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PRESIDENT YATES: The Regular Louisville Metro Council Meeting of February 11, 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: Thank you.

Mr. Clerk, a roll call, please.

MR. CLERK: Councilwoman Green.

Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: Present.

MR. CLERK: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Present.

MR. CLERK: Councilman Tandy.

COUNCILMAN TANDY: Here.

MR. CLERK: Councilwoman Hamilton.

Councilman James.

COUNCILMAN JAMES: Present.

MR. CLERK: Councilwoman Leet.

Councilman Owen.

COUNCILMAN OWEN: Here.

MR. CLERK: Councilman Hollander.

COUNCILMAN HOLLANDER: Here.

MR. CLERK: Councilman Mulvihill.

COUNCILMAN MULVIHILL: Here.

MR. CLERK: Councilman Kramer.

COUNCILMAN KRAMER: Here.

MR. CLERK: Councilman Blackwell.

Councilwoman Aubrey Welch.

COUNCILWOMAN AUBREY WELCH: Here.

MR. CLERK: Councilwoman Fowler.

COUNCILWOMAN FOWLER: Here.

MR. CLERK: Councilwoman Butler.

COUNCILWOMAN BUTLER: Here.

MR. CLERK: Councilman Downard.

Councilman Stuckel.

COUNCILMAN STUCKEL: Here.

MR. CLERK: Councilwoman Parker.

Councilwoman Denton.

Councilman Benson.

COUNCILMAN BENSON: Present.

MR. CLERK: Councilman Johnson.

COUNCILMAN JOHNSON: Here.

MR. CLERK: Councilman Engel.

COUNCILMAN ENGEL: Present.

MR. CLERK: Councilman Peden.

Councilwoman Flood.

COUNCILWOMAN FLOOD: Here.

MR. CLERK: President Yates.

PRESIDENT YATES: Present.

MR. CLERK: Councilman Ackerson.

COUNCILMAN ACKERSON: Here.

MR. CLERK: Councilwoman Hamilton.

Councilman James.

Councilwoman Leet.

Councilman Blackwell.

Councilwoman Denton.

Councilman Peden.

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

PRESIDENT YATES: Thank you, Mr. Clerk. Please cause the record to reflect that Council Members Green and Downard have excused absences.

MR. CLERK: So noted.

PRESIDENT YATES: Councilwoman Butler, will you please introduce your page?

COUNCILWOMAN BUTLER: Yes. Thank you. This is Mackenzie Duncan, a fifth grader at Hazelwood Elementary, ten years old and has four siblings. Some of her extracurricular activities include cheerleading, bowling, softball, quick recall, math camp and sometimes she visits the library. She does color guard and is a junior at Am Vets Post 61. She is

a straight A student and has attended Camp Taylor, Eisenhower and Hazelwood. She wants to go to the -- university college. Her higher education goals will help her become a doctor, teacher, or lawyer. In addition, two of Mackenzie's favorite topics in school include on-demand writing and responding to constructive response questions. She is very excited to be here tonight. I would like you to welcome her.

[Applause.]

We have a certificate of merit for Mackenzie as well for tonight.

PRESIDENT YATES: Mackenzie, thank you for helping us today. Mr. Clerk, are there any addresses to the council?

MR. CLERK: Yes, sir.

John Young.

JOHN YOUNG: Good evening, members of the Metro Council. My name is John Young. I'm an attorney at the Legal Aid Society. Part of the mission of the Legal Aid Society is to prevent homelessness. And I'm here to talk to you today about an issue connected to homelessness, and that's paying one's property taxes.

At Legal Aid we see a number of people coming to us for help whose property tax bills have been bought by third party purchasers. Frequently these people are elderly and disabled. And as such they are living on a fixed income. And they own their homes outright. Because they have paid off their home loans or because they have a homestead exemption, they think they don't have to pay the property taxes anymore. So the bill goes unpaid. And when the bill is bought by a third-party purchaser, the fees and interest on that bill can make it increase exponentially. I had a client a number of years ago, an elderly woman, whose bill went from \$71.76 to \$1,800 because it was bought by a third party purchaser. So to be proactive I urge you to distribute the flier that I e-mailed each of you earlier today. The flier talks about this issue and talks about how homeowners can make partial payments to the Jefferson County sheriff's office before the bill becomes delinquent on April 15th. Some of you have responded already. I thank you for that. And I thank you for your time today.

PRESIDENT YATES: Mr. Clerk, before you do, and Mr. Young, this is not instructed towards you but because we have young children in here, I want to remind everyone addressing the council to refrain from any profanity or making derogatory statements to council members. Thank you.

MR. CLERK: Curtis Stauffer.

CURTIS STAUFFER: Good evening. My name is Curtis Stauffer, executive director of the homeless and housing coalition of Kentucky. Also a member of the Louisville affordable housing trust fund board of directors. Live in district 18 at 1928 Maplewood Place. I want to thank you all for chance to speak tonight about a great opportunity Metro Council has to create a permanent renewable funding source for the Louisville affordable housing trust fund for a one percent increase on the insurance tax. This trust fund can be transformative for the future of our community in a number of ways. Most importantly a funded trust fund would be transformative for the 52,000 Louisville renter households who are cost-burdened by their rent. Too many of our citizens are faced with a difficult choice about what to prioritize because rent takes more than 30 percent of their income. This is especially a challenge for those paying more than half of their income or extremely cost-burdened. 29 percent of all rental households, or 30,000 households are extremely cost-burdened with most of the burden falling on our low income residents. With 72 percent of those paying half of their income each month, 24,000 households. This nearly mirrors the wait list that the housing authority has for its housing of 24474 households in 2015. A permanently funded trust fund can meet the housing needs of our lowest income residents that isn't available through the Louisville cares financing loan pool. While laudable, it doesn't provide any subsidy.

The trust fund can help transform our neighborhoods by funding rehabilitation for properties for affordable homeownership and rental. It cannot only increase the much-needed affordable housing in our community but it will demonstrate real investment in our neighborhoods, limiting blight and raising property values for nearby homes. A permanently funded trust fund can have a transformative effect on our local economy. U of L projects that by the fifth year of funding housing assistance through trust fund moneys would add 587 jobs to the local economy with a pail roll

of \$23 million. Not only will the trust fund increase employment opportunities in the housing trades but reducing the housing cost burdens on people in our community, they will have more money to spend on goods and local businesses. U of L found that families who qualify for affordable housing would save \$2,800 a year on average they would put into the local economy. We don't have to speculate on the investment affordable housing can have. We can look at our friends in Lexington. In September 2014, the affordable housing trust fund received \$5 million in Lexington federal funds and will receive another \$2 million this July. To date they have committed to projects that will result in the following. 433 units of new and rehabilitated affordable housing that will leverage approximately \$12 million in additional funding. All units will be 80 percent of median income or less and also the poorest Lexingtonians and special needs populations.

By supporting a one percent insurance tax increase Metro Council can follow Lexington's lead and show that affordable housing is a great priority for our community and leverage those transformative investments. Thank you.

MR. CLERK: Jeremy Ross.

JEREMY ROSS: Convention Sports and Leisure has been hired by Louisville forward for \$75,000 to evaluate how easily a soccer stadium could be built in Louisville. The staff at the mayor's office has taken significant efforts to bring a soccer stadium to Louisville by engaging conventions, sports and leisure will deliver a recommended location for a stadium as well as a path for project funding illustrates the decisive action we are all taking and so on and so forth, she said.

I'm not going to deal with the stadium or MLS tonight. Instead I'm going to focus my attention on conventions, sports and leisure, otherwise known as CSL. CSL is a company that produces economic impact reports on the building of convention centers, arenas and other expensive public projects of the like. CSL is not a good or trustworthy company. They once did a study of a proposed soccer stadium in the city of Washington D.C. The study in question included a proposed sale of city land which the proceeds would then be used to subsidize the purchase of land for a stadium. The stadium labeled proceeds from the sale estimated

to be \$71 million as part of net benefit to the city. To use a simple example to the city. Say you sell your \$200,000 house and buy a new \$200,000 house. That is a net profit of 0 for you. According to this example, according to CSL, they would count that as a \$200,000 profit. CSL had to issue a contrite letter clarifying that to the city council of Washington D.C. CSL also wrote a report for the city of Anaheim saying that the Anaheim angels produced \$200 million in economic benefits for the city of Anaheim annually. The report was funded by the city after Anaheim. Two days after the report was presented to the city council a company called legends hospitality LLC received a contract to handle the Anaheim angels concessions. CSL is owned by legends LLC. Don't worry, on request the chairman of legends LLC provided a letter that the two companies were fully independent of each other. I'm sure it is a coincidence that the president of the hospitality LLC is also the president of CSL. It is, however, unfortunate that the link between the two companies did not come to light after the city had voted to give developmental rights to 155 acres surrounding the stadium to the Anaheim angels. My point in saying this is don't trust CSL or the report they are going to issue saying it will give the city \$200 million in economic activity and several hundred jobs. Thank you.

MR. CLERK: Daniel Cobble.

DANIEL COBBLE: I have three important updates for this fourth message to you about my wellness system for US service members. See attached my unanswered December 31st, 2015, letter to army chief of staff Mark Milly again requesting implementation status on operation service member wellness maintenance. Recall the wellness maintenance makes up two specific programs, the service members stress identification and management program in the service member anxiety reduction program. The anxiety program implements my 2002 invention called inflectional therapy. The US military has my 2002 cursory study showing inflectional therapy actually cures manic depression and post traumatic stress. Because congress, President Obama, and the pentagon are refusing to give an implementation status, it is obvious they want to employ my programs for our service members but without crediting my work. See again my attached May 29, 2015, letter to Senator John McCain on this matter.

Next, in December 2015, University of Louisville announced its 2016 grand Meyer award of psychology to Stephen mayer of Colorado, identifying trauma objectives that are already fully developed in my 2002 therapy. See pages one and two of my January 19, 2016, evidentiary letter to the executive director requesting Dr. Meyer's award be rescinded. Here U of L and government are trying to rewrite history, but my work is well-documented since 2002.

Next, said letter to U of L announces my new therapy for autism. This therapy currently called conveyance therapy helps to normalize behavior in autistic infants and children. See the seven-page letter linked to the top of the home pages of both my websites. It gives a synopsis of the neural framework of autism that is guiding the outlays for this new therapy.

As you well know, the benefits of these therapies would improve lives in both the mental health and autistic communities. But until my wellness system for our US service members is resolved, I cannot publish the new therapy on autism. So I will continue to hang out at the Big four Bridge asking for your support in resolving this situation. Thank you.

MR. CLERK: John Owen.

JOHN OWEN: Good evening. I'm John Owen. I live at 620 North 28th Street in the historic community of Portland. I'm the vice president of the Portland Business Association and also on the board of directors for the Kentucky alliance. I wanted to talk to you about some things the administration has been doing to us. And a lot of us aren't happy in western Louisville. One, the food port. It should have been put out for bid. It's not what we originally thought it was going to be. It's not going to be a hay market or like a Findlay market. And if you look at what they are proposing, we will compare to Findlay, Findlay has 39 full-time businesses, 70 secondary businesses, employs 300 people on a Sunday, contributes \$30 million into the market area and 12 million additional over the Rhein. They have rehabilitated 37 properties around Findlay and that was done in 2006. And over the Rhein itself there have been 144 buildings, 536 new starts and rehabs, 373,000 square feet of commercial feet created to the tune of \$413 million. 363 million from the over the Rhein development group, 53 million for the city of Cincinnati

and 30 million in Ohio historic tax credits. We hear people talking about the needs of housing. Certainly a lot of houses could have been built where the yard sits. We hear the word methane. Guess what, Stephen Riley and Caroline Heine brought Steve E to town.

I want to say this to my friends of my party, and you know who you are. This is time that we act like the old board of aldermen that each of you represent the city as a whole and the benefit of the city as a whole is what the aldermen focused on, not just your district. If we established a moratorium, which I understand three of our council members are proposing, we mean we need it. And you on both sides of the aisle should work like we did in a bipartisan fashion to defeat what we have defeated thus far. But the battle's not over. West Louisville needs good investment. It needs sound investment. But certainly the food port in its current concept and any methane production within the city limits of the old city of Louisville and West Louisville is an atrocity to the residents that live there. The Portland Business Association, along with several other neighborhood groups, will continue to oppose bad investment West Louisville. All one has to do is go to 28th and Greenwood and see a closed Family Dollar and ask what's been done there? Nothing in 45-plus years. So that's not what we want. We want something. If we had asked for that property, we would have been told no. Thank you.

