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PRESIDENT YATES: The Regular Louisville Metro Council Meeting of May 26, 2016, will please come to order. Please rise for the Pledge of Allegiance to the 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 YATES: I feel like we're having déjà vu.

Mr. Clerk, a roll call, please.

MR. CLERK: Council Member Green.

Council Member Shanklin.

COUNCILWOMAN SHANKLIN: Present.

MR. CLERK: Council Member Woolridge.

COUNCILWOMAN WOOLRIDGE: Present.

MR. CLERK: Council Member Tandy.

Council Member Hamilton.

Council Member James.

COUNCILMAN JAMES: Present.

MR. CLERK: Council Member Leet.

COUNCILWOMAN LEET: Here.

MR. CLERK: Council Member Owen.

COUNCILMAN OWEN: Here.

MR. CLERK: Council Member Hollander.

COUNCILMAN HOLLANDER: Here.

MR. CLERK: Council Member Mulvihill.

COUNCILMAN MULVIHILL: Here.

MR. CLERK: Council Member Kramer.

COUNCILMAN KRAMER: Here.

MR. CLERK: Council Member Blackwell.

COUNCILMAN BLACKWELL: Here.

MR. CLERK: Council Member Aubrey Welch.

COUNCILWOMAN AUBREY WELCH: Here.

MR. CLERK: Council Member Fowler.

COUNCILWOMAN FOWLER: Here.

MR. CLERK: Council Member Butler.

COUNCILWOMAN BUTLER: Here.

MR. CLERK: Council Member Downard.

Council Member Stuckel.

COUNCILMAN STUCKEL: Present.

MR. CLERK: Council Member Parker.

Council Member Denton.

Council Member Benson.

COUNCILMAN BENSON: Present.

MR. CLERK: Council Member Johnson.

Council Member Engel.

COUNCILMAN ENGEL: Present.

MR. CLERK: Council Member Peden.

COUNCILMAN PEDEN: Here.

MR. CLERK: Council Member Flood.

COUNCILWOMAN FLOOD: Here.

MR. CLERK: Council Member Yates. I'm sorry. President Yates.

PRESIDENT YATES: President.

MR. CLERK: Council Member Ackerson.

Council Member Green.

COUNCILWOMAN GREEN: Here.

MR. CLERK: Council Member Tandy.

Council Member Hamilton.

Mr. President, you have 22 in attendance and a quorum.

PRESIDENT YATES: Thank you, Mr. Clerk. Would you also please cause the record to reflect that Council Members Parker and Johnson have excused absences?

MR. CLERK: So noted.

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

MR. CLERK: Yes, sir, there are.

PRESIDENT YATES: Let me remind those addressing the Council to please refrain from any profanity or making any derogatory statements to the council members.

MR. CLERK: Robert Dean.

PRESIDENT YATES: And, Mr. Dean, while you may address the council, would you please refrain from making any specific agenda item addresses?

ROBERT DEAN: Absolutely.

PRESIDENT YATES: Thank you.

ROBERT DEAN: Mr. Council President, honorable council persons, ladies and gentlemen, I was born and raised in eastern Jefferson County but left town in high school and was away 40 years. Five years ago I returned and because my wife travels a lot we moved into a house that is convenient for her getting back and forth to the airport in a small subdivision called Billtown Farms which is just off of Gene Snyder east and Billtown Road.

A lot changed over 40 years and I couldn't help but wonder why the neighborhood we had moved to could be so close to the Gene Snyder and

yet be completely pastoral and residential. Then a couple months later my wife discovered the existence of the Fern Creek Small Area Plan, which is a neighborhood plan that had been created around the turn of the century. Based on public meetings, and an analysis of public responses. It was adopted in 2001 by the Jefferson County fiscal court as part of the Cornerstone 2020 comprehensive plan. She discovered as I did that our house and indeed all of our subdivision, Billtown Farms, is included within the official boundaries of the Fern Creek Small Area Plan. That meant we live in the neighborhood of Fern Creek just like the folks who live just east of Fegenbush Glen and the people who live in Glen Mary area on the southern boundary.

On the LouisvilleKentucky.gov website I found that it shows the overlays of the overlay plans in the metro area. If you look at the overlay plan, you'll see how the entire subdivision is within the boundaries of the adopted plan as is a long strip of land that is at least a quarter mile wide and runs from the limestone bluffs overlooking the Floyds forks all the way up to and including a large part of the Charlie Vetner golf course. It struck me that they meant it to overlap with the parklands.

A look at the Google map view of the area will reveal the still in-tact residential settings off the exit of I 265 and this area represents a natural gateway to the parklands. The entrances to both turkey run park and Broad Run Park are literally a single stop sign away from the interchange. The overlapping long range vision of the parklands' designers and the people who crafted the Fern Creek small area plan is nothing short of astounding in that with the opening of all the parkland this gateway along the Billtown Road retains its planned residential character. I can only hope that the current custodians of our land have

enough respect for visionary planning to preserve the planned residential character of the gateway to the parklands and Floyds Fork. Thank you.

MR. CLERK: Okie Young.

OKIE YOUNG: Hello, council members. My name is Okie Young. This is a proposal for project open dreams, a nonprofit organization that begins with life job skills throughout the community with strong education and home to our local retired vets and abused families and children. Homelessness, youth, our local young and men, recovering addicts and some homeless people, project hope and dreams provides a better way for our young youth 17 to 26. Our local grads are recovering addicts. Homeless people that meet the requirements and have a hands-on job programming and schooling for our young adults. These skills such as demolition, plumbing, electric, flooring and drywall just to say a few. Project hope and dreams are young adults, recovering addicts and homeless men and women that are getting a fighting chance in the greater Louisville, Kentucky area to see that we can hope and dream as well together for a city and our community.

We focus on education and hands-on work for our young adults that are going into these skills. Our main goal is to help our retired vets, abused family and children, and homelessness in the greater Louisville area with new homes, some resalvaged homes, project hope and dreams looks at all districts and areas that are targeted right now that are going through bad situations.

Local projects and week projects as well. Project hope and dreams gives one day a week for some of our area projects to our community. They will be informed upon entering the program. Some task will be planned out to be a driven force in our community. Together, Louisville, we can and we will take Kentucky to its next level. We hope

and dream. Project hope and dream will provide the best hands-on school to give a fighting chance to the young youth, recovering addicts and homeless in a greater way and love. Together we can. There are so many youth right now that are going through the shooting and things around. There are 44 murders so far. But when I put in my footwork, my footwork shows these kids really want and need these jobs, and I would ask the council members to really give a thought to this program. Thank you.

