothy Findley](#)

[Timothy Findley 7.25.16](#)

[Applicants for Board - Affordable Housing Trust Fund](#)

[Current Board - Affordable Housing Trust Fund](#)

[Board Details - Afford Housing Trust Fund](#)

This Appointment was approved on the Consent Agenda.

25. [AP080416DMN](#)

APPOINTMENT OF DR. MARIA NOTA TO THE BOARD OF HEALTH. TERM EXPIRES JULY 31, 2019.

Attachments: [APT Board of Health - Dr. Nota](#)

[Dr. Maria Nota 7.25.16](#)

[Applicants for Board 7.25.16](#)

[Current Board- Board of Health](#)

[Board Details - Board of Health](#)

This Appointment was approved on the Consent Agenda.

26. [AP080416KW](#)

APPOINTMENT OF KWANE WATSON TO THE PARC BOARD. TERM EXPIRES JUNE 30, 2019.

Attachments: [APT PARC BD. - Kwane Watson](#)

[Kwane Watson 7.25.16](#)

[Applicants for Board 7.25.16](#)

[Current Board - PARC Board](#)

[Boards Details - PARC BOARD](#)

This Appointment was approved on the Consent Agenda.

27. [AP080416CC](#)

APPOINTMENT OF CHERYL CRAVENS TO THE PARC BOARD. TERM EXPIRES JUNE 30, 2019.

Attachments: [APT PARC BD. - Cheryl Cravens](#)

[Cheryl Cravens 7.25.16](#)

[Applicants for Board 7.25.16](#)

[Current Board - PARC Board](#)

[Boards Details - PARC BOARD](#)

This Appointment was approved on the Consent Agenda.

28. [AP081816WT](#)

APPOINTMENT OF WENDELL TOWNSEND TO THE ETHICS COMMISSION. TERM EXPIRES JUNE 30, 2017.

Attachments: [APT ETHICS COMMISSION 8.8.16](#)

[Wendell Townsend 8.8.16](#)

[Applicants for Board - Ethics Commission -](#)

[Current Board - Ethics Commission](#)

[Board Details - Ethics Commission](#)

This Appointment was approved on the Consent Agenda.

29. [RP081816AK](#)

RE-APPOINTMENT OF ANGIE KEELING TO THE RIVERPORT AUTHORITY. TERM EXPIRES JULY 31, 2019.

Attachments: [RE-APT RIVERPORT AUTHORITY 8.8.16](#)

[Angie Keeling 8.8.16](#)

[Applicants for Board - Riverport Authority](#)

[Current Board - Riverport Authority](#)

[Board Details - Riverport Authority 8.8.16](#)

This Appointment was approved on the Consent Agenda.

Legislation forwarded from COMMITTEE ON SUSTAINABILITY AND PARKS30. [R-82-16](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT IN THE AMOUNT OF \$480,000 FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR THE KENTUCKIAN AIR EDUCATION (KAIRE) PROGRAM TO BE ADMINISTERED BY THE AIR POLLUTION CONTROL DISTRICT.

Sponsors: Primary Bill Hollander (D-9)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 73-2016

Legislation forwarded from GOVERNMENT ACCOUNTABILITY AND ETHICS COMMITTEE

31. [R-97-16](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A DONATION OF CONSULTING SERVICES AND EXPENSES TO ACCELERATE THE USE OF DATA AND EVIDENCE TO IMPROVE THE LIVES OF RESIDENTS FROM THE HARVARD KENNEDY SCHOOL GOVERNMENT PERFORMANCE LAB VALUED UP TO \$200,000 TO BE ADMINISTERED THROUGH THE OFFICE OF PERFORMANCE & INNOVATION.

Sponsors: Primary Vicki Aubrey Welch (D-13)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 74-2016

Legislation forwarded from LABOR AND ECONOMIC DEVELOPMENT COMMITTEE

32. [R-99-16](#)

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

Attachments: [Confluent Health, LLC KEDFA board summary October 30, 2014](#)
[Confluent Health, LLC Louisville support letter](#)

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 75-2016

33. [O-280-16](#)

AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, AUTHORIZING THE ISSUANCE OF ITS TAXABLE REFUNDING REVENUE BONDS, SERIES 2016 (LOUISVILLE MEDICAL CENTER STEAM AND CHILLED WATER PLANT PROJECT) IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$8,500,000 FOR THE PURPOSES OF (A) REFUNDING THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, LOUISVILLE MEDICAL CENTER TAXABLE REVENUE BONDS, SERIES 2011, AND (B) PAYING COSTS OF ISSUANCE OF THE SERIES 2016 BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND TRUST INDENTURE, LOAN AGREEMENT, AND BOND PURCHASE AGREEMENT; AUTHORIZING AND APPROVING CERTAIN OTHER MATTERS, INCLUDING THE EXECUTION OF RELATED DOCUMENTS, IN CONNECTION WITH THE SALE AND ISSUANCE OF THE SERIES 2016 BONDS.