MR. CLERK: Sylvia Wright. Sylvia Wright.

SYLVIA WRIGHT: I am opposed and the people of the community are opposed to the food port, the food hub, whatever they are calling it now because they changed the name several different times. The people who oppose this project for the following reasons. The community that chose this project was appointed and not chosen by the community. They have a credibility problem because they are the one who is did not have an open process so anyone who wanted to present a project could not present it. They could not come to the community to get the approval. They also, as stated previously, the credibility, they are the ones that brought Steve Estes with the methane plant to our community. If they did an investigation they would find out that he has a reputation. Now we are saying we are supposed to trust him to bring a food court, food hub, whatever you want to call it, to our community that we did not ask for.

We have asked previously for many other projects. And our asking has been ignored. We also state that Mr. Estes has stated on record that he planned to open up the methane problem again. He has not withdrawn his application for tax credits to put in a methane plant. So the community feels like that he will come in the back door in the food court to bring in a methane plant. So therefore we do not trust it. We do not want it. These people have brought this property, 24 to 30 acres that it surrounds, that the city has paid millions of dollars for, they bought it for a dollar. For \$1.

Now these people have no proven record. They have failed in the Portland area. They have failed with the boys club. So is it -- since Mr. Riley's money for the council -- we ask that it be put up for bid, for proposal, so the community can decide what they want in the community. We know that other people who like to do investment in this community. They will bring things to the community that the community wants. We know that the community spoke at the BOZA meeting saying --

PRESIDENT YATES: Finish your sentence.

SYLVIA WRIGHT: -- that we are tired of you pushing what we don't want down our throat and you need to understand that. Thank you.

MR. CLERK: Dannie Gregoire.

DANNIE GREGOIRE: Louisville is a city that is well known for its friendliness and hospitality and welcoming nature. Travel and Leisure magazine voted Louisville one of the friendliest cities. The C foundation voted Louisville one of the most friendly cities for small businesses. And tonight Metro Council you can take the measures to make Louisville a fiber-friendly city as well. You can take steps that will spur the deployment of next generation broadband access here in the city. With regard to the broadband ordinances you have likely heard a lot of technical terms bantied about like pole facilities pole attachments and fiber miles. At the heart of this, they deal with a situation very important to us all, hospitality, making Louisville a friendlier place and welcoming newcomers. When a newcomer arrives, we make room for them and accommodate them. Whether it is at a busy coffee shop, dinner table or packed Louisville council meeting. We all see someone looking for a seat at a crowded venue. When a person sees an empty seat next to you they

will politely ask if your seat is taken and they will invite you to sit down. If your coat or coffee cup is taking the seat, you move them out of the way so the newcomer can take a seat. When it comes to broadband, Louisville telephone poles are the crowded venue that new telecommunication providers are trying to take a seat. These ordinances serve to establish the same welcoming environment in telecommunications that Louisville is famous for. These ordinances make sure that they can seat get a seat at the very rowed table. Members of Metro Council, you have heard arguments from the existing telecommunication providers that they should be able to save all the seats for themselves, moving their coats, hats or coffee cups will cause them irreparable harm or that simply moving these out of the way for them amounts to property theft or tramples their rights in some way. These assertions are false and do not serve to create the type of welcoming environment for which Louisville is known. Tonight I urge you, the members of this council, to pass these measures and work to create an environment that invites more providers of next generation Internet services here to Louisville. By making Louisville a fiber-friendly city we not only continue the tradition of Louisville's welcoming spirit but create an environment that will attract many new providers of the next generation telecommunications service. Passing these measures not only ensures a seat at the table of the newcomers of the services but assures that Louisvillians everywhere have a seat at a much larger global table through the deployment of faster Internet and next generation telecommunication services. Thank you.

STACY GRIGGS: Members of the Metro Council, thank you for the opportunity to speak tonight. The one touch ready ordinance is extremely important for the future of Louisville. My name is Stacy Griggs President of a local tech company, El Toro. Tech companies are fueled by a large amount of Internet. And large amounts of caffeinated beverages and bourbon if you happen to be in Louisville.

Today in the audience I see many members from Louisville's entrepreneurial and technical communities. We are here because this issue is important for Louisville, entrepreneurs, and important for our citizens. The speed of and access to the Internet are just as important to our future economy as the interstate highway system is to the current

economy. Just as Louisville would never have evolved into a logistics hub without the building of three major interstate highways, we will never fully participate in the information economy without access to the information superhighway, broadband. Kentucky's average peak connection speed is 34 megabits per connection. That's 50th. 50th out of 50 states. We are dead last. Not only is our Internet slow, it is unreasonably expensive for what we get. For example, my company, el Toro, buys Internet and has data centers in four states: New York, Virginia, California, and Kentucky. We recently procured a quote for Internet from a data center in Ashburn, Virginia, and a data center in Louisville, Kentucky. Our quote in Ashburn was half what it was to get the same service from the same company in Louisville, Kentucky. Why is Internet so expensive and so slow in Louisville? As many of you know, Internet connectivity in Louisville is controlled by a cabal of hegemonic companies that are wielding their power over monopolies. That he has companies have regrettably chosen to improve speeds with bigger pipes in other communities but not in Louisville. This is about faster Internet, speeds 20 times what we have in Louisville today. It is about levelling the playing field so companies like Google can invest hundreds of million dollars in new infrastructure in Louisville. It is about improving education for our kids, who will be able to access better tools to improve their education. Thank you.

MR. CLERK: Rev. Steven Renner.

Rev. Steven Renner.

REVEREND STEVEN RENNER: Good evening. My name is Rev. Steven Renner. I live in Bill Hollander's district and I'm the pastor of Third Lutheran Church, which is a member of CLOUT, Citizens of Louisville Organized and United Together. I'm here tonight to ask you to fund the affordable housing trust fund through a small increase in the insurance premium tax. The ordinance needs to be passed by March 23rd to provide funding for next year. And there are thousands of families like mine that will benefit from this investment in our compassionate community. You might be surprised to know that I am one face of Louisville's affordable housing crisis. When my husband and I moved here so I could be the managing director of the Shakespeare festival, we could not afford a safe

house in Louisville and so we are forced to buy one in Jeffersonville. Eventually, we bought a small one-bedroom house here in Louisville on interstate 65 where the roof would leak and the basement would flood every time it rained. After we sold it about three years ago, I noticed that the house was uninhabitable due to mold. Two professionals could only afford this house by working two jobs each. We now live in Clifton where our church owns a parsonage. If we weren't able to live there, I don't know where we would be able to afford to live even on two salaries. And many of my parishioners at Third Lutheran Church are part of the 92,000 families in Louisville who can't afford their rent or their mortgage. That is almost 25 percent of our compassionate community's population. That is why we need a fully funded affordable housing trust fund. Now a newly ordained colleague of mine lives in Lexington. We all know about the Lexington versus Louisville sports rivalry, but when it comes to housing, Lexington is already ahead of us. They are beating us by a lot. Lexington started its affordable housing trust fund last year and put \$5 million into it. They are already seeing the results. They are in the process of building and rehabbing 433 new homes. We in Louisville have created 49 homes in seven years because we have never fully funded our trust fund. Lexington is moving forward at fast-rate speed with its affordable housing trust fund. Louisville, however, is playing a stall. And thousands of working families like us are suffering because of it. Please know that clergy are not immune to the affordable housing crisis. That is why I'm here to ask you to fund the affordable housing trust fund by really just a small increase in the insurance premium tax by March 23rd. Thousands of families like mine and my parishioners cannot wait any longer. In a compassionate community, everyone deserves a safe, decent place to call home that isn't leaking and flooding. Thank you.

MR. CLERK: Ashley Kroh.

ASHLEY KROH: Good evening, council members. Thank you for having me this evening. My name is Ashley Kroh. I am the southeast expansion lead for Google Fiber. I appreciate the ringing endorsements that came before me but I'm also here as a native Louisvillian. I grew up in the highlands. I went to school at sacred heart. So I am honored to be here in the capacity to hopefully help bring support tonight to two

initiatives that you have in front of you, the interlocal agreement and one touch make ready ordinance. We are strongly in favor of both initiatives. Both streamline the process for not only going fiber, but any new provider that would be interested in coming to market to bring a brand new fiberoptic network. We have seen competition drive faster speeds at lower prices. At Google Fiber we are really built on two key principles, speed and access. We believe the next wave of innovation will be built on gigabit speeds and we are excited about the opportunity to work with the community and Metro Louisville on initiatives that will help bridge the digital divide. We want Louisville to be on par with the fastest countries in the world in terms of Internet speed. As a native Louisvillian and Google Fiber rep, I strongly support the interlocal and the one touch ready fiber initiatives before you this evening. Thank you.

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

PRESIDENT YATES: Thank you, Mr. Clerk. Before we go forward, I would like everybody to pause just for a moment of silence for both Senator Powers and also for Judge Shobe. I'll pause for just a moment. Next, Councilwoman Woolridge, do you have a special proclamation?

COUNCILWOMAN WOOLRIDGE: I do, Mr. President. As a matter of fact, I have two. Thank you for giving me this time. The first one I will read is the month of March is heart awareness month. This proclamation reads:

To all whom these letters shall come, Greetings: Know ye, that the Louisville Metro Council hereby proclaims February as American Heart Month.

WHEREAS, Heart disease kills an estimated 630,000 Americans each year. In the United States, the most common type of heart disease is coronary artery disease which can lead to a heart attack.

WHEREAS, Since 1963, February has been celebrated as American Heart Month to urge Americans to join the battle against heart disease.

WHEREAS, Since 2004, February also has been the signature month for the American Heart Association's Go Red For Women campaign and the message that heart disease is not only a man's problem.

WHEREAS, High cholesterol, high blood pressure, obesity, diabetes, tobacco use, unhealthy Diet, physical inactivity, and secondhand smoke are some of the risk factors associated with heart disease. You can greatly reduce your risk for coronary artery disease through lifestyle changes and, In some cases, medication.

WHEREAS, Far too many American are unaware of the dangers of cardio arrest and about 95 Percent die before reaching the hospital.

WHEREAS, Knowing the signs and symptoms of a heart attack are crucial to the most positive Outcomes after having a heart attack.

THEREFORE, BE IT RESOLVED THAT the Louisville Metro Council urges all citizens to learn As much as possible about the signs of a heart attack. Further, we urge all citizens to learn and to follow preventive practices that lead to a healthy heart and to encourage family, co-workers and friends to do the same. Now we therefore, hereby proclaim February as American Heart Month in the Louisville Jefferson County Metro area and encourage all citizens to begin today to work toward having a healthy heart.

Done, at the Louisville/Jefferson County Metro Council, This the 11th day of February 2016 Mary C. Woolridge, Councilwoman Louisville Metro Council District 3.

Mr. President, I also have a proclamation recognizing February as Black History Month that I would like to proceed to read. Thank you.

A PROCLAMATION BY THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT RECOGNIZING FEBRUARY AS BLACK HISTORY MONTH.

WHEREAS, Dr. Carter G. Woodson, a graduate of Berea College in Kentucky, initiated Black History Week on February 12, 1926.

WHEREAS, in 1976, as part of the nation's Bicentennial, Black History Week was Expanded and became established as Black History Month, and is now celebrated all over North America.

WHEREAS, Black History Month seeks to bridge the gap wherein American history failed To accurately portray and record the achievements of Blacks.

WHEREAS, Black History Month acknowledges the many valuable contributions made by African Americans in almost every area of American life and history.

WHEREAS, The African American experience is a story from which we all can learn. It is A story of triumph in the face of immense obstacles and barriers. More importantly, it is a story that speaks to the essence of this nation's great democratic ideal. Now we therefore hereby proclaim February as Black History Month in the Louisville/Jefferson County Metro area and urge all citizens to be mindful of the Many valuable contributions of African Americans in our society.

Done, at the Louisville/Jefferson County Metro Council, this the 11th day of February 2016. Mary C. Woolridge, Councilwoman Metro Council District 3.

And I would like for them to become part of the record.

PRESIDENT YATES: Thank you, Councilwoman.

COUNCILWOMAN WOOLRIDGE: Thank you.

PRESIDENT YATES: Next, Councilman Tandy and Councilwoman Hamilton, do you also have special proclamations to present?