MR. CLERK: Mr. President, that concludes the addresses to Council.

PRESIDENT YATES: Thank you, Mr. Clerk.

Councilman Peden, would you please introduce your guest?

COUNCILMAN PEDEN: Thank you, colleagues, for indulging me tonight with a few guests. Just a reminder, this is my fourth guest in the last 12 years so I have a lot of time banked. I'm just letting you know. And I brought prepared words.

In front of us today, in the chambers today we have two different soccer teams from around town. One of them will be Noe Middle School, who is standing before us right now. And that would be in Councilman James' district. The other one in a moment will be Rangeland Elementary, Councilwoman Shanklin's elementary. They have accomplished two different things, and I felt that they both needed some recognition. Before you right now is the Noe middle school women's soccer team. It is still celebrating its sixth consecutive JCPS championship in a row.

Now, since there is no middle school state championship, this pretty much just means you are looking at a few -- some of them are missing because they have other teams tonight -- the best middle school soccer team probably throughout the bluegrass country. I know Kramer is saying they have won the swimming title. He does that every time, by the

way, for the other teams. But this truly is probably the best middle school team I have seen, and I'm on my second middle school daughter. Wave your hand. Yes, that's mine. We are a transparent council and for purposes of conflict of interest, I have a child up there.

To give you some of the details, I have been involved with the last five championships as my older daughter was actually a part of the first of this string and my younger daughter has been a part of the last. Although all teams have been great, this team has been a wonderful collection of girls who simply overwhelmed the competition this year and the last years. They have not lost a game in two and a half years. They have only lost two games in the last five. This year they outscored their opponents 104 to 8 over the last 11 games. Middle schools in Jefferson County. We can argue that later when we have JCPS as a topic. Noe has the benefit of an awesome magnet program that attracts students from throughout the county. These girls in front of you are some of the best of the best in women's soccer players, not just in middle school but any team of any age.

But every player on every team deserves some recognition, so just to kind of go through the teams that participated were Noe, Jefferson County traditional middle, brown, little prospect there Adrian and Annie, talk about them in a minute, Johnson traditional. Those were your final four teams. Then you have Cammer, their first team to compete since I have been, among others. And yet if you heard one in your district you might want to talk to them and say thanks for doing this.

At this time I would like to turn it over to Councilman James who will read the girls on the team and a proclamation.

COUNCILMAN JAMES: So we are all really very proud of you but we want to make sure everybody knows who you are exactly. And so the members

of the team are Lauren L, Mayam, Lane H, Evelyn Head, Riley Hardly, Sofia Mitchell, Mia Brightenstein, Maddie Watkins, Whitney C, Avery H, Colleen Peden -- Kaylie Peden, the one and only Kaylie Peden, sorry, Emma Farmer, Ella C, Ella Spalding, Ally, and Dima Smith, Kikig, and Sydney Connolly. And we have coaches who have to put that whole thing together and that is Doug Barker, Jessica Headen and Derek Head. So we want to say thank you for all the work that you have done and being great middle school students and going to Noe middle school, which is in my district. Thank you.

COUNCILMAN JAMES: Just to read the proclamation, to all whom these letters shall come, greetings, know ye that the Louisville Metro Council hereby recognizes -- your own name -- in outstanding recognition to the Noe Middle School for winning the Jefferson County soccer championship, continuing a streak of five years. Thank you so much.

Now I would like to welcome the team from Rangeland Elementary. They played in the mocking bird indoor league this past year and I only recently learned about this a month ago that there was actually an elementary league. I don't know that many of you know that or not. I don't know about their championship, don't know about their record. But just the fact that they were there. And you'll get details in a moment -- is really incredible to me. Occupies the only reason I know about this league is because of a conversation at a party between myself and the coach, and I will explain that relationship in a moment. This recognition is as much for her and the other adults as it is the kid. At the elementary level, the coaches are unpaid. The students may not even have their own transportation since activity buses are usually assigned to high schools and not elementary schools. God love the principal who is back there for providing whatever support she could do.

Rangeland participated nonetheless. Rangeland does not have a plethora of club players. It is mainly a neighborhood school not a magnet and is located in the heart of Newberg. But these kids were involved and that's why they are here tonight. At this time I would like to welcome Coach Katherine Graber to the microphone and she has a couple students that would like to say a word or two.

KATHERINE GRABER: Thank you, Mr. Peden, and Dr. Shanklin, and thank you to the council for inviting us tonight to share our story.

My name is Katherine Graber and I'm a fourth grade teacher at Rangeland Elementary, a JCPD school in the Newberg neighborhood. I also am one of theory teacher coaches. Lisa M is here and Yesenia Ochoa could not be with us because her sister is graduating from high school. We also had four assistant coaches, Matthew, Adrian, Annie, and my son Sam, assistants to us, and they are all soccer players so it was very helpful to have them.

And then Dr. Higgins is also here tonight.

The Rangeland lions, are 20, third, fourth, fifth graders representing six native languages. Our families come to us from countries around the world and if you know anything about soccer you know that globally soccer is as important as American football, basketball and baseball combined. This soccer team began practicing together in about February of this year and we played our games in the mockingbird valley soccer club spring indoor league. The club generously donated gently used equipment like indoor and outdoor cleat, soccer socks, shin guards, soccer balls.

Speaking as both a parent and a teacher, I did actually expect the team to be successful. However, I couldn't have anticipated how wildly successful our season would actually be. Almost 40 children showed

up to try out. We could only take 18. We had perfect attendance at almost every single practice. We had crowds of families at our games. We enjoyed two free clinics at the University of Louisville men's soccer team. Head coach Ken Lola singled us out for a special talk on the U of L's team bench and he encouraged all of our children to follow their dreams and attend college at U of L.

Last week we ended our season with a 5-one record in regular season play. When we began our season with a team roster filled with soccer-loving children, I did anticipate success on the field but what I did not anticipate was the wonderful ways which our on-the-field training and play would affect our learning and work in the classroom. Classroom behavior changed. Students were supporting each other and learning together as collaborators or scholar teammates. Achievement grew. In my fourth grade classroom, two students rose from the novice level on district assessments to proficient and distinguished within a month.

One young man told me because of soccer he now wanted to be at school. He looked forward to coming, especially on Thursdays when we regularly practiced.