Sponsors:Primary Cheri Bryant Hamilton (D-5)

- Attachments:** [O-280-16 ATTACH Exhibit A - Bond Purchase Agreement](#)
[O-280-16 ATTACH Exhibit B - Bond Trust Indenture](#)
[O-280-16 ATTACH Exhibit C - Loan Agreement](#)
[Exhibit B - Bond Trust Indenture](#)
[Exhibit C - Loan Agreement](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 149-2016

Old Business

34. [O-285-16](#)

AN ORDINANCE APPROPRIATING \$9,479 AS FOLLOWS: \$6,979 FROM DISTRICT 8 AND \$2,500 FROM DISTRICT 4 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE HIGHLAND COMMUNITY MINISTRIES, INC. FOR "FEEDING THE HUNGRY" PROGRAM. (AS AMENDED)

Sponsors:Primary Tom Owen (D-8) and Additional David Tandy (D-4)

Attachments: [O-285-16 HCM](#)

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

Yes: 23 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Parker, Denton, Benson, Johnson, Engel, Peden, Flood and Ackerson

Excused: 3 - Tandy, Stuckel and Yates

Enactment No: Ordinance 150-2016

35. [O-286-16](#)

AN ORDINANCE APPROPRIATING \$5,200 FROM (DISTRICT 8) NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$2,700 FROM DISTRICT 8 AND \$2,500 FROM DISTRICT 4, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE HIGHLAND COMMUNITY MINISTRIES, INC. FOR PRINTING COSTS TO RAISE AWARENESS OF PROGRAMS. (AS AMENDED)

Sponsors: Primary Tom Owen (D-8) and Additional David Tandy (D-4)

Attachments: [O-286-16 HCM](#)

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

Yes: 23 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Parker, Denton, Benson, Johnson, Engel, Peden, Flood and Ackerson

Excused: 3 - Tandy, Stuckel and Yates

Enactment No: Ordinance 151-2016

36. [O-283-16](#)

AN ORDINANCE APPROPRIATING A TOTAL OF (\$35,035.72) (\$13,250) \$14,750 FROM (DISTRICT 8) NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) AS FOLLOWS: \$5,000 FROM DISTRICT 8; \$1,500 FROM DISTRICT 21; \$1,000 EACH FROM DISTRICTS 4, 6, 9 AND 12; \$500 EACH FROM DISTRICTS 1, 2, 10, 13, 15, 25 AND 26; AND \$250 EACH FROM DISTRICTS 3, 5, AND 14, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO LOUISVILLE PRIDE FOUNDATION, INC. FOR ITS SECOND ANNUAL LOUISVILLE PRIDE FESTIVAL ON BARDSTOWN ROAD. (AS AMENDED)

Sponsors: Primary Tom Owen (D-8), Additional Dan Johnson (D-21), Additional David Tandy (D-4), Additional David James (D-6), Additional Bill Hollander (D-9), Additional Rick Blackwell (D-12), Additional Pat Mulvihill (D-10), Additional Vicki Aubrey Welch (D-13), Additional Marianne Butler (D-15), Additional David Yates (D-25), Additional Brent Ackerson (D-26), Additional Cindi Fowler (D-14), Additional Jessica Green (D-1), Additional Mary C. Woolridge (D-3), Additional Barbara Shanklin (D-2) and Additional Cheri Bryant Hamilton (D-5)

Attachments: [O-283-16 LPF](#)

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

A motion was made by Council Member Green, seconded by Council Member Hamilton, that this Ordinance be amended by adding \$500 each from Districts 1 and 2 and \$250 each from Districts 3 and 5.

For a new total allocation of \$14,750.

The motion to amend carried by a voice vote.

