

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Action Summary - Tentative

Thursday, December 12, 2019

6:00 PM

Council Chambers

Metro Council

*Jessica Green (D-1), Barbara Shanklin (D-2), Keisha Dorsey (D-3),
Barbara Sexton Smith (D-4), Donna L. Purvis (D-5), David James (D-6),
Paula McCraney (D-7), Brandon Coan (D-8), Bill Hollander (D-9), Pat Mulvihill (D-10),
Kevin Kramer (R-11), Rick Blackwell (D-12), Mark H. Fox (D-13), Cindi Fowler (D-14),
Kevin Triplett (D-15), Scott Reed (R-16), Markus Winkler (D-17),
Marilyn Parker (R-18), Anthony Piagentini (R-19), Stuart Benson (R-20),
Nicole George (D-21), Robin Engel (R-22), James Peden (R-23), Madonna Flood (D-24),
David Yates (D-25), Brent Ackerson (D-26)*

President: David James (D-6)

President Pro-Tem: Pat Mulvihill (D-10)

Call to Order and Pledge of Allegiance

Council President James called the meeting to order at 6:06 p.m. and asked all to rise for the Pledge of Allegiance.

Members Roll Call

The Clerk called the roll. A quorum was established.

Council Member Yates arrived at 6:22 p.m.

- Present:** 25 - Council Member Jessica Green (D-1), Council Member Keisha Dorsey (D-3), Council Member Barbara Sexton Smith (D-4), Council Member Donna L. Purvis (D-5), Council Member David James (D-6), Council Member Paula McCraney (D-7), Council Member Brandon Coan (D-8), Council Member Bill Hollander (D-9), Council Member Pat Mulvihill (D-10), Council Member Kevin Kramer (R-11), Council Member Rick Blackwell (D-12), Council Member Mark H. Fox (D-13), Council Member Cindi Fowler (D-14), Council Member Kevin Triplett (D-15), Council Member Scott Reed (R-16), Council Member Markus Winkler (D-17), Council Member Marilyn Parker (R-18), Council Member Anthony Piagentini (R-19), Council Member Stuart Benson (R-20), Council Member Nicole George (D-21), Council Member Robin Engel (R-22), Council Member James Peden (R-23), Council Member Madonna Flood (D-24), Council Member David Yates (D-25) and Council Member Brent Ackerson (D-26)
- Excused:** 1 - Council Member Barbara Shanklin (D-2)

Support Staff

Sarah Martin, Jefferson County Attorney's Office
Travis Fiechter, Jefferson County Attorney's Office
Joan Sheffer, Office of Information Technology

Clerks

Sonya Harward, Assistant Clerk
David Wagner, Assistant Clerk

Introduction of Pages

1. [ID 19-1918](#)

Council Member Markus Winkler introduced Emma and Libby Winkler as the Pages for District 17.

Special Recognitions and Proclamations

2. [ID 19-1993](#)

Council Member Dorsey presented a special proclamation to Bud Dorsey.

3. [ID 19-2016](#)

Council Member Fowler and Council Member Kramer recognized Moe Demling, PGA, for his induction into the Kentucky Golf Hall of Fame.

4. [ID 19-2017](#)

Council Member Fowler and Council Member Kramer recognized the retiring/departing Golf Pros Barry Bonifield, Paul Schuchard, and Mark Kemper.

5. [ID 19-2018](#)

Council Member Piagentini presented a special proclamation to Jack Arnold.

Addresses to the Council6. [ID 19-2034](#)

Addresses to Council - December 12, 2019

Attachments: [Addresses to Council.pdf](#)

The Clerk called the following speakers forward to address the Metro Council:

- Alex Shull spoke about climate change.
- Nancy Tierney spoke about the renewable energy resolution.
- Heather Thum-Gerber spoke about safety zones.
- Barbara Parrish spoke about safety zones.
- Shemeaka Shaw spoke about housing evictions and a clean hands eviction ordinance.
- Josh Poe spoke about housing evictions and a clean hands eviction ordinance.
- Denita Wright spoke about climate change.

Council Minutes7. [ID 19-2033](#)

Regular: Metro Council - November 21, 2019

Attachments: [11-21-19 Metro Council Meeting Action Summary TENTATIVE.pdf](#)

[Transcript \(Unedited\) for 11-21-19 Council Meeting.pdf](#)

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

Committee Minutes

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

8. [ID 19-2035](#)

Regular: Committee of the Whole - November 21, 2019

Attachments: [11-21-19 COW Action Summary TENTATIVE.pdf](#)