Soccer is a terrific sport for all kids. It only requires an indoor or an outdoor safe place to play, a ball, and the ability to Kentucky. How profound that such a simple activity could affect billions of people around the world, including our rangeland lions. And now to share their personal experiences are two lions, cocaptain Isaiah Murphy and his teammate Jeremiah Maddox, who will go first.

JEREMIAH MADDOX: Good afternoon. My name is Jeremiah Maddox. I was a fifth grade student at Rangeland Elementary. I earned my promotion and will be attending Newberg Middle School next year for sixth grade. I want to take a moment and tell a few things about me. I am a

proficient student in math and reading. I am on the Rangeland soccer team and a member of the Rangeland -- next I want to thank Ms. Ochoa, M, and Gregory, my soccer players for teaching me this week. Finally, you, the city council, for letting me speak to you today. I want to share with you the reasons why after-school or extracurricular programs are important for students like me. One reason I think after-school activities are great for students are because the teachers really take time to explain activities to where I understand it. Sometimes I also need help with homework or something. The teachers and he coaches helped guide me through my learning. After-school activities are also safe. I do not have to go home after school and do nothing. The coaches and teachers make sure we practice and work together as a team. They also give us a healthy snack before we go home safely. Soccer is one of my favorite sports. Ms. Ochoa, Moulder, make us practice hard and play as a team. Soccer has helped me follow directions and work as a team without getting mad. It has also helped me get ready for next year. Thank you again for letting me speak to you about activities for kids after school.

ISAIAH MURPHY: Good afternoon. My name is Isaiah Murphy and I would like to speak to you about why soccer is important to me and how it helps me in and out of the classroom.

Soccer is important to me because soccer helps me mentally and physically. The reason I say mentally is because it helps me process things properly. When I go for a pass, the ball, or when I try to score, it helps me process properly. I mean lets me think about it better. In class I think about a question as if I was playing soccer. So I pass the ball but I think about how I would pass it and then it is the same thing with reading or math. I can do it this way so I can come up with the right answer or I can do it this way. When I said physically I meant as I

am running up and down the field, it helps me get fast, also we try to go to a ball. Soccer is a good sport for sportsmanship and also is a good sport to play for fun. But in soccer you need a few things. One of the things that is most important is sportsmanship. When somebody's on the ground or something, you should be the person to pick him up. Also, I would like to say soccer is also important to me because it helps me get my frustration out and not just take it out on somebody. I take it out on the field. Thank you.

>> Many of you, I had John carry the proclamations around to all of you because, again, I felt it important to honor the schools that participate and do these things and it is not just about soccer. Some schools have basketball, some have football. But I think just these two kids that just talked explain why we need to encourage this. A little more on that in a minute. But I will recognize again. Rangeland Elementary, slaughter, young, Bowen, wilder, Hawthorn elementary, the de Paul school, field elementary, Cochran, Auburndale, Middletown, Gilmore, Bates and Goldsmith all participated.

As far as Rangeland, recognizing our teachers, Yesenia, Lisa M and Katherine G, thank you.

Our student coaches, we have Stan -- he is not. I made an assumption. Are you Matthew? There we go. Annie G, and Adrian Soto. You two need to step out to the side and raise your hand. Now I hadn't even thought of this. Just a little bit of community. These two young ladies lay for the brown middle school team, who were the single finalists with the Noe Middle School team. A hard-fought game. To continue this connection. And I continue to how I met Ms. Graber and got the story. Those two young lady and is my daughter are on the same club team. I say all that to say, dude, it is a small town. We are all connected. The two

student coaches, maybe they get paid club hours, maybe they teach somewhere else, but it is an awesome setup we all need to encourage with all of our schools county-wide. Going down, team members, and I apologize if I skip something or mispronounce, Samuel R, Nyel S, Navaeh, R, and anybody who wants to blurt out their real name, Jeremiah M, Jose M, Cameron M, Jordan, Andrea, Adaliso, Emmanuel, Zander, Ikea White, Carina, Kevin, Keelan, and I did not have a last name, Kushal, that may be your total name like Madonna. I don't know. And honestly I thought this was a joke, are you really named R. Kelly as in the singer or rapper? That's just awesome.

By the way there are older folks out here who don't even know what I am talking about.

Councilwoman Shanklin will read the proclamation.

COUNCILWOMAN SHANKLIN: The two young ladies from the school graduated with my granddaughter. We are all connected.

To all whom these letters shall come, greetings, know that the Louisville Metro Council hereby honors Rangeland Elementary for participating in the mocking bird valley elementary school soccer league. We hereby confer these honors with all the rights, privileges, responsibilities thereunto appertaining. Whereof we have caused these letters to be made and the seal of the Metro Government to be hereunto affixed done in Louisville this 26th day of May 2016, Barbara Shanklin. And I had one more comment to make.

Ms. Keegan's here, she was principal of Rangeland Elementary. And I have to say she is a great principal. We have tennis courts in Newberg and she is there and she has the kids in the Newberg area and she takes care of all the tennis classes also. We appreciate all you do.

COUNCILMAN PEDEN: Piece all of this back together real quick.

To finish up, we have recognized Noe tonight, we have recognized Rangeland tonight. We have recognized a bunch of great kids for their participation. But another reason I invited everyone here is to encourage you as council people to get involved in these programs and get involved with your schools. I want to encourage you to encourage your schools to begin programs like this. I know we are limited on how we can help financially. I know the county throws out the word "public purpose" on a whole lot of things. And I can't think of another public purpose than to keep 11-year-old in school. My daughter, and maybe that's why I'm tearing up, sports has made a tremendous difference in her life and their lives and their lives. So I want to thank you all for coming. Barbara's probably going to grab some pictures in a moment. But we all need to be way more proactive. And I guess I'll get on my soap box. Today was my last day in school for two and a half months. Nothing has been in the news more lately than school discipline and school discipline problems and teacher pay. Well, I already pointed out there are three adults back there that aren't getting a dime for what they are doing right now, so that's number one. And number two, there's a really free and easy way to help with discipline. And then none of that has come out publicly. Thank you all.

PRESIDENT YATES: Councilman Ackerson, would you please introduce your guest?

COUNCILMAN ACKERSON: Colleagues, this is my first guest in nearly eight years on council. She is here tonight for two special reasons. One, her achievements, and two, she happens to be the granddaughter of one of our council members who will stay anonymous except for her beaming over there in the second row.