Enactment No: Ordinance 152-2016

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

Yes: 23 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Parker, Denton, Benson, Johnson, Engel, Peden, Flood and Ackerson

Excused: 3 - Tandy, Stuckel and Yates

Enactment No: Ordinance 152-2016

37. [O-260-16](#)

AN ORDINANCE APPROPRIATING (\$16,000) (\$17,750) \$19,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 24; \$1,000 EACH FROM DISTRICTS 4, 7, 9, 12, 13, 14, 16, 17; \$500 EACH FROM DISTRICTS 1, 3, 6, 8, 15, 18, 20, 21, 22, 23, 25; \$250 EACH FROM DISTRICTS 2, 5, 10 AND (21) 26 THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE COALITION FOR THE HOMELESS, INC. FOR PROGRAMMING EXPENSES ASSOCIATED WITH THE "GIVE-A-JAM" AND HOMELESS STAND DOWN EVENTS TO RAISE FUNDS FOR HOMELESS VETERANS AND VETERANS PROGRAMMING. (AS AMENDED)

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

Attachments: [O-260-16 CFH](#)

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

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

**\$500 each from Districts 3 and 23
\$250 each from Districts 5 and 26
An additional \$250 from District 21**

For a new total allocation of \$19,500.

The motion to amend carried by a voice vote.

Enactment No: Ordinance 153-2016

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

Yes: 23 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Downard, Parker, Denton, Benson, Johnson, Engel, Peden, Flood and Ackerson

Excused: 3 - Tandy, Stuckel and Yates

Enactment No: Ordinance 153-2016

38. [O-214-16](#)

AN ORDINANCE AUTHORIZING LOUISVILLE METRO GOVERNMENT TO ACCEPT THE BID SUBMITTED BY LOUISVILLE GAS & ELECTRIC AND SIGN A GAS FRANCHISE AGREEMENT AS SUBMITTED. (AS AMENDED)

Sponsors: Primary Kevin Kramer (R-11), Primary Rick Blackwell (D-12), Primary Mary C. Woolridge (D-3), Primary Kelly Downard (R-16), Primary Vicki Aubrey Welch (D-13), Primary Glen Stuckel (R-17), Primary David Yates (D-25), Additional Stuart Benson (R-20), Additional David James (D-6) and Additional Marilyn Parker (R-18)

Attachments: [O-214-16 COMM AMEND ATTACH LGE Franchise Agmt 081816](#)
[O-214-16 ATTACH LOUISVILLE GAS & ELECTRIC GAS FRANCHISE AGREEMENT](#)

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

A motion was made by Council Member Johnson to call the question. The motion failed due to lack of a second.

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

Yes: 16 - Green, Woolridge, Hamilton, James, Leet, Owen, Hollander, Kramer, Blackwell, Welch, Downard, Parker, Benson, Johnson, Engel and Flood

No: 4 - Shanklin, Fowler, Denton and Ackerson

Excused: 3 - Tandy, Stuckel and Yates

Absent: 1 - Peden

Abstain: 2 - Mulvihill and Butler

Enactment No: Ordinance 154-2016

New Business

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

Legislation assigned to AD HOC COMMITTEE ON LAND DEVELOPMENT CODE

39. [O-306-16](#)

AN ORDINANCE AMENDING SECTION 4.2.61 OF THE LAND DEVELOPMENT CODE TO INCLUDE WITHIN THE LIST OF USES PERMITTED IN CERTAIN ZONING DISTRICTS BY CONDITIONAL USE PERMIT THE SHORT TERM RENTAL OF A CONDOMINIUM UNIT WHERE THE SUBJECT CONDOMINIUM UNIT IS THE PRIMARY RESIDENCE OF THE HOST-APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 16AMEND1002).

Sponsors:Primary Julie Denton (R-19)

Action Required By: February 2016

Legislation assigned to APPROPRIATIONS, NDFS AND CIFS COMMITTEE**40. [O-249-16](#)**

AN ORDINANCE APPROPRIATING (\$5,000) \$7,750 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$1,000 EACH FROM DISTRICTS 15, 9, 17, 21, 12; \$1,500 FROM DISTRICT 8; \$500 EACH FROM DISTRICTS 13, (12,) 1; AND \$250 FROM DISTRICT 10, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE AIDS SERVICES CENTER COALITION, INC. DBA THE LOUISVILLE AIDS WALK, FOR PROGRAMMING EXPENSES ASSOCIATED WITH THE 2016 LOUISVILLE AIDS WALK CAMPAIGN TO SUPPORT DIRECT CLIENT SERVICES. (AS AMENDED)