9. [ID 19-2055](#)
Regular: Labor and Economic Development Committee - December 3, 2019
Attachments: [Labor and Econ FINAL 12.03.19.pdf](#)
10. [ID 19-2086](#)
Special: Planning and Zoning Committee - December 3, 2019
Attachments: [Planning and Zoning Action Summary 12.03.19 - TENTATIVE.pdf](#)
11. [ID 19-2088](#)
Regular: Public Works Committee - December 3, 2019
Attachments: [Public Works Action Summary 12.03.19 - TENTATIVE.pdf](#)
12. [ID 19-2056](#)
Regular: Government Oversight and Audit Committee - December 3, 2019
Attachments: [Government Oversight and Audit 12.03.19 FINAL.pdf](#)
13. [ID 19-2096](#)
Regular: Health and Education Committee - December 4, 2019
Attachments: [Health and Edc. 12.12.19 TENTATIVE.pdf](#)
14. [ID 19-2076](#)
Regular: Public Safety Committee - December 4, 2019
Attachments: [Public Safety Action Summary 12.04.19 - FINAL.pdf](#)
15. [ID 19-2089](#)
Regular: Appropriations Committee - December 4, 2019
Attachments: [Appropriations 120419.pdf](#)
16. [ID 19-2094](#)
Regular: Parks and Sustainability Committee - December 5, 2019
Attachments: [Parks & Sustainability 12.05.19 FINAL.pdf](#)
17. [ID 19-2090](#)
Regular: Budget Committee - December 5, 2019
Attachments: [Budget Action Summary 12.05.19 - TENTATIVE.pdf](#)
18. [ID 19-2036](#)
Regular: Committee on Committees - December 10, 2019
Attachments: [12.10.19 COC Action Summary FINAL.pdf](#)

Special Legislation**19. [R-167-19](#)****A RESOLUTION APPROVING THE APPROPRIATION TO FUND AN ANNUAL CONTRACT WITH HR ALLIANCE FOR WORKPLACE INVESTIGATION SERVICES NOT TO EXCEED \$20,000.00.**

Sponsors: Primary Jessica Green (D-1), Primary David Yates (D-25) and Primary David James (D-6)

Attachments: [R-167-19 V.1 Workplace Investigation Services Contract with HR Alliance.pdf](#)
[R-167-19 Agreement.pdf](#)

Council President James requested the Council invoke Rule 7.01(b), allowing a Resolution pertaining to an administrative act or function of the Council to be passed at the same meeting it is introduced. A motion was made by Council Member Benson, seconded by Council Member Fowler, to invoke Rule 7.01(b). The motion carried by a voice vote.

The Resolution was read into the record and a motion was made by Council Member Benson, seconded by Council Member Fowler, that this Resolution be approved.

Council Member Green explained that the Resolution was to approve the contract for the independent investigator for the anonymous tip line available to report issues of harassment or sexual harassment, and that the contract needs to be renewed now since it has been more than a year since the last time it was renewed.

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

Yes: 23 - Green, Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Benson, George, Peden, Flood, Yates and Ackerson

Excused: 1 - Shanklin

Absent: 2 - Piagentini and Engel

Enactment No: Resolution 131-2019

Consent Calendar

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

Yes: 24 - Green, Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Benson, George, Engel, Peden, Flood, Yates and Ackerson

Excused: 1 - Shanklin

Absent: 1 - Piagentini

Legislation forwarded from BUDGET COMMITTEE

20. [R-164-19](#)

A RESOLUTION APPROVING THE JEFFERSON COUNTY SHERIFF'S 2020 BUDGET.

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

Attachments: [R-164-19 V.1 112119 Jefferson County Sheriff's Budget for 2020.pdf](#)

[Attachment A-1 JCSO 2020 Budget.pdf](#)

[Aubrey2020BudgetFiling.pdf](#)

[BudgetWP2020.pdf](#)

This Resolution was adopted on the Consent Calendar.

Enactment No: Resolution 132-2019

21. [O-390-19](#)

AN ORDINANCE AUTHORIZING YEAR-END OPERATING BUDGET TRANSFERS BETWEEN VARIOUS AGENCIES FOR FISCAL YEAR 2018-2019 AND TO PROVIDE VARIOUS TRANSFERS AS DETAILED HEREIN AND AMENDING ORDINANCE NO. 081, SERIES 2019 RELATING TO THE 2019-2020 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT.

Sponsors: Primary David James (D-6), Primary Bill Hollander (D-9) and Primary Kevin Kramer (R-11)

Attachments: [O-390-19 PROPOSED CAM 120519 from Ackerson.pdf](#)

[O-390-19 V.1 112119 End of Year Operating Budget Transfers for FY20.pdf](#)

[120519 Mike Gramig Editorial.pdf](#)

This Ordinance was passed on the Consent Calendar.

Enactment No: Ordinance 187-2019

Legislation forwarded from GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE

22. [AP120319CJ](#)

APPOINTMENT OF CARRYE JONES TO THE NULU REVIEW OVERLAY DISTRICT COMMITTEE. TERM EXPIRES FEBRUARY 26, 2023.