Colleagues, tonight I want to introduce you to Daphne Woolridge. She is the daughter of Erica and Donald Woolridge, Sr., a brother of Donald Jr. She is graduating from Louisville Male High School. What makes her so extraordinary is we have heard about extraordinary sports tonight. The other side of academics or extraordinary students is academics. And Daphne is a shining star in the city. Couldn't say it any simpler than that. She has perfect attendance for 12 years.

[Applause.]

She participates in an unlimited amount. I'm not even going to go through the list of activities. And all of that hard work is a shining example of what can be achieved. Daphne's efforts have yielded at this point \$1.2 million in scholarship offers. It is a shining example when someone puts themselves to the task. Not only do they self-achieve, but all the great things that come with that, and scholarships are huge. She is going to be attending the University of Louisville, where she has accepted the Woodford Porter scholarship which will be annually \$62,000 a year. Huge. She is going to be graduating tomorrow where she will be speaking at her graduation. But today we have done a proclamation for her to let her know how much we recognize and appreciate her as a city. I'm not going to read through that because it is our standard proclamation but it goes through all the things that she is involved in, everything from beta club, United Nations, honors society, and much, much more. We have this proclamation here today to let you know how much we appreciate you.

Additionally, mayor Greg Fischer has declared today, May 26th, 2016, to be Daphne Woolridge day. So we have got that for you also. You get two days this year. Your birthday and May 26th. In a moment we will have Daphne speak, but at this time, Mary, come on down here.

COUNCILWOMAN WOOLRIDGE: Gladly.

COUNCILMAN ACKERSON: We want to embarrass you with some doting from your grandmother.

>> We have been hearing doting from her grandmother for a long time, a very, very proud grandmother.

COUNCILWOMAN WOOLRIDGE: Good evening, colleagues. And Thank you, Councilman Ackerson. I know you are out of your comfort zone because when I asked you to do this -- I have never done this, he said. I said there has to be a first time for everything. So I am just so proud to stand here tonight with my granddaughter, one of my granddaughters. We have three grandchildren. We are proud of each and every one of them. But this is Daphne's time. A lot of you all probably remember Daphne from the slugger, her and her brother Don junior, they normally would throw the pitch in. These two children were not born when I first came to work for the board of aldermen. And so it is just a pleasure and we are just thrilled. Not only is she smart, she is beautiful too. So we have all of that going for us. And ironically, her dad got the same scholarship, Donald Woolridge Sr., got the same scholarship in 1987. Of course, he chose not to accept it. He wanted a little space, he said. So he went out of town for school. We are so proud of Daphne. When she was born, I'm going to tell you, I named her angel girl. Angel girl. And she has absolutely lived up to that name. And again, I just can't tell you how proud we are of her achievements, her accomplishments, and I would like to thank you, Council Member Ackerson, for recognizing her. I would like to thank the mayor for making this her day. Not only did it make it her day, it made it my day and her family. And if you don't mind I'll ask her mom and dad and grandmother to come up and be recognized, and her brother. Come on up, we can take a little time. Because it takes a village to raise children. And that's what it has taken. My husband isn't able to

be here. They dearly love him. He said the kids wore out two cars from him. Take me there and pick them up. He did each and every time. We will send a shout out to you JW because you are not able to be here tonight. This is her mom, who is a counselor at Indian Trail Elementary school. This is her brother Donald Jr. He is going to be 15 on the 31st. And this is my son that I doted on, Donald Woolridge. And give me your title. I know you're --

>> HR director for polaris corporation.

COUNCILWOMAN WOOLRIDGE: This is her other grandmother. We just fight over these kids. So we are just happy to have our family here. And she has always had this kind of support. So the people that may be listening tonight, this is what it takes. It takes the force of these children. They are yours, they are ours. Support your children in whatever it is they want to do and they will make you proud. I promise you they will absolutely make you proud. I'm not going to take up too much more time. So I'm going to let her speak, because this is her achievement with all our help.

DAPHNE WOOLRIDGE: I would just like to say thank you so much for even recognizing me for this. When I was applying for scholarships and writing essays I spent many nights staying up perfecting my essays and sending them in. And I didn't expect anything from it. I just wanted to go to college for free. To quote one of my essays that I wrote, I said that I descend from greatness. My grandmother Mary C. Woolridge and late great aunt Senator Georgia Davis Powers both empowered me to be better and do better and be a leader, and I descend from greatness and I expect nothing less from myself.

And so I didn't expect any of this to happen, but I'm very happy that it did. And I'm happy I have another day. So maybe I could get free ice cream from Baskin Robbins. It is my day. So thank you.

PRESIDENT YATES: Next we have approval of Council minutes for the Regular Metro Council Meeting of May 12, 2016.

Are there any corrections or deletions?

May I have a motion and Second for approval?

>> Motion.

>> Second.

PRESIDENT YATES: The minutes have been properly moved and seconded. All those in favor please signify by saying aye. Opposed? The ayes have it. The minutes are approved as written.

Next we have approval of the following Committee minutes, all in 2016:

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

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

Regular: Intergovernmental Affairs and Annexation Committee, May 12.

Regular: Committee on Sustainability and Parks, May 12.

Regular: Committee of the Whole, May 12.

Regular: Planning/Zoning, Land Design and Development Committee, May 17.

Regular: Labor and Economic Development Committee, May 17.

Regular: Appropriations, NDFs and CIFS Committee, May 17.

Regular: Committee on Health and Education, May 18.

Regular: Public Safety Committee, May 18.

Regular: Committee on Appointments, May 19.

Special: Budget Committee, May 19, 2016 and continued to May 25, 2016.

Regular: Ad Hoc Committee on Land Development Code, May 23.

Regular: Committee on Committees, May 24.

Are there any corrections or deletions?

May I have a motion and second for approval?

>> So moved.

>> Second.

PRESIDENT YATES: The minutes have been properly moved and seconded. All those in favor please signify by saying aye. Opposed? The ayes have it. The minutes are approved as written.

Mr. Clerk, do we have any communications from the Mayor?

MR. CLERK: We do, sir.

PRESIDENT YATES: Please read those into the record.

MR. CLERK: Dear President Yates:

In accordance with the Board of Zoning Adjustment Ordinance, I am appointing the following to the Board of Zoning Adjustment:

Michael Allendorf, reappointment, term expires June 30, 2019.

Rosalind Fishman, reappointment, term expires June 30, 2019.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the Louisville Zoo Foundation, Inc., Ordinance, I am appointing the following to the Louisville Zoo Foundation, Inc.:

Steven Phillips, new appointment, term expires May 26, 2019.