COUNCILWOMAN BRYANT HAMILTON: Colleagues, good evening. Tonight I have the family of the late Judge Shobe here tonight, Dr. Deanna Shobe, Anita Shobe, Carol Ann Shobe and Anna Shobe Wallace. We are presenting a proclamation tonight from the Louisville Metro Council. I'm proud to do this tonight especially because Judge Shobe was a longtime District five resident and an icon not just in the legal community but the greater Louisville community as well. We would like to read the proclamation.

A proclamation by the Louisville Jefferson County Metro Council. To all whom these letters shall come, greetings. Know ye that the Louisville Metro Council hereby recognizes and celebrates the life and legacy of Judge Benjamin Shobe.

Whereas Judge Shobe received his bachelor's degree from Kentucky State College in 1941 and his law degree from the University of Michigan School of law in 1946. Shobe wanted to attend the University of Kentucky or the University of Louisville law school, but blacks were not allowed to attend graduate or professional schools in the state of Kentucky at that time. Kentucky paid Shobe's tuition at the University of Michigan under the Anderson Mayer bill. This bill paid tuition of black students to

attend out-of-state schools to pursue educational opportunities that were offered only to white students in Kentucky.

Whereas in 1946 Judge Shobe began his career in Kentucky. Before becoming a judge he was an accomplished trial attorney who in 1949 participated with justice Thurgood Marshall and Crumblin in the desegregation case which ended segregation at the University of Kentucky graduate schools and forced them to admit minorities in their graduate and professional schools.

Whereas Judge Shobe fought to integrate Louisville's public parks in the fifties. In the early '60s Judge Shobe defended teenagers, some of whom are with us here, that were arrested in protests that led to the passage of ending discrimination in housing, hiring and public accommodation.

And whereas January 6, 1953, Shobe became the first African-American since reconstruction to serve on the circuit court in Kentucky. In 1976, Governor Julian Carol appointed Shobe to the Jefferson district court where he served until his retirement in 1992. For two of those years Shobe was the first-ever African-American chief judge of the Jefferson circuit court with its 16 divisions.

COUNCILMAN TANDY: And whereas in 2006 the Louisville bar association and the Louis Brandeis of Louisville corporation developed the Judge Shobe civility and professionalism award to recognize Louisville bar association members whose lives and careers embody professionalism, civility, honesty, and courtesy, all trademarks portrayed by Shobe throughout his career, association officials said.

And whereas among his numerous accomplishments Judge Shobe was named judge of the year by the Louisville bar association in 1992 and was inducted into the gallery of great black Kentuckians by the Kentucky commission on human rights in 2006.

Judge Shobe served as an alternative dispute resolution specialist with retired judge and associates for several years before enjoying his retirement. In 2012 a ceremony was held in the judicial center naming the jury assembly room in Judge Shobe's honor.

And whereas Judge Shobe remained active in his community even after retirement in 1992. As a deacon at Portland Baptist church, a

member of the yield esquire incorporated and the omega psi phi fraternity. Left with his children, many grandchildren, great grandchildren, nieces, nephews, and friends.

Judge Benjamin Shobe not only served the Louisville Metro community, but the state of Kentucky as a fighter for civil rights and equity for all. And if we conclude this by saying well done by good and faithful servant. We hereby confer this honor with all the rights, privileges, and responsibilities thereunto appertaining. In testimony whereof we have caused these letters to be made and the seal of the Louisville Metro Government to be hereunto affixed. Done this day the 11th day of February, 2016.

Let me also adjust my personal attestment to the work of Judge Shobe. I didn't know Judge Shobe like Councilwoman Hamilton did and many others here in this community, but I can attest to the fact that judge Shobe's work, his fingerprints are on the lives of people like me. I went to the University of Kentucky for law school and but for Judge Shobe leading then-attorney James Crumblin leading the charge, I would not have had the opportunity to go to the University of Kentucky to go to school.

All of us here on the council, when we sponsored the resolution, the ordinance a few years ago to put the markers up and down fourth street to signify the civil rights demonstrations that took place there, that's Judge Schobe's fingerprints on there because he did get all of the students out of jail from high school, got them out of jail after they protested to get them back to school the next day so they could come back again the next day to continue to protest so that all of us could be in this room together.

So I just wanted to take this opportunity to say from the bottom of my heart, from the bottom of all of our collective hearts, the Shobe family, we want to thank you for sharing your father, grandfather, uncle with us. We want you to know that his work and his legacy will continue to live on. And it is incumbent upon all of us and it was probably appropriate, I think there was no accident that he and Senator Powers left this earth just before February was to kickoff so that when we studied African-American history, black history, that we know this is not some esoteric exercise that takes place and we are talking about some people

that we don't know. But we are talking about real people who are right here with us day in and day out. And it is a real example for all of our children, my kids and your kids and grand kids to be able to study and make real each and every day.

On behalf of all of us here on the council we thank you for the bottom of our hearts for sharing Judge Shobe with each and every one of us. Thank you.

[Applause.]

ANNA SHOBE WALLACE: Good evening. My name is Anna Shobe Wallace. And as a Metro Government employee, I have stood before this council on many occasions but not for an honor such as this. Tonight my sisters and I are here to say thank you from the bottom of our heart. My dad's legacy truly will live on in all of us and in all of you. The outpouring of love and just the support from the community at large, from elected officials to the Metro Council members, friends everywhere, it has just been overwhelming. We are eternally grateful for this honor and to be here tonight. Thank you very much.

PRESIDENT YATES: Also it was brought to my attention by a colleague that our community lost Judge Marlow Cook, and we will pause in recognition for that. We don't know what the arrangements are, but if we can pause. Thank you.

Next we have approval of Council minutes for the Regular Metro Council Meeting of January 28, 2016. Are there any corrections or deletions?

>> 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.

Approved as written.

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

Regular: Committee of the Whole, January 28.

Regular: Planning/Zoning, Land Design and Development Committee, February 2.

Regular: Public Works, Bridges and Transportation Committee, February 2.

Regular: Labor & Economic Development Committee, February 2.

Regular: Appropriations, NDFs and CIFs Committee, February 2.

Regular: Public Safety Committee, February 3.

Special: Committee on Appointments, February 4.

Regular: Budget Committee, February 4.

Regular: Ad Hoc Committee on Land Development Code, February 8.

Regular: Committee on Committees, February 9.

Are there any corrections or deletions?

>> Motion to approve.

PRESIDENT YATES: May I have a second?

>> Second.

PRESIDENT YATES: Properly moved and seconded. All those in favor respond by saying aye. Opposed? The ayes have it.

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

MR. CLERK: We do, sir.

PRESIDENT YATES: Would you please read those into the record, Mr. Clerk?

MR. CLERK: Dear President Yates: In accordance with the Volunteer Fire Districts Ordinance, I am appointing the following to the Buechel Fire Protection District Board:

Brandon Burton, new appointment, term expires June 30, 2016.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

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

Lula Howard, new appointment, 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 Community Action Partnership Ordinance, I am appointing the following to the Community Action Partnership Board:

Geoffrey Hobin, new appointment, term expires February 12, 2019.

Metro Council approval of this appointment is not required.

Sincerely, Greg Fischer, Mayor.

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

MR. CLERK: We have several.

Dear President Yates: In accordance with the Extension Board Ordinance, I am appointing the following to the Extension Board: Sue Johnson, re-appointment, term expires January 1, 2019.

Noel Rueff, new appointment, term expires January 1, 2019.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the Volunteer Fire Districts Ordinance, I am appointing the following to the Middletown Fire Protection District Board:

Robert Peterson, new appointment, term expires June 30, 2018.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the NuLu Review Overlay District Committee (Advisory) Ordinance, I am appointing the following to the NuLu Review Overlay District Committee (Advisory):

Milton Haskins, new appointment, term expires February 26, 2017.

Anna Tatman, new appointment, term expires February 26, 2018.

Jon Crumbie, new appointment, term expires February 26, 2017.

Mark Trier, new appointment, term expires February 26, 2017.

Jeffrey McKenzie, new appointment, term expires February 26, 2018.

Jeffrey Rawlins, new appointment, term expires February 26, 2018.

Kristi Ashby, new appointment, term expires February 26, 2019.

Natalia Bishop, new appointment, term expires February 26, 2019.

William Marzian, new appointment, term expires February 26, 2019.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the Planning Commission Board, I am appointing the following to the Planning Commission Board:

Marshall Gazaway, new appointment, term expires October 1, 2016.

Lula Howard, new appointment, term expires October 1, 2018.

Vincent Jarboe, re-appointment, term expires October 1, 2017.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the Property Maintenance/Nuisance Code Hearing Board Ordinance, I am appointing the following to the Property Maintenance/Nuisance Code Hearing Board:

Jeremy Kirkham, new appointment, term expires June 30, 2017.

Ben Wilson, new appointment, term expires June 30, 2017.

Metro Council approval of these appointments is not required.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the Waste Management District 109 Board Ordinance, I am appointing the following to the Waste Management District 109 Board:

Randal Strobo, new appointment, term expires January 15, 2017.

Metro Council approval of this appointment is not required.

Sincerely, Greg Fischer, Mayor.

Read in full.

PRESIDENT YATES: Thank you, Mr. Clerk.

Our next order of business is the Consent Calendar. The Consent Calendar compromises -- comprises of, hopefully didn't compromise -- 11 through 46. Are there any corrections or deletions?

COUNCILWOMAN WOOLRIDGE: Mr. President, I ask that item 38 be removed from the Consent Calendar.

PRESIDENT YATES: Are there any objections? Seeing the objection, rule 7.11 C, that item will be put on the Consent Calendar. Councilwoman Butler.

COUNCILWOMAN BUTLER: Thank you. I would like to pull item 30 off. That's the activities down at Iroquois Amphitheater, in case other people want to sign on.

PRESIDENT YATES: Without objection, we will move that from the Consent Calendar as well.

Councilwoman Woolridge, what was your item number?

COUNCILWOMAN WOOLRIDGE: Item number 38.

PRESIDENT YATES: 38. So the Consent Calendar now comprises of items 27 through 46, excluding 38 and 30. 27 through 29, 30-37, and 49 through 56.

Mr. Clerk, a second reading of these items.

MR. CLERK: A RESOLUTION REQUESTING THAT THE PLANNING COMMISSION HOLD A PUBLIC HEARING AND FORWARD A RECOMMENDATION TO THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT REGARDING PROPOSED LANGUAGE AMENDING THE INFILL DEVELOPMENT REGULATIONS IN CHAPTER 5 OF THE LAND DEVELOPMENT CODE TO ADDRESS THE RELATIONSHIP BETWEEN BUILDING HEIGHTS OF PROPOSED STRUCTURES ON INFILL SITES AND EXISTING STRUCTURES ADJACENT TO THE SUBJECT INFILL SITES AND WHETHER A STEPBACK REQUIREMENT FOR SAID INFILL STRUCTURES WITH PROPOSED BUILDING HEIGHTS GREATER THAN THE BUILDING HEIGHTS OF THE STRUCTURES ON ADJACENT PROPERTIES WOULD HELP MITIGATE ANY INCOMPATIBILITY POSSIBLY CAUSED BETWEEN THE DISPARITY IN BUILDING HEIGHTS OF NEIGHBORING PROPERTIES.

AN ORDINANCE APPROPRIATING \$10,000 FROM DISTRICT 23 NEIGHBORHOOD DEVELOPMENT FUNDS, TO DEVELOP LOUISVILLE FOR ADDITIONAL SERVICES RELATED TO THE HIGHVIEW NEIGHBORHOOD PLAN.

AN ORDINANCE APPROPRIATING \$7,000 FROM DISTRICT 8 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE HIGHLANDS COMMUNITY MINISTRIES, INC., FOR EXPENSES ASSOCIATED WITH THE MEALS ON WHEELS AND HIGHLANDS COMMUNITY CAMPUS LUNCH PROGRAM.

AN ORDINANCE AMENDING ORDINANCE NO. 191, SERIES 2015 WHICH APPROPRIATED A TOTAL OF \$61,400 IN NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CENTER FOR ACCESSIBLE LIVING, INC., FOR MATERIALS TO CONSTRUCT WHEELCHAIR ACCESSIBLE RAMPS, STAIR RAILINGS AND GRAB BARS, BY ADDING \$2,400 FROM DISTRICT 8 NEIGHBORHOOD DEVELOPMENT FUNDS FOR A NEW TOTAL APPROPRIATION OF \$63,800.

AN ORDINANCE APPROPRIATING \$20,910 FROM DISTRICT 15 NEIGHBORHOOD DEVELOPMENT FUNDS TO DEVELOP LOUISVILLE TO FUND A NEIGHBORHOOD PLAN FOR THE OAKDALE NEIGHBORHOOD.

AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015 AND ORDINANCE NO. 104, SERIES 2015 RELATING TO THE FISCAL YEAR 2015-16 OPERATING AND CAPITAL BUDGET, RESPECTIVELY, BY TRANSFERRING \$10,000 FROM THE DISTRICT 20 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 20 CAPITAL INFRASTRUCTURE FUND.

AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015, RELATING TO THE FISCAL YEAR 2015-16 OPERATING BUDGET FOR LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$20,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 21) TO LOUISVILLE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 21).

AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015, RELATING TO THE FISCAL YEAR 2015-16 OPERATING BUDGET FOR LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$20,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 15) TO LOUISVILLE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 15).

A RESOLUTION APPROVING THE APPOINTMENT OF MAYRIA PORTER, CIA, AS THE CHIEF AUDIT EXECUTIVE FOR LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT.

A RESOLUTION DETERMINING TWO PARCELS OF REAL PROPERTY LOCATED NORTH OF RIVER ROAD OWNED BY LOUISVILLE/JEFFERSON COUNTY LOUISVILLE METRO GOVERNMENT AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR SALE.

A RESOLUTION RECOGNIZING THE AUTHORITY OF THE JEFFERSON COUNTY SHERIFF TO MAKE APPLICATION FOR AND ENTER INTO AGREEMENTS WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS) FOR PROJECTS TO OBTAIN PROTECTIVE SAFETY VESTS, TASERS, MOBILE DATA COMPUTERS, AND RADIO AND SPECIAL TEAM EQUIPMENT, TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED NECESSARY BY KOHS TO FACILITATE AND ADMINISTER THESE PROJECTS AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THESE PROJECTS.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A DONATION OF CONSULTING SERVICES AND EXPENSES TO ASSIST IN THE EVALUATION OF A PAY-FOR-SUCCESS PROJECT DESIGNED TO REDUCE SUBSTANCE ABUSE RECIDIVISM -- thank you, sir. I'll let you say that -- RATES FROM THE HARVARD KENNEDY SCHOOL SOCIAL IMPACT BOND TECHNICAL ASSISTANCE LAB VALUED UP TO \$100,000 TO BE ADMINISTERED THROUGH THE DEPARTMENT OF CORRECTIONS.

AN ORDINANCE AMENDING ORDINANCE NO. 104, SERIES 2015 PERTAINING TO THE 2015-2016 CAPITAL BUDGET APPROPRIATING \$116,007 METRO LOUISVILLE PUBLIC WORKS & ASSETS COUNTY ROAD AID RECEIPTS RECEIVED PER A MEMORANDUM OF AGREEMENT WITH THE KENTUCKY TRANSPORTATION CABINET FOR A NEW PROJECT TITLED FY16 NORTH ENGLISH STATION ROAD PAVING PROJECT.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$29,400 FROM THE KENTUCKY BICYCLE AND BIKEWAY COMMISSION UNDER THE PAULA NYE MEMORIAL GRANT PROGRAM FOR THREE BICYCLE SAFETY PROGRAMS TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC WORKS & ASSETS.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$531,791 OF SUPPLEMENTAL FEDERAL CONGESTION MITIGATION AND AIR QUALITY FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR CONTINUATION OF THE SENECA LOOP BICYCLE AND PEDESTRIAN PROJECT ADMINISTERED BY DEVELOP LOUISVILLE'S PLANNING AND DESIGN DIVISION.

A RESOLUTION APPROVING AN INTERLOCAL COOPERATIVE AGREEMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KY AND THE MUNICIPALITIES WITHIN JEFFERSON COUNTY HAVING FRANCHISE AUTHORITY.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A DONATION OF ART TO LOUISVILLE METRO GOVERNMENT WITH AN ESTIMATED VALUE OF \$27,038 TO BE HUNG IN THE MAYOR'S CONFERENCE ROOM IN METRO HALL.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$300,000 OF FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR STRUCTURAL REPAIRS TO A PORTION OF THE 100 BLOCK OF THE NORTH FOURTH STREET BRIDGE TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC WORKS & ASSETS.

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: The Consent Calendar has been properly moved and seconded. May I have a roll call vote, Mr. Clerk. Without objection, voting is closing. Voting is closed.

MR. CLERK: There are 24 yes votes and two not voting.

PRESIDENT YATES: The Consent Calendar passes.

The next item of business is Old Business. Mr. Clerk, a reading of item 47. Oh. I'm sorry. 37. Item 30, then 38, then we will go to 47. We will go with 30 first, numerical order.

MR. CLERK: AN ORDINANCE APPROPRIATING \$15,250 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$3,500 FROM DISTRICT 15; \$2,000 EACH FROM DISTRICTS 12, 25, 14, 21; \$1,500 FROM DISTRICT 13; \$500 EACH FROM DISTRICTS 9, 3, 8; \$250 FROM DISTRICTS 6, 2, 5; TO LOUISVILLE METRO PARKS DEPARTMENT, TO SUPPORT THE 2016 SERIES OF MOVIES UNDER THE STARS, CONCERTS, AND OTHER FREE EVENTS, OPEN TO THE PUBLIC, AT IROQUOIS PARK AMPHITHEATER.

Read in full.

>> So moved.

>> Second.

PRESIDENT YATES: It is moved and seconded, properly before us. Is there any discussion on this?

Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President. I love the Iroquois Amphitheater and our events we have here, but our primary sponsor is Councilwoman Marianne Butler, so she will speak to that. And I just want to apologize, I thought I had put this on Old Business, I know you asked me to do so. So I apologize for that.

PRESIDENT YATES: Councilwoman Butler, would you like the floor?

COUNCILWOMAN BUTLER: Yes, thank you. This will be our ninth year of doing movies and free events out at Iroquois Amphitheater. Many of you have given money in the past, and I know some of you were in appropriations. So this is an opportunity if you have given in the past and you would like to give some again. These are free and open to the public. Sometimes we have nearly 2,000 people and sometimes we have 800 people. But free movies every Monday night and then we have the newer movies on the weekends four times a year. In addition, the youth orchestra has been out there and some other free concerts as well. So I ask for your support. Thank you.

PRESIDENT YATES: Thank you, Councilwoman. Is there any further discussion? Anybody else in the queue?

Councilman Benson.

COUNCILMAN BENSON: Thank you, Mr. President. I would like to donate District 20, \$250.

PRESIDENT YATES: 250.

Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. A thousand dollars, District 24.

PRESIDENT YATES: Any others? We have a total of \$1,250. Can we have a motion?

>> So moved.

>> Second.

PRESIDENT YATES: Properly motioned and seconded. Is there any other discussion on that? That requires a roll call on the amendment. We will have a voice vote. All those in favor respond by saying aye. Those opposed? The ayes have it.

Now the amendment is before us. Now we will have a roll call vote. The voting is closing. The voting is closed.

MR. CLERK: 24 yes votes and two not voting.

PRESIDENT YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 38, please.

MR. CLERK: A RESOLUTION DETERMINING TWO PARCELS OF REAL PROPERTY LOCATED AT THE INTERSECTION OF W. MUHAMMAD ALI BOULEVARD, 30TH STREET AND W. MARKET STREET AND OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS SURPLUS AND NOT NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.

Read in full.

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

>> So moved.

>> Second.

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

Councilman Blackwell. Oh, Councilwoman Butler.

COUNCILWOMAN BUTLER: This was in Labor and Economic Development, and Councilwoman Hamilton.

PRESIDENT YATES: Councilwoman Hamilton, would you like to speak?

COUNCILWOMAN BRYANT HAMILTON: It came out of the committee unanimously to the Consent Calendar, and at the request of my colleague from District 3, it has been removed to Old Business. I would like to hear her concerns and then I will speak to the item.

PRESIDENT YATES: Councilwoman Woolridge, would you like to speak on this?

COUNCILWOMAN WOOLRIDGE: Yes, Mr. President. Thank you. First of all, let me say I oppose the transfer of the 24 acre parcel of land located at 3029 west Muhammad Ali Boulevard in Kentucky. Louisville Metro Government entered into an optional agreement with City Capital Kentucky, Inc., in September of 2014 with a termination date of December 31st, 2015. There is no evidence that this option agreement termination has been extended, and I have a copy of that agreement. To my knowledge, today City Capital does not have an agreement to develop the properties. Since the option agreement has terminated and if the land transfer is approved, that leaves us wide open to allow anything to happen at this site. During the option term, there is no evidence that Louisville Metro Government extended the option termination date and no evidence that city capital has met many of its obligations set forth in the agreement. We have no knowledge of any significant progress that city capital has made to ensure the capability of developing the property in a manner that meets the needs of the community from the property is located or West Louisville at large. It is absolutely -- and let me say that again -- it is absolutely insane for Louisville Metro to agree to only accept \$1 in consideration for no real development plan when the Louisville Metro Government paid \$1,200,000 to purchase this property from the state. It blows my mind to say we can buy property and pay this money of the taxpayers' dollar and say this is surplus property. Why did we buy it? That's why it seems like it is so -- to me. If we do not have the use of the property, then the question is why spend the \$1.2 million for the property? Unless a deal has already been made with city capital and nature's methane to execute the mayor's, quote, legacy project, end of quote. I just don't think we would have bought that property unless we knew already what we were going to do with it. And I want the taxpayers out there to know how their money is being spent.

This council has discussed and debated the arbitrary giveaway of land without requiring any commitments from the development, any financial obligations or without any due process to ensure that the best or appropriate and best and highest use of the property can be achieved. My colleague Kelly Downard, who is not here tonight, was very clear in a previous council meeting regarding his opposition to any arbitrary transfer of land by the City. This 24-acre parcel has a potential to bring much-needed transformation to West Louisville with many jobs. Louisville Metro Government has commissioned too many studies that identify the development needs of West Louisville. The initiative for the competitive inner cities report shows a strategy report five reporting all address many of West Louisville's needs. Mayor Fischer stated that he plans to use the report to reinvigorate the neighborhood. None of those studies identify the needs of our need. None of these studies show that we need farming, food gardens, methane plant, more distillers. Strategy five reveals what we need is supermarkets, pharmacies, general merchandise, clothing stores, furniture and home furnishing stores, office supply stores and full service restaurants. We need to consider the advice we paid for in this report and request proposals for developments of this land and any that the city decides it does not need. The incentives given to developers should be fair across the board for any developer who submits the best proposal for the site. We should give the same support to developers who know the needs of West Louisville and really cares about West Louisville's progress. It seems now that only outsiders know the best needs of West Louisville. If we agree to give away this property with no real commitment from receiver, the city government is not serving West Louisville's community or the city fairly. The 24-acre parcel is large enough and too valuable to turn into a farm indoors or outdoors, that only create a few jobs. This request to approve the property transfer should not be granted.

And, Mr. President, I would like for you to ask our county attorney's office about the option agreement and has that been violated since this property was not transferred by December 31st.

PRESIDENT YATES: Would you like to submit that in a letter that they can look into?

COUNCILWOMAN WOOLRIDGE: I want it submitted here on the floor where the taxpayers can hear and see where their money is going.

PRESIDENT YATES: We have a question submitted to the county attorney. Do we have a response for Councilwoman Woolridge?

COUNTY ATTORNEY: We would be happy to review that. We have not been apprised of your concerns previously, so if you would forward those documents to us, we will review it and report back to this body.

COUNCILWOMAN WOOLRIDGE: Mr. President, can I get this information tonight? I do have a copy that I can give to them. I don't know how long it would take for them to review it. If they are not going to review it tonight, I would like this held at the committee level.

PRESIDENT YATES: Councilwoman, you have the floor. You can pose the question to the county attorney.

COUNCILWOMAN WOOLRIDGE: Can you all review this?

COUNTY ATTORNEY: We prefer not to review it on the fly, so to speak. But we would be happy to review it and give it due consideration.

COUNCILWOMAN WOOLRIDGE: This will not do me any good, Mr. President, and my constituents, the 29,000 people I serve. This will not do me any good if it passes out of committee, if it passes this council tonight. And I'm understanding that it would be better for this option agreement to be reviewed and maybe we can table this and bring it back to the council level.

PRESIDENT YATES: Is that in the form of a motion?

COUNCILWOMAN BRYANT HAMILTON: Mr. President, can I speak, please?