Sponsors:Primary Marianne Butler (D-15), Primary Vicki Aubrey Welch (D-13), Primary Tom Owen (D-8), Primary Bill Hollander (D-9), Primary Rick Blackwell (D-12), Primary Jessica Green (D-1), Additional Dan Johnson (D-21), Additional Glen Stuckel (R-17) and Additional Pat Mulvihill (D-10)

Attachments: [O-249-16 ASCC](#)

Action Required By: February 2016

41. [O-281-16](#)

AN ORDINANCE APPROPRIATING \$20,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUNDS OF DISTRICTS 8 AND 9, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE HIGHLAND COMMERCE GUILD, INC., FOR GRAFFITI REMOVAL AND ABATEMENT.

Sponsors:Primary Tom Owen (D-8) and Primary Bill Hollander (D-9)

Attachments: [O-281-16 HCG](#)

Action Required By: February 2016

42. [O-282-16](#)

AN ORDINANCE APPROPRIATING \$6,000 FROM DISTRICT 8 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE HIGHLAND COMMERCE GUILD, INC., FOR EXPENSES RELATING TO THE BARDSTOWN ROAD AGLOW FESTIVAL.

Sponsors:Primary Tom Owen (D-8)

Attachments: [O-282-16 HCG](#)

Action Required By: February 2016

43. [O-288-16](#)

AN ORDINANCE APPROPRIATING \$7,000 FROM DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUNDS, TO BRIGHTSIDE FOR MAINTENANCE, (INSTALLATION OF) LANDSCAPING AND OTHER MATERIALS FOR TWO (NEW) "BRIGHT SITES" ON WEST BROADWAY AT (34TH STREET) LOUIS COLEMAN JR. DRIVE AND 22ND STREET AT OWEN STREET. (AS AMENDED)

Sponsors:Primary Cheri Bryant Hamilton (D-5)

Attachments: [SKMBT_C45416081109190](#)

Action Required By: February 2016

44. [O-289-16](#)

AN ORDINANCE APPROPRIATING \$5,980.00 FROM DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUNDS TO SOLID WASTE MANAGEMENT TO PURCHASE TEN DECORATIVE TRASH CANS IN THE PORTLAND NEIGHBORHOOD

Sponsors:Primary Cheri Bryant Hamilton (D-5)

Attachments: [SKMBT_C45416081109191](#)

Action Required By: February 2016

45. [O-291-16](#)

AN ORDINANCE APPROPRIATING \$9,750 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$3,000 FROM DISTRICT 25; \$2,500 FROM DISTRICT 14; \$1,000 EACH FROM DISTRICTS 4, 13 AND 24; \$500 EACH FROM DISTRICTS 2 AND 26; \$250 FROM DISTRICT 10, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO SHIRLEY'S WAY, INC. FOR EXPENSES ASSOCIATED WITH THE SHIRLEY'S WAY FINANCIAL ASSISTANCE PROGRAM

Sponsors:Primary David Yates (D-25), Primary Brent Ackerson (D-26), Primary Madonna Flood (D-24), Primary Cindi Fowler (D-14), Primary Vicki Aubrey Welch (D-13), Primary David Tandy (D-4), Primary Barbara Shanklin (D-2) and Primary Pat Mulvihill (D-10)

Attachments: [O-291-16 SW](#)

Action Required By: February 2016

46. [O-292-16](#)

AN ORDINANCE APPROPRIATING \$7,250.00 FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS: \$1,000.00 EACH FROM DISTRICTS 8, 24, 21 AND 25; \$500 EACH FROM DISTRICTS 2, 6, 9, 12, 13 AND 15; AND \$250 FROM DISTRICT 10; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO EXPLOITED CHILDREN'S HELP ORGANIZATION (ECHO) INC., FOR GENERAL OPERATING FUNDS AND CHILD ABUSE PREVENTION PROGRAMMING.