Shelisa Gautreaux, reappointment, term expires May 10, 2019.

Darryl Metzger, reappointment, term expires May 10, 2019.

Metro Council approval of these appointments is not required.

Sincerely, Greg Fischer, Mayor.

Read in full.

PRESIDENT YATES: Those appointments needing council approval will be forwarded to the Committee on Appointments.

Our next order of business is the Consent Calendar. The Consent Calendar comprises item number 21-27.

Are there any additions or deletions?

Mr. Clerk, a second reading of these items.

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

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

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

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

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

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

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

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: Consent Calendar's been properly moved and seconded, requiring a roll call vote.

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

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

PRESIDENT YATES: The Consent Calendar passes.

Our next item of business is Old Business.

Mr. Clerk, a reading of item 28.

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

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: Properly moved and seconded. The committee-amended ordinance is before us. Is there any discussion?

Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. This is a change in zoning for I believe a gas station on the corner of Billtown Road and Gilhouse, if I'm saying that street correctly. One of the questions that came up that councilman and colleague on the committee Kelly Downard and myself asked of the testimony from the planning and design team was that is this or is this not inside the Fern Creek small area plan? And it was brought to life that this is actually outside the Fern Creek small area plan. It is just outside of quadrant number two when they presented the map.

Also, Commissioner Brown was with the Planning Commission added two binding elements during the deliberations of the Planning Commission which limits the hours of 5:00 a.m. to midnight seven days a week. Those are the hours, and that passed through. And there was another one that actually added money, \$10,000, to go towards a turning lane on that specific piece of property.

Also, during committee by unanimous support of the community members, Councilman Stuart Benson offered binding element number 24, which would require the developer also to actually prepare the site for a right turn lane and gravel that area. So I think the price comes to about 30,000. They are putting 10,000 up front plus they are doing this work.

This is actually in Councilman Stuart Benson's district, and he may have a few words that he would like to say.

PRESIDENT YATES: Councilman Benson, would you like the floor?

COUNCILMAN BENSON: Yes, sir. Thank you, Mr. President. If I could just for a minute in 2008 we passed -- there are two schools on

Gilhouse Lane and they bought a big parcel of land and they sold the land farther down Gilhouse Lane to a developer to build affordable housing. To me it was against Cornerstone 2020 because one of the things that it said was you have to be close to a grocery store, and the grocery store was a mile down the road. I was opposed to it. Part of the binding element was when they developed it it would be a right turning lane. Well, the economy has been bad and nobody built on the site. The next year they built the two schools. And from that schools the traffic on Billtown road becomes almost impassable. The traffic backs up -- I left at 7:30. And I was there at 7:30 and the cars backed up over the Gene Snyder expressway. To me that intersection doesn't function. It is not a part of the problem with the development. We just have an intersection. And one of my problems in general is when we looked at development, are we really trying to improve the roads? If you have good roads, development turns out positive. And to me -- so I tried to work with the highway department, public works, and we have done some things. It looks better. And I think if we get a turning lane it would really make the intersection positive. And one of the frustrations I have, every time a zoning case comes before the Planning/Zoning committees and people are looking at what we are doing, do they think how can we make this turn out positive for the community? Most people don't mind conveniences. They just don't like gridlock. And if you look at the different things we have in our community, I talk about this a lot at cells thyme, you want to go to a mall and go shopping. A lot of times people say I don't want to go, traffic's too bad. Most of the store owners would say, hey, I wish I could have been involved in the Planning/Zoning and improved the road so everybody who wants to go buy a present for Christmas it would turn out to be a positive experience. We would collect a lot more taxes. And so the

goal is always to try to make sure if a business is going to go in that they are successful.

And so my biggest push on this whole thing was can we improve this intersection so that people will say, wow, they thought this through? And if you all know my district is large, largest one, goes from Shelbyville Road to Bardstown Road, 21st Century Parks, almost all of them in District 20. We have Hillsvie Road is a two-lane highway, center going to 4,000 acres. We have a lot of roads that just aren't capable of handling people for some of the amenities we have. And so as development happens and we sit down and sometimes we can't make a developer build all of our roads. Sometimes that is our problem. This problem right now on this intersection is not the developer's problem. It is our problem. We didn't do what we should be doing, making sure we have adequate roads for development. And so I just wish that -- I am not supposed to design roads. I am just supposed to vote yes or no. But when I see something that is not going to work right, I'm thinking, why not? Why can't we make our community a better place? And so the roads work.

And I am really -- I am really appreciating with Chairman Madonna Flood working, and almost everybody assures me we are going to have this turning lane by the time the development happens. I just wish we had it in the plan. I just think government works better when we plan and we think about our situations. How can we help residents feel like somebody's listen to them? So I really appreciate y'all listening and being a part of this discussion. Thank you.

PRESIDENT YATES: Thank you very much, councilman.

Councilman Brent Ackerson.

COUNCILMAN ACKERSON: Thank you, Mr. President. I voted against this in committee, folks. My limited understanding is that there is a

previous development we okayed along this thoroughfare. We okayed it with the contingency that road expansion be done. And that was put upon the developer. Because we recognized this road could not handle this sort of traffic. And here again we are preparing to plan a zone and say something fits the area when clearly we rouse the present road doesn't. It's a problem.

So to okay this development, we think we can do it and pretty sure we can do it, but nevertheless there isn't anything being done or guaranteed. So to say this is proper planning and zoning, doesn't make sense. I voted against it in committee and I will vote against it tonight. We are putting something in, saying something could work if later it has the proper road access. At the point it does not which means presently it should not be a proper plan for this situation. Thank you.

PRESIDENT YATES: Is there any further discussion?

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

MR. CLERK: There are 16 yes votes, six no votes, and four not voting. The no votes are Council Members Tandy, James, Benson, Peden, Yates, and Ackerson.

PRESIDENT YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 29.

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

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: The amended ordinance is before us. Is there any further discussion?

Councilwoman Madonna Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. This came before our committee. This is actually in Councilman David James' district. In a minute I'll let him address you. One of the important things that came out of the committee on the Old Louisville Limerick traditional neighborhood was thanks to Councilman David James' attentiveness to this he found that a portion of it was inadvertently left out and that was added back in at the committee level, which read in full that indoor and outdoor malt beverage distilled spirits wine sales only with proper ABC license and only in association with a restaurant tearoom and cafe. There were also some numbers that were wrong. It didn't come over numbered right. That was considered a technical error, but it was admitted as an amendment to do that.