PRESIDENT YATES: Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: The option agreement was met by the deadline. The development agreement has been signed which comes after your option agreement. We talk about transferring property. We transferred the Walmart property at 18th and Broadway for a dollar to the developers of that property. This is an exciting project in District 5. West Louisville, it does not just impact District 5. It impacts all of West Louisville. It sits at the juncture of the Portland, Russell and Shawnee community. It is a transformative project. We talk about food-related businesses that ICIC report was issued in 1999. I was part

of the people that drafted and worked with economic development department on that.

This is not an arbitrary endeavor. This is something that has been in the works for two years, since 2014. I'm just looking at a note here from Mary Ellen W. But this is a \$31 million project right now in phase one. Over 125 construction jobs, 200 permanent jobs. There is a community council who has been working and associating with the developers on behalf of the community. That's over 80 people who live in the community, not just in District 5 who are examining this project top to bottom who have had input into the development and to which kinds of projects are coming. Just last week it was announced that farm here indoor farming out of Chicago, \$25 million company investment. So now we are looking at over \$50 million coming to West Louisville as a result of this food port project. We are talking about jobs. We are talking about second chance jobs. We are talking about hiring residents from the community. We are talking about training opportunities, working with Kentuckiana Works and the Urban League to train people, refugees. Second chance, as I mentioned. It is an exciting project. The food port community council is open to anyone and they have a workforce component there as well. But anyway, so we have passed the option agreement. That was executed. Everything was met on our part, their part, on the city's part. Now we are in the development. And if we pass this tonight, that will be fully executed. We are trying to get the new market tax credit. So we are under a deadline now. We passed it. We had an hour presentation last week if the Labor and Economic Development committee. It has been on Metro TV if anyone has any concerns or questions. I think everybody was excited about it.

And you mentioned about methane or about the Steve Estes, someone did, one of the speakers. When the anaerobic digester was part of the initial option agreement when the community raised concerns about the anaerobic digester, it was removed. So if you look at the initial option agreement, it is still in there. But that was taken out. What was approved by the Planning Commission had nothing to do with the methane plant. That does not exist. The property that has been approved by the Planning Commission does not have that. There's no back door trying to

bring that in. Before the discussion went to the 17th and Maple site, it was already taken out of this development and there's no way it is coming in. And I have a copy of the PowerPoint that you can look at online. This is a great project, and I ask for your support as we move forward. Thank you.

PRESIDENT YATES: Thank you, Councilwoman.

Councilwoman Butler.

COUNCILWOMAN BUTLER: Thank you very much. To echo what Councilwoman Hamilton said, we had a very extensive report from the food port. They brought a couple people in to speak with them as well.

The number of jobs we are going to bring to this, the economic development that will happen with this, bringing farm here from Chicago will give year-round vegetables in addition to the Jefferson County extension office coming out there moving their offices and doing your traditional farming outside to show people how they can do that. But it is really an exciting time in Louisville, especially with this vertical farm that farm here wants to do. That will just change how restaurants all over town can get their fruits and vegetables as well.

The group talk about how they want to put the community to work behind this. And they have a community group of 80 people strong that meet every month and talk about the food port and what they want to see there. There are opportunities for stores to come in there. There's opportunities for local farmers to come and sell their vegetables in addition to selling them to the stores and the restaurants. So I think this is a good move for Louisville, and there's agriculture grants out there. And I would really think they are going to work hard to make this into the project that we want to see and hopefully have domino effects to the businesses around this because the workers are going to need places to shop on their way to and from work. And I hope to see this happen. It will be a good catalyst, and I urge your support.

PRESIDENT YATES: Thank you, Councilwoman.

Councilman Brent Ackerson.

COUNCILMAN ACKERSON: Thank you, Mr. President. We have heard a lot about the good things this project's about. So I'm going to look at it from a different perspective. And that perspective is this. When it

comes to giving away things for a dollar, we don't always do that. There was another item on the agenda tonight that went to consent, item 37, which is two parcels down on river road that we are going to sell pursuant to an agreement for about 640,000. That was a development agreement that we are following through with to finalize that project.

What we are talking about here, while it is \$1.2 million that we would be transferring for a dollar, what is more important here is this is a commitment the city made and a contract to bring in this investment. And at this point whether you agree with the food port or not, I think it is great. But even if you disagree with it, it is time for us to live up to our contract. What does it say to any other business out there that when we try to bring them in and we say we are going to ink the paper to make it work, cut a deal with you so that you take a chance on Louisville, what does it say when we don't fulfill our contracts? So I personally think it is a good project. But even if I didn't, it is a contract and we are obligated to live up to it. I encourage your passage tonight.

PRESIDENT YATES: Councilman Dan Johnson.

COUNCILMAN JOHNSON: I think giving some young people a chance to learn about farming's a good thing and I support it.

PRESIDENT YATES: Councilwoman Mary Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President. Everyone thinks this is such a graft -- good project. And my colleague from District five, there's not going to be a back door for a biodigester plant to come back. We though this company is here in Louisville. They brought company, 17th and maple. And I do think the methane plant will be back. So I'm going to offer this friendly amendment to this particular ordinance that we would add a binding element to whomever should own this property that they cannot build a methane plant or any chemical facilities on this property. That's my amendment.

PRESIDENT YATES: Do we have a second? Dies for lack of a second.

>> Okay. Thank you.

PRESIDENT YATES: Councilwoman Cindi Fowler.

COUNCILWOMAN FOWLER: Thank you, president. I just wanted to point out that Jefferson County Public Schools has been looking for ways

to get fresh fruit and vegetables to the table for our school kids. And I think this will go a long way in helping that to happen. And this is an article that wasn't even ten days ago about that. So I'm for this and I hope that everyone will take that into consideration. Thank you.

PRESIDENT YATES: Thank you, Councilwoman.

Councilman Stuart Benson.

COUNCILMAN BENSON: Thank you, Mr. President. I'm on the committee, and I like this. It sounded good. There is a problem I have a little bit. And I know the mayor, we gave a lot of land away for a dollar to Cornish, which I was opposed to, and I still think that was bad idea for us.

I wish -- I'm not in that area. Councilwoman Hamilton and Councilwoman Woolridge and Tandy. There ought to be some communication to help you, help us make the deal good, make everybody agree with what is happening. And when we have better communications in the area that shows that people really care about making things right, I think that's really, really important.

And so I just wish the mayor -- I don't know if he would ever listen to me, but you need to make better opportunities to make sure that we are in line to make things better for our community. And so Councilwoman Woolridge, when she speaks, I listen to her. And it makes me kind of sad. But at this moment, I think this is a pretty good deal. So the dollar thing does bother me some. Thank you.

PRESIDENT YATES: Councilman Mulvihill.

COUNCILMAN MULVIHILL: I too was at the committee and I know this has probably been several years ago when the property was put in the budget to be purchased. And I was very impressed by what they were proposing to do with phase one and I think they are already working on phase two. There is going to be a community component. I think they are going to put in a park-like setting and a walk-up path despite all the growing of food. So I think I'm with Councilwoman Hamilton and Fowler and Ackerson. I think it is a good project and I think we should move forward. Thank you.

PRESIDENT YATES: Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: I just wanted to add on. When I heard Councilman Mulvihill, there is a retail component as well and an opportunity for small entrepreneurs or people that want to go into business. I'm sorry. I know we are running long.

PRESIDENT YATES: I'm saying in the area.

COUNCILWOMAN BRYANT HAMILTON: Yes. It is an opportunity for people who want to go into business and open a small cafe or coffee shop. We need more restaurants West Louisville. And I'm saying the biodigester was taken out of the option agreement so there is no way it is coming back. And we ask for your support.

PRESIDENT YATES: Thank you, Councilwoman. I see no one else in the queue, no further discussion.

This is a resolution calling for a voice vote. All those in favor respond by saying aye. All those opposed.

>> Nay.

PRESIDENT YATES: In the opinion of the president, the ayes have it.

Next item, Mr. Clerk, a reading of item 48.

MR. CLERK: 47.

PRESIDENT YATES: AN ORDINANCE APPROPRIATING AN ORDINANCE APPROPRIATING \$24,500 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$10,000 EACH FROM DISTRICTS 14 AND 4; \$1,000 EACH FROM DISTRICTS 9, 12, 13; \$500 EACH FROM DISTRICTS 5, 8, 16; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE LOUISVILLE ASSET BUILDING COALITION, INC., FOR PROGRAMMING EXPENSES ASSOCIATED WITH IMPLEMENTING THE VOLUNTEER INCOME TAX ASSISTANCE PROGRAM (VITA). (AS AMENDED).

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: Been properly moved and seconded. It is before us. And no one is in the queue. Do we have anyone wishing to speak to this?

Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President. This was amended in committee for additional council support. Councilwoman Fowler is the primary sponsor. She may want to address it.

PRESIDENT YATES: Councilwoman Fowler, would you like the floor?

COUNCILWOMAN FOWLER: Yes, I would. Thank you very much. I have been a VITA volunteer for over eight years helping low income families to get the most that they can for their refund making sure all earned income credits are taken advantage so that our local economy can see the benefit of the refunds. This is for low income families that make \$54,000 or less. Seniors, retirees, students, military personnel all benefit from this great program. All ZIP codes throughout the Jefferson County area are represented in all the returns that are done. And I just really hope that you all will consider adding. We still need 10000 to bring it up to what they are asking. This is a wonderful program and it benefits so many people. So I encourage your support.

PRESIDENT YATES: Thank you, Councilwoman.

Councilwoman Butler.

COUNCILWOMAN BUTLER: Thank you. District 15 will add \$1,000.

PRESIDENT YATES: Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. District 24, \$1,000.

PRESIDENT YATES: Councilman James.

COUNCILMAN JAMES: Thank you, Mr. President. District 6, \$500.

PRESIDENT YATES: \$1,000 from District 25.

Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: Thank you, Mr. President. I do have one in my district, but I will give 250.

PRESIDENT YATES: Councilwoman Leet.

COUNCILWOMAN LEET: District 7 would like to add 500.

PRESIDENT YATES: Councilman Stuckel.

COUNCILMAN STUCKEL: Yes. District 17, 500.

PRESIDENT YATES: Councilman Johnson.

COUNCILMAN JOHNSON: District 21, 250.

PRESIDENT YATES: Clerk, would you please tell us our new total.

MR. CLERK: Total amendments is 5,000. The new total amount is 29,500.

PRESIDENT YATES: Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote but we will do a voice vote for the approval of the amendment. All those in favor respond by the amendment. Those opposed? The ayes have it. The amendment is properly before us.

Will the clerk please open the voting.

MR. CLERK: 24 yes votes including Councilman Blackwell and two not voting.

PRESIDENT YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 48.

MR. CLERK: AN ORDINANCE APPROPRIATING A TOTAL OF \$12,750 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 13; \$2,500 FROM DISTRICT 14; \$1,000 EACH FROM DISTRICTS 24, 15, 12; \$500 EACH FROM DISTRICTS 16, 23; \$250 EACH FROM DISTRICTS 8, 9, 4, 21, 22; TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR OPERATING EXPENSES FOR THE FOREST FEST ANNUAL BLUEGRASS FESTIVAL TO BE HELD AT THE JEFFERSON MEMORIAL FOREST (AS AMENDED).

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 on this?

Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President. This too was amended in committee for additional support. The current ordinance is 12750, I think, and there is additional room for others. And I think that Councilwoman Aubrey Welch would be happy to make that request.

PRESIDENT YATES: Councilwoman, would you like the floor?

COUNCILWOMAN AUBREY WELCH: Yes. Thank you, Mr. President and thank you Mr. Chair. And I am very happy to ask for more money here. We still need \$2,250 to get to the \$15,000 request, which is what we gave them last year for this. As you all probably know this is the twelfth

year of the Forest Fest, located in Jefferson Memorial Forest, which is shared by myself and Councilwoman Fowler. The forest has a lot of master plans going on. We have a lot of growth going on. There's a big public meeting next week next Thursday at the Playtorium for the Tom Wallace area which has a big master plan, and we will get some funding for that. But this will be the twelfth year. It will be held on May 21st, which is the third Saturday of May. We all know something is happening here on the first Saturday in May in Louisville but this is always the third Saturday of May. We have been lucky with the weather. Hopefully we will be lucky again this year. It usually draws a crowd of 1,502,000 people from all over Metro Louisville. They all enjoy this, all of your constituents who come. Those of you who give your funds for this. We get the opportunity to get on stage and let your constituents know that you are promoting this activity for them which is a free activity. It also includes local food, wine, arts and crafts, workshops like woodworking, children's activities and they do have sponsorships from other places in the community. And I certainly would love for you all to help us get up to the \$15,000 level again. Thank you.