Sponsors:Primary David Yates (D-25), Primary Madonna Flood (D-24), Primary Tom Owen (D-8), Primary Dan Johnson (D-21), Primary Barbara Shanklin (D-2), Primary David James (D-6), Primary Bill Hollander (D-9), Primary Rick Blackwell (D-12), Primary Vicki Aubrey Welch (D-13), Primary Marianne Butler (D-15) and Primary Pat Mulvihill (D-10)

Attachments: [O-292-16 ECHO](#)

Action Required By: February 2016

47. [O-297-16](#)

AN ORDINANCE APPROPRIATING \$10,000 FROM DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO KENTUCKY SHAKESPEARE, INC. TO FUND COSTS ASSOCIATED WITH PERFORMANCES OF "SHAKESPEARE IN CENTRAL PARK SERIES."

Sponsors:Primary David James (D-6)

Attachments: [O-297-16 KYS](#)

Action Required By February 2016

48. [O-301-16](#)

AN ORDINANCE APPROPRIATING (\$10,950) \$12,200 AS FOLLOWS: \$2,500 FROM DISTRICT 10(,); \$1,200 FROM DISTRICT 14(,); \$1,000 EACH FROM DISTRICTS 24, 13, 18 AND 12; \$500 EACH FROM DISTRICTS 5, 20, 22, 7, 19, 9, 15 AND 25; AND \$250 EACH FROM DISTRICTS 16 AND 21 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO DAY SPRING FOUNDATION, INC., FOR CAPITAL IMPROVEMENTS FOR EXPANSION OF THE OFFICE BUILDING AND COMMUNITY CENTER. (AS AMENDED)

Sponsors:Primary Pat Mulvihill (D-10), Primary Cindi Fowler (D-14), Primary Madonna Flood (D-24), Primary Vicki Aubrey Welch (D-13), Primary Marilyn Parker (R-18), Primary Rick Blackwell (D-12), Primary Robin Engel (R-22), Primary Angela Leet (R-7), Primary Julie Denton (R-19), Primary Bill Hollander (D-9), Primary Marianne Butler (D-15), Primary David Yates (D-25), Primary Kelly Downard (R-16), Additional Dan Johnson (D-21), Additional Cheri Bryant Hamilton (D-5) and Additional Stuart Benson (R-20)

Attachments: [O-301-16 DSF](#)

Action Required By: February 2016

49. [O-309-16](#)

AN ORDINANCE APPROPRIATING \$6,845 FROM DISTRICT 23 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE HIGHVIEW BUSINESS OWNERS ASSOCIATION, INC. FOR COSTS ASSOCIATED WITH THE HIGHVIEW FALL FESTIVAL, HIGHVIEW HOLIDAY FESTIVAL AND WEBSITE MAINTENANCE.

Sponsors:Primary James Peden (R-23)

Attachments: [SKMBT_28316081915130](#)

Action Required By: February 2016

Legislation assigned to BUDGET COMMITTEE50. [O-300-16](#)

AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2016 AND ORDINANCE NO. 102, SERIES 2016 RELATING TO THE FISCAL YEAR 2016-17 OPERATING AND CAPITAL BUDGET, RESPECTIVELY, BY TRANSFERRING \$40,000 FROM THE DISTRICT 20 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 20 CAPITAL INFRASTRUCTURE FUND.

Sponsors:Primary Stuart Benson (R-20)

Action Required By: February 2017

51. [O-319-16](#)

AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2016 AS PERTAINING TO THE 2016-2017 CAPITAL BUDGET FOR A NEW PROJECT TITLED 18TH AND BROADWAY WALMART PROJECT.

Sponsors:Primary Kelly Downard (R-16), Primary Mary C. Woolridge (D-3) and Additional Jessica Green (D-1)

Attachments: [\\$250,000 ORD for 18th Street WalMart Project in OMB AUG16.docx](#)

Action Required By: February 2017

52. [O-317-16](#)

AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2016 PERTAINING TO THE 2016-2017 CAPITAL BUDGET PERTAINING TO PART I., H. PUBLIC WORKS & ASSETS PROJECT 18 METRO SIDEWALK REPAIR PROGRAM SECTION E LANGUAGE.