And also binding element number -- what would be now 55 reads restaurants, tea rooms and cafes (in door and outdoor malt beverage distilled spirits and wine sales) in consumption with ABC license. No drive-through services available.

This was thanks to Councilman David James attending to every detail that it was calling in time and it was inadvertently left out when transcribing the law. This one and the one following are hand in hand. This one is the map, and Mr. James can address the committee if you would like.

PRESIDENT YATES: Councilman James, would you like the floor?

COUNCILMAN JAMES: Thank you, Mr. President and thank you, Madame Chair. I just would like to say that the neighborhood associations in Old Louisville worked for three years I would say on this project to do some zoning work and they worked really hard and diligently and some of them are here now to urge us to vote for it and they went through some trials and tribulations to get there. Planning and design worked really hard with them to get to this point and so did the Planning Commission. So I would encourage everyone to vote yes for this. It wasn't just me noticing it. It was these folks here that noticed there was a problem in there also. So I would just like to thank them for all their work they put into this.

PRESIDENT YATES: Thank you, Councilman. Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote. Will the clerk please open the voting? Without objection the voting is closing. The voting is closed.

MR. CLERK: There are 22 yes votes and four not voting.

PRESIDENT YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 30.

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

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: The ordinance is before us. Is there any discussion?

Councilwoman Flood, would you like to address it first or pass it directly to Councilman James?

COUNCILWOMAN FLOOD: I'll pass it directly because it is a companion piece.

PRESIDENT YATES: Thank you, Councilwoman.

Councilman James.

COUNCILMAN JAMES: I would encourage everyone to pass this. It is a companion piece to the one we just passed. And reiterate that Old Louisville has the best neighborhood organizations in town. Thank you.

PRESIDENT YATES: Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote. Will the clerk please open the voting. Without objection the voting is closing. The voting is closed.

MR. CLERK: 22 yes votes and four not voting.

PRESIDENT YATES: The ordinance passes.

Mr. Clerk, a reading of item 31.

MR. CLERK: An ordinance amending section 115 of the Louisville Metro Code of ordinances relating to short term rentals as amended.

Read in full.

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

>> So moved.

PRESIDENT YATES: Need a second.

>> Second.

PRESIDENT YATES: The committee-amended ordinance is before us. Is there any discussion?

Councilman Peden.

COUNCILMAN PEDEN: Thank you, Mr. President. This is an amended version. Just to brief everyone, we have two short term rental ordinances that are with us at the moment. One still in committee. That's the one involving the Land Development Code, not the one we are voting on tonight. The one we are voting on tonight is simply a change to the one we voted on back in October or November, not sure when after all this time. All we are doing at this point is amending the effective date. It was going to be June 1st. We are not ready for that. We are pushing it back to August 1st. And that's what this ordinance does.

PRESIDENT YATES: Councilman Ackerson.

COUNCILMAN ACKERSON: I'm not on this committee anymore. We passed it previously with a \$25 registration fee. I have heard chatter among some colleagues without naming folks that essentially there is some concern that would the \$25 cover the cost of putting this on in and so that was one of my questions. And then one of the things that I think I'm also going to raise in the future is we talk about \$25 fees and the fines and penalties, a lot of this stuff, the question is do we need to be increasing them so they are modern day prices so they are covering the cost of what we are doing? On the side note here, penalties. A lot of ordinances that we pass ten years ago that had \$100 penalty, prices go up every year. So we are not increasing the penalties with the price of inflation. The question is when I see a \$25 registration fee is it really equitable with today's cost of monitoring these things? And so I don't know the answer to that. The \$25 when I was reading through this before the meeting tonight seemed light in terms of the cost of the city. Dollars are tight. And if we are going to set some sort of registration fee, we have to set it so it pays for itself. Thank you.

PRESIDENT YATES: Thank you, Councilman. Is there any further discussion?

Hearing none this is an ordinance requiring a roll call vote. Will the 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 YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 32, please.

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

Read in full.

>> Motion to approve.

>> Second.

PRESIDENT YATES: Amended ordinance is before us. Is there any discussion?

Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President. This came out of committee and went to Old Business because it was amended in committee to add additional sponsors. The ask just so you have new, five thousand \$301. The ask is 7824. So there's still room. We will move an amendment, District 20 will be adding 300 and District 204 will be adding 300. If someone will second that for me.

>> Second.

PRESIDENT YATES: We have a motion and second for the floor amendment. Is there any further discussion on that? Hearing none, we are going to have additional floor amendments to add to that?

Councilwoman Welch.

COUNCILWOMAN AUBREY WELCH: \$300 from District 13.

PRESIDENT YATES: Councilman Downard.

COUNCILMAN DOWNARD: Thank you, Mr. President. I am on this but I promised Councilman Stuckel that I would speak to this. Paul witty, one of our assistant county attorneys, is in this organization. They have not had uniforms in a long time. They parade in hundreds of events a year and it is something that I think it would be kind of a nice something to be involved in. We are now, my guess is, \$1,623 short. There was a look in there that district 18 did \$652. Had we all done an equal amount, I think that would have got us to the 7500. If there is anyone else who wants to jump on, we have \$1,624 available.

PRESIDENT YATES: Thank you, Councilman.

Councilwoman Butler.

COUNCILWOMAN BUTLER: District 13 will be 300.

PRESIDENT YATES: Councilwoman Fowler.

COUNCILWOMAN FOWLER: District 14 will do an additional 200.

PRESIDENT YATES: Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: District five, 250.

PRESIDENT YATES: Councilman Ackerson.

COUNCILMAN ACKERSON: District 26 will do 300.

PRESIDENT YATES: Councilwoman Leet.

COUNCILWOMAN LEET: 300.

PRESIDENT YATES: And 300 from District 25 swell, Mr. Clerk.

>> 70 bucks.

COUNCILMAN PEDEN: District 23, \$70. \$72.

PRESIDENT YATES: Mr. Clerk, I know you are still putting that in there.

>> I think he meant to say \$72.

>> Whatever the count the dollar needs.

PRESIDENT YATES: So we have read it? May I have a motion and second for approval for the total amount, which is --

MR. CLERK: Total amendments for 2,523.

>> Second.

PRESIDENT YATES: All those in favor say aye. Opposed?

The amendment passes. Is there any further comments or 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.

PRESIDENT YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 33.

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

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: Properly moved and seconded. The committee-amended ordinance is before us. Is there any discussion? Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President. This was amended in committee to add an additional sponsor. Councilman Ackerson's the primary sponsor, and I believe the ask is 65,000, so there is plenty of room if anyone would like to add on.