PRESIDENT YATES: Thank you, Councilwoman.

Councilwoman Leet.

COUNCILWOMAN LEET: District 7, 250.

PRESIDENT YATES: Councilman Stuckel.

COUNCILMAN STUCKEL: District 17, 250.

PRESIDENT YATES: Councilman Benson.

COUNCILMAN BENSON: 250 for District 20.

PRESIDENT YATES: Mr. Clerk, would you please record District 25 for \$1,000 as well?

Mr. Clerk, could you tell us what our new total is?

MR. CLERK: The total amendments is \$1,750. The new total amount appropriated is 14,500.

PRESIDENT YATES: We spoke too soon.

Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: District 5, 250, please.

PRESIDENT YATES: Councilwoman Fowler.

COUNCILWOMAN FOWLER: And what's the difference?

PRESIDENT YATES: \$250.

MR. CLERK: \$250.

COUNCILWOMAN FOWLER: District 14, \$250. Unless of course Councilman James would like to take that 250 since I have already put in, but whatever. However we can get there. That's what I want to do.

PRESIDENT YATES: Councilman James, the pressure's on.

COUNCILMAN JAMES: District 6, \$250.

COUNCILWOMAN AUBREY WELCH: Thank you, colleagues. I do appreciate that.

PRESIDENT YATES: Thank you. We have a motion. Do we have a second on the amendment?

>> Second.

PRESIDENT YATES: Properly amended before us. This is an amendment allowing for a voice vote. All those in favor please signify by saying aye. Those opposed? The ayes have it.

We will move forward on the next item.

>> We have to vote on the ordinance.

PRESIDENT YATES: Would you open the roll call vote for us? The voting is closing. The voting is closed.

MR. CLERK: 24 yes votes and two not voting.

PRESIDENT YATES: The amended ordinance passes.

I'm getting the hang of it.

Mr. Clerk, a reading of item 49.

MR. CLERK: AN ORDINANCE APPROPRIATING \$12,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$5,000 FROM DISTRICT 12; \$3,000 EACH FROM DISTRICTS 13, 14; \$1,000 FROM DISTRICT 15; TO METRO PARKS FOR EXPENSES ASSOCIATED WITH THE 2016 RIVERVIEW PARK INDEPENDENCE FESTIVAL (As Amended).

Read in full.

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

>> So moved.

>> Second.

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

Councilman Blackwell again.

COUNCILMAN BLACKWELL: Thank you, Mr. President. This was in the appropriations committee. And you all know, as you have been a sponsor, this is our fifth annual Riverview Park independence festival coming up. Always the Saturday before the fourth so that we have a routine time. And this year that makes it very close to the fourth. That makes it July 2nd. That's pretty interesting. The budget is around \$40,000 or so. I know we have been over the years bringing on corporate sponsors as well and growing that to make it more sustainable. So do I have a couple of additional sponsors and of course with the last two people seem to be in a giving mood so we will certainly be happy to add on any others. The additional sponsors that we have are Mr. President, District 25, for \$3,000, district 21 for 500 and District 24 for a thousand. I move that amendment.

PRESIDENT YATES: Do we have a second?

All those in favor respond by saying aye. The ayes have it. This passes. Call for a roll call vote. Open the voting for us, Mr. Clerk. The voting is closing, the voting is closed. The amended ordinance passes.

Mr. Clerk, a reading of item 50.

MR. CLERK: A RESOLUTION REQUESTING THE LOUISVILLE METRO PLANNING COMMISSION TO INITIATE THE ZONING MAP AMENDMENT PROCESS AND FORWARD ITS RECOMMENDATION TO THE METRO COUNCIL (AMENDED BY SUBSTITUTION).

Read in full.

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

>> So moved.

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

Councilwoman Flood. Oh, Councilman Stuckel. Would you like to set this up for us?

COUNCILMAN STUCKEL: Thank you, Mr. President. This is a resolution asking the Planning Commission to hold a public hearing, make a recommendation on the rezoning approximately 26 acres near the airport. This is on Old Business because it was amended by substitution to include a parcel and create a legal description. This is sponsored by

Councilwoman Vicki Aubrey Welch and she would probably like to comment on this.

PRESIDENT YATES: Councilwoman Welch, would you like the floor on this?

COUNCILWOMAN AUBREY WELCH: This is actually -- you and I share this. This is where valley view church has purchased an old trailer park that is in my district. Valley view church is in president Yates' district. And they have a great plan to do a ball field area. Just a fabulous location for that. Definitely in favor of this.

PRESIDENT YATES: Thank you, Councilwoman. It is for special needs kids?

COUNCILWOMAN AUBREY WELCH: Yes, for special needs kids.

PRESIDENT YATES: Is there any further discussion on this? Hearing none, this requires a roll call vote. It is a resolution, all those in favor please signify by saying aye. All opposed? The ayes have it.

>> Mr. Chair, point of order for a moment for the benefit of Councilwoman Welch. This is not that ball field resolution that you were expecting. And I am only saying that because we just had it in committee and we are needing someone to come address it. So I am throwing that out there that in two weeks or two weeks from Monday we will be discussing the ball field. If you would like to come and address that.

COUNCILWOMAN AUBREY WELCH: Okay. Then I need to be reminded of what this one is.

PRESIDENT YATES: But we appreciate the advertisement of the upcoming ball field.

Councilwoman Flood, would you like to address this?

COUNCILWOMAN FLOOD: Yes, thank you, Mr. President. This is the renaissance zone area that was in my district. Some of it was. But it is now in Councilwoman Welch's district. And to her defense, you have to remember that she was not available for the zoning meeting, however, she was aware of what was going on. And this is also an amendment by substitution because there was a paragraph that was left out with a lot and there were some technical areas and typos. So it was an amendment by

substitution, but it is the renaissance site. And we have been working over the last ten, 20 years. Long time.

PRESIDENT YATES: Thank you for the explanation, Councilwoman. Councilman Blackwell.

COUNCILMAN BLACKWELL: Yes, Mr. President. Just I'm wondering if you would entertain a motion to reconsider so it is clear to the public we know which one we are voting on.

PRESIDENT YATES: Do we have a second for the motion to reconsider?

>> Second.

PRESIDENT YATES: All right. And thank you for the further explanation of this. The ball field is coming up next week.

COUNCILMAN BLACKWELL: The title is very generic here and that's the reason for the confusion. I think if they had included renaissance zone or something like that into this title we wouldn't have had this confusion. So just for future reference on naming legislation, I think it would be nice to at least put the general area of where it is located would be helpful for these meetings. Thank you.

PRESIDENT YATES: Excellent suggestion, Councilwoman. Thank you.

It is properly before us. All those in favor respond by saying aye. Those opposed? The ayes have it. The amended resolution passes.

Mr. Clerk, a reading of item 51.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-5A MULTI-FAMILY RESIDENTIAL TO R-6 MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 7801 AND 7900 MOSS CREEK DRIVE CONTAINING 6.55 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1040).

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 Stuckel.

COUNCILMAN STUCKEL: This property is currently vacant. The proposed use is nine apartment buildings with 104 units. A public hearing

was held on December 3rd, 2015, and nobody spoke in opposition. The Planning Commission voted 8-0 for an approval. Our Planning/Zoning committee passed this proposal 5-0. This is in Councilman Blackwell's district and he will probably want to comment.

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

COUNCILMAN BLACKWELL: Sure, Mr. President. As he mentioned. It started as a condominium development in the changes to allow for apartments. I thought if we were going to have any opposition it would certainly come from the condominium, those who already own the condominiums, but seeing no opposition in the record from those people closest to it, I feel like I should support it. Thank you.

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

Hearing none, this is an ordinance that calls for a roll call vote. Would the clerk please open the voting. The voting is closing. The voting is closed.

MR. CLERK: 24 yes votes and two not voting.

PRESIDENT YATES: Ordinance passes.

Mr. Clerk, a reading of item 52.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO C-2 COMMERCIAL ON PROPERTIES LOCATED AT 6780 DIXIE HIGHWAY, 4532 AND 4534 KERRICK LANE AND TAX BLOCK 1032 LOT 200 CONTAINING 2.94 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1020).

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 Stuckel.

COUNCILMAN STUCKEL: This is currently the site of three single family lots. The proposed use is an auto repair facility with some cars on display as well. There were a few waivers and variances granted dealing with landscaping and pedestrian access. A public hearing was held

on January 7th, 2016. And no one spoke in opposition. The Planning Commission voted eight to 0 for approval. Our Planning/Zoning committee voted 5-0 for approval. And this also is in Councilman Blackwell's district.

PRESIDENT YATES: Councilman Blackwell, would you like to add to that?

COUNCILMAN BLACKWELL: Yes, sir, Mr. President. We were contacted by some residents who were initially opposed to the development so we encouraged them to get into the process and go testify, which they did in the initial hearing. I think there were two, maybe three hearings before they made the final determination. However, what came from it is that they were able to add some binding elements to address some of those concerns, the change so there isn't an entrance from Kerrick. The entrance would be on Dixie Highway. There were some signage concerns and the other concern is whether they would have loud speakers, the outside paging people, hearing that all night. That was also in there as well as a binding element. So it addressed the concerns of the residents, and so I suspect that's why there was no opposition on the last hearing.

PRESIDENT YATES: Thank you for that explanation. Is there any other discussion? Hearing none, this ordinance calls for a roll call vote. Mr. Clerk, will you please open the voting? The voting is closing. The voting is closed.

MR. CLERK: --

PRESIDENT YATES: The ordinance passes. Mr. Clerk, a reading of 53.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 9801 WHIPPS MILL ROAD CONTAINING 1.4 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1018).

Read in full.

>> -- -- no one spoke in opposition or no one spoke as other. Ore Planning/Zoning committee voted five to 0 for approval and this is in Councilwoman Leet's district.

PRESIDENT YATES: Councilwoman Leet, would you like to add to that? Thank you for the explanation, Councilman Stuckel. Is there any

further discussion? Hearing none, this ordinance is requiring a roll call vote. Mr. Clerk, would you open the voting? The voting is closing. The voting is closed.

MR. CLERK: 24 yes votes and two not voting.

PRESIDENT YATES: The ordinance passes.

Mr. Clerk, a reading of item 54.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM M-2 INDUSTRIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 7775 DIXIE HIGHWAY CONTAINING 1.56 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1046).

Read in full.

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

>> So moved.

>> Second.

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

Councilman Stuckel?

COUNCILMAN STUCKEL: The current use is a truck sales facility and the proposed use is auto sales and repair facility. No new building is being proposed. The waiver was granted regarding the landscape buffer area and a public hearing was held January 7th, 2016. No one spoke in opposition and the Planning Commission voted 8-0 for approval. Our Planning/Zoning committee voted 5-0 for approval and, Mr. President, this is in your district.

PRESIDENT YATES: Thank you, Councilman Stuckel. Thank you for the explanation. Is there any further discussion on that? Hearing none, this ordinance requires a roll call vote. Mr. Clerk, will you please open the voting?

MR. CLERK: 23 yes votes and three not voting.

PRESIDENT YATES: The ordinance passes.

Mr. Clerk, a reading of item 55.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-6 MULTI-FAMILY RESIDENTIAL TO OR-3 OFFICE/RESIDENTIAL AND C-2 COMMERCIAL ON PROPERTIES LOCATED AT 1124, 1130, 1132 AT 1124, 1130, 1132 REUTLINGER

AVENUE AND 1034 E. OAK STREET CONTAINING 2.430 ACRES AND BEING IN LOUISVILLE METRO. (CASE NO. 15ZONE1050).

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 Stuckel.

COUNCILMAN STUCKEL: The current use is an industrial commercial. And the proposal is for 147 apartment units and a restaurant. The parking spaces will be shared between the two. A few variance waivers were granted regarding the parking. A public hearing was held on January 7th, 2016. One person spoke in opposition and one spoke as, quote, other. Both were concerned with parking issues. The Planning Commission voted 8-0 for approval. Planning/Zoning committee voted 5-0 for approval. And this is in Councilman Mulvihill's district.

PRESIDENT YATES: Is there any further discussion on this?

COUNCILMAN MULVIHILL: Sure, I would like to speak to it. I believe this is an exciting project that redevelops a historic structure that has sat vacant and unused for as long as I can remember. And I really think it turns it into a vibrant and cool housing option along with a restaurant. It continues the momentum that currently exists in Schnitzelburg and Germantown with new housing and retail and housing options. I support. Thank you.

PRESIDENT YATES: Councilman Ackerson.