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

Action Required By: February 2017

Legislation assigned to COMMITTEE ON APPOINTMENTS53. [AP090116MH](#)

**APPOINTMENT OF MICHAEL HICKS TO THE URBAN RENEWAL COMMISSION.
TERM EXPIRES JUNE 30, 2020.**

Attachments: [8.22.16 Urban Renewal Commission - Michael Hicks](#)

[Michael Hicks 8.22.16](#)

[Applicants for Board 8.22.16](#)

[Current Board - Urban Renewal Commission](#)

[Board Details - Urban Renewal Commission](#)

Action Required By: February 2016

54. [AP090116PM](#)

**APPOINTMENT OF PAUL MASTROLIA TO THE URBAN RENEWAL COMMISSION.
TERM EXPIRES JUNE 30, 2016.**

Attachments: [8.22.16 Urban Renewal Commission - Paul Mastrolia](#)

[Paul Mastrolia 8.22.16](#)

[Applicants for Board 8.22.16](#)

[Current Board - Urban Renewal Commission](#)

[Board Details - Urban Renewal Commission](#)

Action Required By: February 2016

Legislation assigned to COMMITTEE ON CONTRACTS55. [R-98-16](#)

**A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET
ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING
NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE
CONTRACT - (UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. -
\$125,000.00).**

Sponsors:Primary Dan Johnson (D-21)

Attachments: [UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC.
PEDIATRIC FORENSIC MEDICINE](#)

Action Required By: February 2016

Legislation assigned to COMMITTEE ON HEALTH AND EDUCATION56. [R-102-16](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING UPON AWARD IN THE AMOUNT OF \$250,000 FROM GILEAD SCIENCES, INC., TO INTEGRATE HIV AND HEPATITIS C TESTING INTO ROUTINE CLINICAL SCREENING TO BE ADMINISTERED BY PUBLIC HEALTH & WELLNESS.

Sponsors:Primary Vicki Aubrey Welch (D-13)

Action Required By: February 2016

Legislation assigned to LABOR AND ECONOMIC DEVELOPMENT COMMITTEE57. [R-100-16](#)

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

Sponsors:Primary Cheri Bryant Hamilton (D-5)

Attachments: [CBS Interactive Inc KEDFA preliminary approval April 24, 2014](#)

[CBS Interactive Inc. Louisville's support letter](#)

Action Required By: February 2017

58. [O-293-16](#)

AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (EFFECTIVE AUGUST 5, 2016 THROUGH JUNE 30, 2022) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE NATIONAL CONFERENCE OF FIREMEN & OILERS DISTRICT OF LOCAL 32BJ/SEIU CHAPTER 320.

Sponsors:Primary Cheri Bryant Hamilton (D-5)

Attachments: [Firemen and Oilers CBA 2016](#)

Action Required By: February 2017

Legislation assigned to PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT COMMITTEE**59. O-278-16**

AN ORDINANCE AMENDING CHAPTER 1, PART 2 AND CHAPTER 4, PART 2 OF THE LAND DEVELOPMENT CODE PERTAINING TO BIODIGESTERS - APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 16AMEND1007).

Sponsors: Primary David James (D-6), Primary Barbara Shanklin (D-2), Primary Mary C. Woolridge (D-3) and Primary Vicki Aubrey Welch (D-13)

Attachments: O-278-16 PPP Biodigesters Special P&Z Mtg 08-31-16
O-278-16 BioDigester Public Comments July 2016
08-31-16 Handout from Speaker Hixson
08-31-16 Handout from Speaker Hudson
16AMEDN1007_Post_Distribution_Comments
16AMEND1007_Biodigesters_Staff_Report
16AMEND1007_Planning_Commission_Draft_With_Recommendations
16AMEND1007_Planning_Commission_Presentation
Attachment_1_Zoning_Classifications_Eligible_for_Biodigesters_w_CUP_Under_Current_LDC_Regulations
Attachment_2_ORD 037 2015 (AS AMENDED) - Biodigester Moratorium
Attachment_3_Research_Summary
Attachment_4_Interested_Party_Comments
Attachment_6_Zoning_Classifications_in_Louisville_Metro
Attachment_7_Locations_Potentially_Eligible_for_Biodigesters
Attachment_8_Community_Forum_notes
ERG2016
ERG2016-Guide115
August 4, 2016 PC Minutes Case No. 16AMEND1007 ONLY
August 1, 2016 PC Night Hearing

Action Required By: February 2017

60. [O-314-16](#)

AN ORDINANCE CLOSING PORTIONS OF SOUTH 23RD STREET, HEMLOCK STREET, OLIVE STREET, CYPRESS STREET, A 14 FOOT WIDE ALLEY BETWEEN WOODLAND AVENUE AND WILSON AVENUE AND AN 18 FOOT WIDE ALLEY BETWEEN HEMLOCK STREET AND BEECH STREET AND BEING IN LOUISVILLE METRO FOR THE CREATION OF THE WILSON QUIET ZONE (CASE NO. 14STREETS1014-1019).