PRESIDENT YATES: Councilman Ackerson, would you like the floor as the primary sponsor?

COUNCILMAN ACKERSON: That would be great. This is essentially going to fund a new track at Wagner High School, a high school that serves a number of our districts, a high school that has been underfunded for years. What we are trying to do here is give that he has kids the same chance that other schools have. I believe that there will be some amendments. I believe that Councilwoman Leet is going to add on here, however, Councilwoman Parker has previously signed some paperwork. So we will have an amendment from Councilwoman Parker. She will increase from 500 to 2,000 on her contribution to this project. And I will change the floor to Council Member Leet. We are below the act so if anybody has the ability we would appreciate it. Thank you.

PRESIDENT YATES: Council Member Leet.

COUNCILWOMAN LEET: Thank you, Mr. President. This is an important issue for St. Matthews and Wagner High School. The City of St. Matthews has partnered on with this project. This is another example for an opportunity of after public/private partnership. It is important to realize for our students that as we restrict more and more funds for extracurricular activities we spend a great deal of our evening talking about soccer and the benefits of athletics as it supports academics. And

we have to find ways to inspire our kids to be excited about going to school each day. While we would love to think it is all about language arts and math that drives them to school, it is really about the social interaction and the opportunity to be independent and to look forward to things like being out on a track field or participating in a music class. So given the importance of this, District 7 would like to add \$7,500 dollars to this project.

PRESIDENT YATES: Thank you, Councilwoman. \$7,500 from Councilwoman Leet.

Councilman Hollander.

COUNCILMAN HOLLANDER: We are in for \$5,000. We are proud of that as this will serve many people in the district and other districts. I would point out this is not just for the students at Wagner. The proposal is to convert the track to a modern exercise facility for the greater St. Matthews community to use, train on and enjoy and it will be used by the whole community and I'm happy to support it.

PRESIDENT YATES: Thank you, Councilman.

The total floor amendments, Mr. Clerk.

MR. CLERK: Total floor amendments are \$9,000.

PRESIDENT YATES: Brings us to a new total of...

MR. CLERK: 34,500.

PRESIDENT YATES: May I have a motion and second for the floor amendments? Is there any further discussion? Hearing none, all those in favor please signify by saying aye. Opposed? The floor amendment passes.

Any discussion? Hearing none, this is an ordinance requiring a roll call vote. Mr. Clerk, would you open the voting? Without objection the voting is closing. The voting is closed.

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

PRESIDENT YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 34, please.

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

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: The ordinance is before us. Is there any discussion?

Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President. This is Councilman Johnson as the primary sponsor. It was sent to Old Business at his request. The ask in order to obtain additional sponsors. The original ask was 25,000 so there is plenty of room, and I would like to add \$500 from district 12.

PRESIDENT YATES: \$500 from district 12. Is there any further discussion? May I have a motion and second for the floor amendment?

>> So moved.

>> Second.

PRESIDENT YATES: Hearing no more discussion, all those in favor respond by saying aye. Opposed? The ayes have it. Is there any further discussion on the item?

Pat Mulvihill.

COUNCILMAN MULVIHILL: District 10 would like to add \$250.

PRESIDENT YATES: \$250 to District 10. Is there anyone else who would like to add on to this? Back to the floor amendment.

>> Motion to approve.

>> Second.

PRESIDENT YATES: All those in favor to the new floor amendment respond by saying aye. Those opposed? The ayes have it. The floor amendment passes. Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote. Mr. Clerk, would you please open the voting. Without objection, the voting is closing. The voting is closed.

MR. CLERK: 18 yes votes and seven not voting.

PRESIDENT YATES: The ordinance passes.

Mr. Clerk, a reading of item 35.

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

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: The committee-amended ordinance is before us. Is there any discussion?

Councilwoman Leet, please.

COUNCILWOMAN LEET: Thank you, Mr. President. We had a rather robust two days of discussion on this item in the Budget Committee, and before I turn it over to one of the sponsors of this legislation, I want to remind my colleagues who are unable to join us for the discussion on this legislation and for those who are watching at home, the ordinance

before us tonight does only one thing and one thing only. It authorizes Metro Government to publicly advertise the proposed gas franchise agreement. The item before us is not approving the proposed agreement. That will happen only after the bidding process has closed and further negotiations have taken place.

Councilman Hollander, would you like to address this legislation in further detail?

PRESIDENT YATES: Councilman Hollander, take the floor.

COUNCILMAN HOLLANDER: Thank you very much. I would just reiterate what was said. The thing that gets the most attention for fairly obvious reasons is any fee associated with the franchise agreement. This does not impose any fee at all. It provides that during the term of the agreement there would be a menu of potential fees that could be imposed with a lot of different scenarios which we will talk about next month, presuming that we get LG&E to bid on this franchise. So that's really an issue for another day.

I will say that I think what doesn't get as much attention is the way in which LG&E and other utilities operate in our rights of way, with a they do when they make a utility cut, how that you repair it, how we monitor it, what their obligations are. And I would commend the Jefferson County attorney's office for doing I think a very good job of preparing the franchise agreement, which is stronger in those areas, and I think very important areas, than we have had in the past. So I think it is important that we get a franchise agreement in place.

First of all, the Kentucky constitution requires it. But I also think a strong agreement will help us maintain our roads in better shape. That's my only comment. And I move for approval.

PRESIDENT YATES: Thank you, Councilman. Is there any further discussion?

Hearing none, this is an ordinance requiring a roll call vote. And before we do, I know we are going to have two abstentions on there. Would you like the floor, Council Member Mulvihill or Councilwoman Butler?

COUNCILWOMAN BUTLER: I'll be abstaining due to my employment with LG&E.

COUNCILMAN MULVIHILL: And I will be abstaining due to my wife's employment with LG&E.

PRESIDENT YATES: Thank you. Without objection, the voting is closing. The voting is closed.

MR. CLERK: 15 yes votes, one no vote, two abstentions, one present, seven not voting.

PRESIDENT YATES: The amended ordinance passes with two abstentions.

COUNCILWOMAN BRYANT HAMILTON: Mr. President.

PRESIDENT YATES: Councilwoman.

COUNCILWOMAN BRYANT HAMILTON: Yes, would you instruct the clerk to record a yes vote for me on item 34? It wouldn't register for me.

PRESIDENT YATES: Mr. Clerk, would you please record Council Member Hamilton as a "yes" vote?