COUNCILMAN ACKERSON: Thank you, Mr. President. I voted in favor of this at the committee level. I had concern at that time about the parking and that is something that has been troubling me since. 147 units with exactly 140 or 147 parking spaces, was my understanding. My concern is that you couple with a restaurant that seats 100, to me I'm still troubled by the parking situation here. That's a great exciting thing for that area, but ultimately that's an area of old roads and homes along there. I'm going to change my vote tonight based upon the parking.

PRESIDENT YATES: Thank you. Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote. Will the clerk please open the voting. The voting is closing. The voting is closed.

MR. CLERK: 23 yes votes, one no vote, and two not voting. The one no vote, council member Ackerson.

PRESIDENT YATES: This ordinance passes.

Mr. Clerk, a reading of item 56.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM C-R COMMERCIAL RESIDENTIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 1318 MCHENRY STREET CONTAINING 7.70 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1056).

Read in full.

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

>> So moved.

>> Second.

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

Councilman Stuckel.

COUNCILMAN STUCKEL: This property is currently a day care and the proposed use is restaurant who outdoor dining. The public hearing was held January 7th, 2016. No one spoke in opposition. The Planning Commission voted 8-0 for approval. Planning/Zoning committee voted 5-0 for approval. This is also in Councilman Mulvihill's district.

PRESIDENT YATES: Councilman Mulvihill, would you like the floor on this?

COUNCILMAN MULVIHILL: Yes, sure. This project accompanies the old antique mall in Germantown. I had the pleasure this weekend of getting to go. They had a grand opening to view them. Again it is another exciting project in the Germantown Schnitzelburg area. And this restaurant will accompany it and it is a good project, and I support it. Thanks.

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

Hearing none, this ordinance requires a roll call vote. Will the clerk please open the voting. Without objection, the voting is closing. The voting is closed.

MR. CLERK: 24 yes votes and two not voting.

PRESIDENT YATES: The ordinance passes.

Mr. Clerk, a reading of item 57.

MR. CLERK: AN ORDINANCE AMENDING CHAPTER 116 OF THE LOUISVILLE METRO CODE OF ORDINANCES REGARDING COMMUNICATION SERVICES FRANCHISES (AMENDMENT 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?

Councilman Johnson.

COUNCILMAN JOHNSON: Improving our Internet speeds in Louisville is vital for job growth, competitiveness, will have a significant impact on helping south Louisville families. I fully support this legislation.

PRESIDENT YATES: Thank you, began Johnson.

Councilman Hollander.

COUNCILMAN HOLLANDER: Thank you, Mr. President. I would like to make an amendment. This was handed out at the Committee of the Whole so everybody has this but I think I need to read, if you will indulge me, the changes from the committee version that we are proposing. I'll try to do this as quickly as possible.

There two new whereas clauses that begin as the fourth whereas clause after the first three.

So the fourth clause is whereas pursuant to KRS 282.0402, Metro Government retains all powers of the municipalities and pursuant to KRS 82.082 Metro Government may exercise any powers within its boundaries in furtherance of a public purpose. And whereas Metro Government's proposed regulation of its rights of way as set forth herein is consistent with the tariffs applicable to full owners within Metro Louisville. The first change.

The second change is that in section two paragraph two, the third-party facilities paragraph, I believe it is the 20th line which had begun with the word following. It now says instead of following, it says within 30 days of and then goes to continue on with the completion of.

And the last change begins in that same section on line 29. In the original version the committee version this begins, this paragraph begins if any such relocation -- and I will just read it now with those changes -- if any such relocation or alteration results in the facilities of the preexisting third party user on the pole or other structure failing to conform with the applicable pole owner standards, the preexisting third party user will notify attacher and within seven days of the inspection. Within seven days of the inspection. There is no "and."

And then it continues the preexisting third party user will elect to perform the correction itself and bill the attacher for the actual reasonable and documented costs of the correction, or B, instruct the attacher to correct such addition attacher's expense. Any post-inspection corrections performed by the attacher must be completed within 30 days of such notification.

And I believe that's the changes that I would propose as an amendment to the committee version.

>> I'll second the amendment.

PRESIDENT YATES: The resolution calls for a voice vote. All those in favor please signify by saying aye -- -- off mic.

COUNCILMAN HOLLANDER: Let me state really briefly to the ordinance. This is one of two measures that we are taking tonight to make the community broadband-ready. The first was in the Consent Calendar where we passed a resolution to call for uniform franchise agreements for communication services. I want to thank -- and this was done at the committee level -- the Jefferson County league of cities for facilitating that so that our 83 suburban city partners are working with Louisville Metro to bring high speed Internet throughout Jefferson County. It's a very important measure and I'm glad we passed that tonight.

The current measure is one touch make ready, which facilitates the laying of broadband on our existing utility poles in the community. It will have the effect of making broadband deployment faster, making the

community more attractive to broadband providers, and it will have the effect of reducing inefficiencies and congestions on our streets. This is a vitally important economic development project for Louisville. It will help businesses locate here and grow here. It will create jobs. It will retain and attract our young people. It will make Louisville broadband-ready and broadband-friendly. I want to thank a few people, the existing providers who had made some suggestions to us, some of which were incorporated in the amendments we just did to address some concerns. I especially want to thank the communication workers of America who we have had communications with. I'm convinced that this ordinance will provide them with additional jobs and opportunities including through one of the amendments we just approved for this draft ordinance.

I really hope and expect that we will look back today when took a step as a council to move Louisville forward and I urge approval of the ordinance.

PRESIDENT YATES: Thank you, Councilman Hollander.
Councilman Kramer.

COUNCILMAN KRAMER: Thank you, Mr. President. As anyone who has been around this place for very long knows, I have talked a lot about information technology in the spread of all the intricacies of bandwidth and broadband and all that kind of stuff. I think the arguments have been made quite eloquently about how important it is to Louisville in terms of high speed Internet access and all that that means. And so I begin by saying absolutely, I support all of those statements. And this is going to be incredible for Louisville in what it does for us and the position it puts us in.

I wanted to just take a step back and make sure that the listening public understands what kind of a commitment this really is. When you think of bringing electricity to every household in Metro Louisville or a landline telephone to every household in Louisville and you think of the infrastructure that it takes to happen, the system that we currently have has been built out over literally generations. This company, Google is talking about coming in and building that infrastructure very quickly and connecting homes in Metro Louisville in a short span of time. In order to do that they need the one touch pole

location so that they don't have to wait. I know all of us as council members have gotten complaints about folks who are needing to move things on utility poles and how long it takes to get that done. This will expedite that process and it will make it possible to spend the millions of dollars that will be necessary to put in this infrastructure. And I would remind folks, we have all heard it already, I would remind folks this isn't just for Google. It is not just for what is coming in the next couple years. This makes possible any other company that is interested in doing this. I think what folks overlook is AT&T already has fiber to the home in parts of this community and they have the ability to bring fiber to the home in a wider range if they can start moving on those kinds of things. So at the end of the day, it is great for Louisville. It makes things possible for Google. But it also opens the door to competition and opens the door to a lot of other companies to come in and provide these services. The infrastructure is expensive. So again, anything we can do to help move this along. Thank you.

PRESIDENT YATES: Thank you, Councilman.

Is there any further discussion? Hearing none, will the clerk please open the voting? The voting is closing. The voting is closed.

MR. CLERK: There are 23 yes votes and three not voting.

PRESIDENT YATES: The amended ordinance passes.

[Applause.]

Mr. Clerk, just in case you didn't get that over the applause, the amended ordinance passes.

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 those council members who wish to make any statements to remain in the chambers and request to speak on your system.

New business comprises 58-104. Would the clerk read those and their assignments to committee.

MR. CLERK: The following will be assigned to the Land Development Code.

AN ORDINANCE AMENDING THE FOLLOWING SECTIONS OF CHAPTER 2 AND CHAPTER 4 OF THE LAND DEVELOPMENT CODE PERTAINING TO PERMITTED/CONDITIONAL USES—APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT

A-WHICH IS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO (CASE NO. 14AMEND1003).

The following legislation will be assigned to the appropriations, NDFs and CIFs committee.

AN ORDINANCE APPROPRIATING A TOTAL OF \$20,500 FROM DISTRICT 21 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO AMERICANA COMMUNITY CENTER, INC., FOR OPERATING EXPENSES SUCH AS PROGRAMMING, SALARIES AND UTILITIES.

AN ORDINANCE APPROPRIATING \$14,500 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUND AS FOLLOWS: \$3000 EACH FROM DISTRICTS 14, 24, AND 25; \$1000 EACH FROM DISTRICTS 2 AND 15; \$500 EACH FROM DISTRICTS 1, 17, 20, 21, 22, AND 23; \$250 EACH FROM DISTRICTS 5 AND 8, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO SHIRLEY'S WAY, INC., FOR EXPENSES ASSOCIATED WITH THE SHIRLEY'S WAY FINANCIAL ASSISTANCE PROGRAM.

AN ORDINANCE APPROPRIATING \$7,800 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$7,000 FROM DISTRICT 22; \$500 FROM DISTRICT 20; \$200 FROM DISTRICT 6; \$100 FROM DISTRICT 19; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO CHILDREN HAVE OPTIONS IN CHOOSING EXPERIENCES, INC. (C.H.O.I.C.E., INC.), FOR A "DARE TO DREAM" SPORTS LEADERSHIP AND MENTORING PROGRAM.

AN ORDINANCE APPROPRIATING \$7,500 FROM DISTRICT 11 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE LOUISVILLE COMMUNITY DESIGN CENTER DBA THE CENTER FOR NEIGHBORHOODS, FOR ARTISTS AND CONTRACTORS TO DESIGN AND IMPLEMENT THE "PAINT HIKES POINT MURAL" PROJECT.

The following legislation will be assigned to the Budget Committee.

AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015, RELATING TO THE FISCAL YEAR 2015-16 OPERATING BUDGET FOR LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$20,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 5) TO LOUISVILLE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 5).

AN ORDINANCE AMENDING ORDINANCE NO. 104, SERIES 2015 AND ORDINANCE NO. 103, SERIES 2015 RELATING TO THE FISCAL YEAR 2015-16 CAPITAL AND OPERATING BUDGETS, RESPECTIVELY, BY TRANSFERRING \$20,000 FROM THE

DISTRICT 5 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUND.

AN ORDINANCE APPROPRIATING FROM THE GENERAL FUND FOR MID-YEAR OPERATING NEEDS BY AMENDING ORDINANCE NO. 103, SERIES 2015 RELATING TO THE 2015-2016 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT. AS SUBMITTED BY COUNCIL MEMBER BUTLER.

AN ORDINANCE APPROPRIATING FROM THE GENERAL FUND FOR MID-YEAR CAPITAL NEEDS BY AMENDING ORDINANCE NO. 107, SERIES 2013 RELATING TO THE 2013-2014 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 101, SERIES 2014 RELATING TO THE 2014-2015 CAPITAL BUDGET AND ORDINANCE NO. 104, SERIES 2015 RELATING TO THE 2015-2016 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT. AS SUBMITTED BY COUNCIL MEMBER BUTLER.

AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015 RELATING TO THE FISCAL YEAR 2015-16 OPERATING BUDGET AS AMENDED BY ORDINANCE 220, SERIES 2015.

AN ORDINANCE AMENDING ORDINANCE 118, SERIES 2010 RELATING TO THE FISCAL YEAR 2010-11 CAPITAL BUDGET AND ORDINANCE 101, SERIES 2014 RELATING TO THE FISCAL YEAR 2014-15 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 104, SERIES 2015 RELATING TO THE FISCAL YEAR 2015-16 CAPITAL BUDGET AS IT RELATES TO ASSOCIATED AMENDMENTS FROM ORDINANCE 103, SERIES 2015 AS AMENDED BY ORDINANCE 220, SERIES 2015.

AN ORDINANCE APPROPRIATING FROM THE GENERAL FUND FOR MID-YEAR OPERATING NEEDS BY AMENDING ORDINANCE NO. 103, SERIES 2015 RELATING TO THE 2015-2016 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS SUBMITTED BY COUNCIL MEMBER ACKERSON.

AN ORDINANCE APPROPRIATING FROM THE GENERAL FUND FOR MID-YEAR CAPITAL NEEDS BY AMENDING ORDINANCE NO. 101, SERIES 2014 RELATING TO THE 2014-2015 CAPITAL BUDGET AND ORDINANCE NO. 104, SERIES 2015 RELATING TO THE 2015-2016 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS SUBMITTED BY COUNCIL MEMBER ACKERSON.