Sponsors:Primary Madonna Flood (D-24)

- Attachments:** [14STREETS1014-1019](#)
[14STREETS1014 PC Minutes](#)
[14STREETS1014 Other Minutes](#)
[14STREETS1014 Staff Reports](#)
[14STREETS1014 Legal Description](#)
[14STREETS1014 Plat](#)
[14STREETS1015 PC Minutes](#)
[14STREETS1015 Other Mins.](#)
[14STREETS1015 Staff Reports](#)
[14STREETS1015 Legal Description](#)
[14STREETS1015 Plat](#)
[14STREETS1016 PC Minutes](#)
[14STREETS1016 Other Minutes](#)
[14STREETS1016 Staff Reports](#)
[14STREETS1016 Legal Description](#)
[14STREETS1016 Plat](#)
[14STREETS1017 PC Minutes](#)
[14STREETS1017 Other Minutes](#)
[14STREETS1017 Staff Reports](#)
[14STREETS1017 Legal Description](#)
[14STREETS1017 Plat](#)
[14STREETS1018 PC Minutes](#)
[14STREETS1018 Other Minutes](#)
[14STREETS1018 Staff Reports](#)
[14STREETS1018 Legal Description](#)
[14STREETS1018 Plat](#)
[14STREETS1019 PC Minutes](#)
[14STREETS1019 Other Minutes](#)
[14STREETS1019 Staff Reports](#)
[14STREETS1019 Legal Description](#)
[14STREETS1019 Plat](#)

Action Required By: February 2017

61. [O-313-16](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO OR OFFICE/RESIDENTIAL ON PROPERTY LOCATED AT 5206 ST. GABRIEL LANE CONTAINING 0.84 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1029).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [16zone1029](#)

[16ZONE1029 PC Minutes](#)

[16ZONE1029 Other Minutes](#)

[16ZONE1029 Staff Reports](#)

[16ZONE1029 Legal Description](#)

[16ZONE1029 Compliance Statement](#)

[16ZONE1029 Justification](#)

[16ZONE1029 Plan](#)

Action Required By: November 4, 2016

62. [O-318-16](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 8001 SMYRNA PARKWAY CONTAINING 2.5 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1065).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [15ZONE1065](#)

[15ZONE1065 PC Minutes](#)

[15ZONE1065 Other Minutes](#)

[15ZONE1065 Staff Reports](#)

[15ZONE1065 Legal Description](#)

[15ZONE1065 Applicant Booklet 1](#)

[15ZONE1065 Applicant Booklet 2](#)

[15ZONE1065 Applicant Booklet 3](#)

[15ZONE1065 Public Materials](#)

[15ZONE1065 Statement of Compliance](#)

[15ZONE1065 Traffic Study](#)

[15ZONE1065 Plan](#)

Action Required By: November 4, 2016

63. [O-324-16](#)

AN ORDINANCE CLOSING THE EAST/WEST ALLEY BETWEEN 17TH AND 18TH STREETS CONTAINING 10,525 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 15STREETS1017).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [15STREETS1017](#)

[15STREETS1017 PC Mins.](#)

[15STREETS1017 Other Mins.](#)

[15STREETS1017 Staff Report](#)

[15STREETS1017 Legal Description](#)

[15STREETS1017 Plat](#)

Action Required By: February 2017

Legislation assigned to PUBLIC WORKS, BRIDGES AND TRANSPORTATION COMMITTEE

64. [R-105-16](#)

A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION ACTION AGAINST THE OWNER OF CERTAIN PROPERTY IN JEFFERSON COUNTY IN CONNECTION WITH THE CULVERT REPAIR PROJECT ON BROAD RUN ROAD (PARCEL NO. 3).

Sponsors:Primary Stuart Benson (R-20)

Attachments: [R-105-16 EXHIBIT A JCA CONDEMNATION ACTION BROAD RUN ROAD](#)

[R-105-16 EXHIBIT B JCA CONDEMNATION ACTION BROAD RUN ROAD](#)

[R-105-16 Picture 1](#)

[R-105-16 Picture 2](#)

[R-105-16 Picture 3](#)

[R-105-16 Picture 4](#)

Action Required By: February 2016

Adjournment

Without objection President Pro Tem Hollander adjourned the meeting at 7:54 PM.