MR. CLERK: On what item?

COUNCILWOMAN BRYANT HAMILTON: 34. The one right before this.

PRESIDENT YATES: Councilwoman.

COUNCILWOMAN DENTON: Could the clerk please record a yes vote for item number 35 for me, please?

PRESIDENT YATES: Mr. Clerk, would you please record a yes vote for Councilwoman Denton for item 35?

The next item of business is New Business. As you leave the chambers, please do so quietly so the clerk may read new business. I would ask the council members that wish to make any announcements to please remain in the chambers and click in on your system.

New business is 36-59. Would the clerk please read those legislation and their assignments to committee.

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

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

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

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

The following legislation will be assigned to the Committee on Appointments:

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

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

The following legislation will be assigned to the Committee on Sustainability:

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

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

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

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

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

AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, (I) AUTHORIZING THE ISSUANCE OF ITS HEALTH SYSTEM REVENUE BONDS, SERIES 2016 (NORTON HEALTHCARE, INC.) IN ONE OR MORE SERIES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$725,000,000, THE PROCEEDS OF WHICH SHALL BE LOANED TO NORTON HEALTHCARE, INC., AND NORTON HOSPITALS, INC., TO (A) PAY OR REIMBURSE NORTON HEALTHCARE, INC., AND NORTON

HOSPITALS, INC., FOR THE COSTS OF ACQUIRING, CONSTRUCTING, RENOVATING AND EQUIPPING CERTAIN HEALTH CARE FACILITIES OF NORTON HEALTHCARE, INC., AND CERTAIN AFFILIATES, AND (B) REFUND AND RETIRE CERTAIN OUTSTANDING INDEBTEDNESS, AND (II) TAKING OTHER RELATED ACTION.

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

The following legislation will be assigned to the Planning/Zoning, Land Design and Development Committee:

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

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

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

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

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

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

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

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

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

The following legislation will be assigned to the Public Works, Bridges, and Transportation Committee:

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

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

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

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

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

Read in full.

PRESIDENT YATES: Thank you, Mr. Clerk. And without objection, we are adjourned.

However, next we have our announcements. Councilman Tom Owen.

COUNCILMAN OWEN: Thank you, Mr. President. Two things real quickly. In fact I'm speaking sitting here on the 26th I think, 27th, 28th, that feels right, on the 28th of May will be my Talk With Tom last Saturday of the month. It will be at Panera Bread. I sit there from 9:00 to 11:00. Panera Bread just outside Eastern Parkway on Bardstown Road. I sit there and lend my ear and if anybody comes to get my ear, they get it, and I am able to listen to any special concern or ideas or concerns they have. That's Talk With Tom this Saturday the 28th of May with the 9:00 to 11:00 at Panera Bread.

Just a couple things for generally. On Friday June 3rd there is an all-day seminar provided by the partnership for green cities. That's a Louisville-based partnership, JCPS, University of Louisville, JCTC and

Metro Government. And really this whole seminar, that day is focused on reusing it. Now that's different than recycling. Reusing it means to find another use that the consumer, that is the person that owns that material, uses it for. And so it is a whole seminar on reuse. And that's going to be at JCTC on June 3rd, and there is a fee, but that includes apparently a pretty good lunch. And that's on June 3rd.

And then the next day -- and this is I think just a rare opportunity for folks who are involved in neighborhood leadership. There is a center for neighborhoods neighborhood summit. That will be at the fair and exposition center on June 4th. It is an all-day occasion. It is a wonderful opportunity to celebrate neighborhoods, celebrate their commitment to neighborhood betterment and also their commitment to sharing information together and looking for best practices. And that's on June the fourth. It is all day at the fair and exposition center. And I'm sure folks can get registration information from the center for neighborhoods' website. Thank you, Mr. President.

PRESIDENT YATES: Thank you, Councilman Owen.

Councilwoman Cheri Bryant-Hamilton.

COUNCILWOMAN BRYANT HAMILTON: Thank you, Mr. President. And I'm glad Councilman Owen mentioned about the 2016 neighborhood summit because some of us have put in for scholarships for residents. I think each one of our districts are providing ten residents with free registration fee. So contact the center for neighborhoods if you are from one of our districts and you would like to attend this next Saturday.

This Saturday May 28th at ten A1 we will have our monthly walk with a doc in Shawnee Park. Sponsored by KentuckyOne health. Starts at 10:00 a.m. and they meet by the amphitheater. And it is usually Dr. Wayne TUCKSON so I hope it is him. Sunday May 29th. Doors open at 5 o'clock.

Concert begins at 7:00. Fundraising concert for Amped. At the headliners music fall. \$10 in advance and \$15 at the door for tickets.

At Whitney Young Elementary in the gymnasium, Metro Parks and the memorial forest will be sponsoring the outdoor recreation initiative master plan unveiling. So they will roll it out, there will be a video, they will talk about the design, what will happen for recreational infrastructure at Chickasaw, Shawnee and Portland park. We want your feedback. Talk about the status going forward of this important project for West Louisville and for our young people.

Also on Tuesday evening Dirt Bowl signups and book signing for the book "I said bang" will be from 6:00 to 8:30 if the hard rock cafe at Fourth Street Live. Tuesday the 31st.

And then Friday and Saturday June 3rd and June 4th is the Portland party. Friday five to 11 and the Louisville Crashers will perform at 8:00 p.m. And on Saturday it is from 1:00 to 11:00 and the parade starts on Saturday at noon. All of this is along Portland Avenue.

Saturday June 4th also from 10:00 to noon join Olmsted Park conservancy. Dress for the weather.

Also on June 4th bright side will be conducting a clean up -- contact Gina Brian for more information.

On Wednesday June 1st members of council will hold a public hearing here on the mayor's proposed budget for fiscal year 2017. It will be from 5:00 to 7:00 p.m. If you wish to speak for three minutes regarding the budget, you can sign up beginning at 4:00 p.m.

Next week in District five in the Chickasaw and Shawnee neighborhoods there will be street sweeping. So I urge you to obey the signs and move your cars so that we can keep our neighborhood clean.

And we publish a lot of these events in my weekly electronic newsletter. If you would like to sign up call my office at 574-1105 and give us your e-mail address and we would be happy to add you to the e-mail list. I would like to wish everybody a happy and safe memorial day.

PRESIDENT YATES: Thank you, Councilwoman. That will conclude our meeting. Thank you.

[Regular Meeting adjourned.]