A RESOLUTION TO ENCOURAGE CITIES THROUGHOUT JEFFERSON COUNTY TO JOIN LOUISVILLE METRO IN SUPPORTING THE CAPITAL FUND FOR THE HEALING PLACE.

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

APPOINTMENT OF LULA HOWARD TO THE BOARD OF ZONING ADJUSTMENT.
TERM EXPIRES JUNE 30, 2019.

APPOINTMENT OF BRANDON BURTON TO THE BUECHEL FIRE PROTECTION
DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016.

RE-APPOINTMENT OF SUE JOHNSON TO THE EXTENSION BOARD. TERM
EXPIRES JANUARY 1, 2019.

APPOINTMENT OF NOEL RUEFF TO THE EXTENSION BOARD. TERM EXPIRES
JANUARY 1, 2019.

APPOINTMENT OF ROBERT PETERSON TO THE MIDDLETOWN FIRE PROTECTION
DISTRICT BOARD. TERM EXPIRES JUNE 30, 2018.

APPOINTMENT OF MILTON HASKINS TO THE NULU OVERLAY DISTRICT
COMMITTEE (ADVISORY). TERM EXPIRES FEBRUARY 26, 2017.

APPOINTMENT OF ANNA TATMAN TO THE NULU REVIEW OVERLAY DISTRICT
COMMITTEE (ADVISORY). TERM EXPIRES FEBRUARY 26, 2018.

APPOINTMENT OF JON CRUMBIE TO THE NULU REVIEW OVERLAY DISTRICT
COMMITTEE (ADVISORY). TERM EXPIRES FEBRUARY 26, 2017.

APPOINTMENT OF MARK TRIER TO THE NULU REVIEW OVERLAY DISTRICT
COMMITTEE (ADVISORY). TERM EXPIRES FEBRUARY 26, 2017.

APPOINTMENT OF JEFFREY MCKENZIE TO THE NULU REVIEW OVERLAY
DISTRICT COMMITTEE (ADVISORY). TERM EXPIRES FEBRUARY 26, 2018.

APPOINTMENT OF JEFFREY RAWLINS TO THE NULU REVIEW OVERLAY
DISTRICT COMMITTEE (ADVISORY). TERM EXPIRES FEBRUARY 26, 2018.

APPOINTMENT OF KRISTI ASHBY TO THE NULU REVIEW OVERLAY DISTRICT
COMMITTEE (ADVISORY). TERM EXPIRES FEBRUARY 26, 2019.

APPOINTMENT OF NATALIA BISHOP TO THE NULU REVIEW OVERLAY
DISTRICT COMMITTEE (ADVISORY). TERM EXPIRES FEBRUARY 26, 2019.

APPOINTMENT OF WILLIAM MARZIAN TO THE NULU REVIEW OVERLAY
DISTRICT COMMITTEE (ADVISORY). TERM EXPIRES FEBRUARY 26, 2019.

APPOINTMENT OF MARSHALL GAZAWAY TO THE PLANNING COMMISSION
BOARD. TERM EXPIRES OCTOBER 1, 2016.

APPOINTMENT OF LULA HOWARD TO THE PLANNING COMMISSION BOARD.
TERM EXPIRES OCTOBER 1, 2018.

RE-APPOINTMENT OF VINCENT JARBOE TO THE PLANNING COMMISSION
BOARD. TERM EXPIRES OCTOBER 1, 2017.

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW SOLE SOURCE CONTRACT - (DRELLISHAK AND DRELLISHAK, INC. - \$25,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW SOLE SOURCE CONTRACT WITH TREE HOUSE ISLAND, INC. (\$200,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - (SIMON AND COMPANY, INCORPORATED - \$53,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - ROBERT GUSTAFSON (\$123,000.00).

Just to be on the safe side, I'm going to read this following appointment to make sure until we have time to find out. I'm going to read it as being assigned to the committee on appointments.

WASTE MANAGEMENT DISTRICT, 109 BOARD, RANDALL STROBO, NEW APPOINTMENT. And I don't have the term expires at this point.

The following legislation will be assigned to the committee on contracts. I think I just said that.

The following legislation will be assigned to the Committee on Sustainability and parks.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A NATIONAL LEAGUE OF CITIES (NLC) PLANNING GRANT OF \$25,000 TO BE USED BY THE LOUISVILLE METRO PARKS DEPARTMENT FOR THE CITIES CONNECTING CHILDREN TO NATURE PROGRAM.

The following legislation will be assigned to the community affairs and housing committee.

A RESOLUTION HONORING THE LIFE AND LEGACY OF SENATOR GEORGIA MONTGOMERY DAVIS POWERS.

A RESOLUTION HONORING THE LIFE AND LEGACY OF JUDGE BENJAMIN SHOBE.

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

A RESOLUTION DETERMINING ONE (1) PARCEL OF REAL PROPERTY LOCATED AT 1827 DRESCHER BRIDGE AVENUE, LOUISVILLE, KENTUCKY OWNED BY LOUISVILLE/JEFFERSON COUNTY LOUISVILLE METRO GOVERNMENT AS SURPLUS AND NOT NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS SALE.

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

The following legislation will be assigned to the Planning/Zoning, land design and development committee.

AN ORDINANCE CHANGING THE ZONING OF 117 PROPERTIES IN THE PORTLAND NEIGHBORHOOD, GENERALLY SITUATED NORTH OF W. MARKET STREET, WEST OF S. 10TH STREET, SOUTH OF THE OHIO RIVER, AND EAST OF THE INTERSECTION OF NORTHWESTERN PARKWAY AND BANK STREET, AND BEING IN LOUISVILLE METRO (CASE NO. 15AREA1002).

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-2 COMMERCIAL AND APPROVING A PARKING WAIVER TO REDUCE THE MINIMUM REQUIRED AMOUNT OF PARKING ON PROPERTY LOCATED AT 4901 HURSTBOURNE PARKWAY AND CONTAINING A TOTAL OF 2.40 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1017).

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO PEC PLANNED EMPLOYMENT CENTER AND C-1 COMMERCIAL ON PROPERTY LOCATED AT 7300 S. HURSTBOURNE PARKWAY AND TAX BLOCK 636, LOT 155 CONTAINING A TOTAL OF 24.40 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1021).

AN ORDINANCE CHANGING THE ZONING FROM R-6 RESIDENTIAL MULTI FAMILY TO EZ-1 ENTERPRISE ZONE AND OR-3 OFFICE RESIDENTIAL ON PROPERTY LOCATED AT 522 N. 34TH STREET, TAX BLOCK 11G, LOTS 53/54; TAX BLOCK 10D, LOT 29; AND TAX BLOCK 11J, LOT 136 CONTAINING A TOTAL OF 2.69 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1031).

AN ORDINANCE CHANGING THE ZONING FROM R-5B RESIDENTIAL TWO FAMILY TO CR COMMERCIAL RESIDENTIAL ON PROPERTY LOCATED AT 1741 FRANKFORT AVENUE CONTAINING A TOTAL OF 0.270 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1049).

AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE ISSUANCE OF PERMITS FOR ANAEROBIC DIGESTION FACILITIES FOR BIODEGRADABLE MATERIALS, ALSO KNOWN AS BIODIGESTERS, THROUGHOUT METRO LOUISVILLE.

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

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$390,650 OF FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR DESIGN OF THE EXTENSION OF RIVER ROAD WEST FROM 7TH STREET TO NORTHWESTERN PARKWAY TO BE ADMINISTERED BY DEVELOP LOUISVILLE.

Read in full.

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

Next we have announcements.

Councilwoman Hamilton, do you have an announcement for us.

COUNCILWOMAN BRYANT HAMILTON: Yes. Thank you, Mr. President.

Tomorrow, Friday February 12th, our council will have an open house at their new facilities at the third floor of the Wayside Christian Mission there at 120 West Broadway in suites 304 and 306. The community is invited to come by and find out what the arts council is up to.

Unpacking your leadership potential, Saturday February 13th at the Louisville central community center at 1,300 West Muhammad Ali Boulevard, 8:30 to 12:30. This was previously scheduled from a snow day so hopefully people can make it out on Saturday.

For the love of music, making it big and staying alive, Monday, February 16th, at the Ken Faulkner gallery in Portland at 1512 Portland Avenue. Hope you all can come out. Starts at 6:00. Tickets are \$10 and can be purchased online by visiting courierjournal.com.

On Monday the 15th District 5 Neighborhood Advisory Committee will have our monthly meeting. That is at 4309 West Broadway 6:00 to 8:00 p.m.

And every Tuesday through March 8th, Northwest Neighborhood Place will be holding healthy food and nutrition classes from 5:30 to 7:00. And the neighborhood house will be starting Cooper Clayton method stop smoking classes at the neighborhood house in Portland as well.

On the 18th of February the academy at Shawnee PTSA will have movie night and meeting. They will show goonies. If you haven't seen it, come out. And there is still time to buy tickets for the 37th annual YMCA black achievement celebration at the Galt house on February 20th.

On the 21st, which is a Sunday from 4:00 to 6:00 p.m., the Yearlings Club and the University of Louisville will have a session of reflections on the Louisville downtown civil rights demonstrations. The Yearlings Club is at 4309 West Broadway. Working with the Philson club historical society on the program. Cunningham, bright, and Cosby will be some of the speakers there on that occasion.

Thursday the 25th the bang book launch celebration at the Ali Center for the celebration on the book about the Dirt Bowl. Five to 8:00 p.m. You can purchase your copy. Some fellowship with some people who played in the Dirt Bowl over the years.

And then on Saturday February 27th, if you were born at red cross hospital, you worked there, your family member was a doctor or a nurse or an orderly, if you have any connection to red cross hospital, you are invited to come out and take part in a planning and discussion on Saturday the 27th from 11:30 to 1:30 at the Louisville central community centers there at 1,300 west Muhammad Ali Boulevard. If you have any questions, you can contact me at my office and I believe that's all I have for now. Thank you. Hope to see you at some of these events.

PRESIDENT YATES: Thank you, Councilwoman.
Councilman Stuckel.

COUNCILMAN STUCKEL: Thank you, Mr. President. On Tuesday, February 16th, at 6:30 p.m. I'll have any regular District 17 meeting at northeast Christian church, Kentucky 22 And Chamberlain Lane. I have a special guest of Stephanie horn, the District three JCPS board member. And Superintendent Donna Hargins and residents of 17, 19, 18, 16 who have questions regarding JCPS are welcome to attend. That's Tuesday, February 16th, 6:30, at northeast Christian church, Kentucky 22 and Chamberlain way. I hope we have a good turnout. Thank you.

PRESIDENT YATES: Thank you, Councilman.
Councilman Owen.

COUNCILMAN OWEN: Thank you, Mr. President. I have three things that I absolutely need to say. Let me do thing one, explain my unusual behavior tonight. I have been here at the beginning of this meeting. I ran out to deliver a history talk at the Jewish film festival where they showed a documentary on Julius Rosenwald who funded schools within Kentucky, 5,000 within the United States. The Sears Roebucks -- three of the buildings still survive.

I agreed to do that at 6:40 p.m. five months ago. I agreed also to be involved in a panel discussion at the end of the viewing of the film I just ran two and a half blocks down the street to tell them that I could not do that because I thought this council was still in debate on that item, 57. I was relieved to their that it passed unanimously. That explains my unusual behavior tonight.

Second thing I wanted to mention, thank colleagues while I was away the first time for mentioning and honoring Marlow C. Cook, who was county judge executive for Jefferson County at a very critical time. He was a good United States senator. The archives and special collections where I work at the University of Louisville houses his senatorial papers as well as a good amount of personal papers related to Marlow C. Cook. I wanted to mention that and add my voice of positive memory of his leadership in this community.

And the third thing, much more mundane, relates to the fact that the last Saturday of the month usually, that's the 27th of February, Mr. President, last Saturday of the month I'll be sitting at a coffee shop in the 8th district in this case Heine brothers at Douglas Loop. I sit there 9:00 to 11:00 waiting for citizens in my district and anywhere else to show up. Sometimes no one shows. Last to him two citizens showed. But I'm going to be there dogged and determined to sit there with my ears wide open for folks to come by. And that is Saturday the 27th of February. 9:00 to 11:00 at Heine Brothers coffee shop at Douglas Loop.

Thank you, Mr. President.

PRESIDENT YATES: Thank you, Councilman.

That concludes our announcements to council. We will be adjourned. That concludes our meeting.

[Regular Meeting adjourned.]