Attachments: [Carrye Jones 11.18.19.pdf](#)
[APT Nulu Review Overlay District Committee 11.21.19.pdf](#)
[Applicants - Nulu Review Overlay District Committee - 11.18.19.pdf](#)
[Current - Nulu Review Overlay District Committee - 11.18.19.pdf](#)

This Appointment was approved on the Consent Calendar.

23. [AP120319SH](#)

APPOINTMENT OF SCOTT HOWE TO THE NULU REVIEW OVERLAY DISTRICT COMMITTEE. TERM EXPIRES FEBRUARY 26, 2022.

Attachments: [Scott Howe 11.18.19.pdf](#)
[APT Nulu Review Overlay District Committee 11.21.19.pdf](#)
[Applicants - Nulu Review Overlay District Committee - 11.18.19.pdf](#)
[Current - Nulu Review Overlay District Committee - 11.18.19.pdf](#)

This Appointment was approved on the Consent Calendar.

24. [AP120319MM](#)

APPOINTMENT OF MARCELLUS MAYES TO THE COMMISSION FOR PERSONS WITH DISABILITIES. TERM EXPIRES DECEMBER 12, 2023.

Attachments: [Marcellus Mayes 11.18.19.pdf](#)
[APT Commission for Persons with Disabilities Ordinance 11.21.19.pdf](#)
[Applicants - Commission for Persons with Disabilities - 11.18.19.pdf](#)
[Current - No Entries in Database.pdf](#)

This Appointment was approved on the Consent Calendar.

25. [AP120319DF](#)

APPOINTMENT OF DONNA FOX TO THE COMMISSION FOR PERSONS WITH DISABILITIES. TERM EXPIRES DECEMBER 12, 2023.

Attachments: [Donna Fox 11.18.19.pdf](#)
[APT Commission for Persons with Disabilities Ordinance 11.21.19.pdf](#)
[Applicants - Commission for Persons with Disabilities - 11.18.19.pdf](#)
[Current - No Entries in Database.pdf](#)

This Appointment was approved on the Consent Calendar.

26. [AP120319RC](#)

APPOINTMENT OF RAYMOND ALEXANDER CLAYWELL TO THE COMMISSION FOR PERSONS WITH DISABILITIES. TERM EXPIRES DECEMBER 12, 2023.

Attachments: [Raymond Alexander Claywell 11.18.19.pdf](#)
[APT Commission for Persons with Disabilities Ordinance 11.21.19.pdf](#)
[Applicants - Commission for Persons with Disabilities - 11.18.19.pdf](#)
[Current - No Entries in Database.pdf](#)

This Appointment was approved on the Consent Calendar.

27. [AP120319AS](#)

APPOINTMENT OF ALEX SCHOLTZ TO THE COMMISSION FOR PERSONS WITH DISABILITIES. TERM EXPIRES DECEMBER 12, 2023.

Attachments: [Alex Scholtz 11.18.19.pdf](#)
[APT Commission for Persons with Disabilities Ordinance 11.21.19.pdf](#)
[Applicants - Commission for Persons with Disabilities - 11.18.19.pdf](#)
[Current - No Entries in Database.pdf](#)

This Appointment was approved on the Consent Calendar.

28. [AP120319LM](#)

APPOINTMENT OF LEMUEL MASON TO THE COMMISSION FOR PERSONS WITH DISABILITIES. TERM EXPIRES DECEMBER 12, 2023.

Attachments: [Lemuel Mason 11.18.19.pdf](#)
[APT Commission for Persons with Disabilities Ordinance 11.21.19.pdf](#)
[Applicants - Commission for Persons with Disabilities - 11.18.19.pdf](#)
[Current - No Entries in Database.pdf](#)

This Appointment was approved on the Consent Calendar.

29. [AP120319MD](#)

APPOINTMENT OF MARTHA MUNOZ-DRUMMOND TO THE COMMISSION FOR PERSONS WITH DISABILITIES. TERM EXPIRES DECEMBER 12, 2023.

Attachments: [Martha Munoz-Drummond 11.18.19.pdf](#)
[APT Commission for Persons with Disabilities Ordinance 11.21.19.pdf](#)
[Applicants - Commission for Persons with Disabilities - 11.18.19.pdf](#)
[Current - No Entries in Database.pdf](#)

This Appointment was approved on the Consent Calendar.

30. [AP120319KG](#)

APPOINTMENT OF KELLEY GANNON TO THE COMMISSION FOR PERSONS WITH DISABILITIES. TERM EXPIRES DECEMBER 12, 2023.

Attachments: [Kelley Gannon 11.18.19.pdf](#)

[APT Commission for Persons with Disabilities Ordinance 11.21.19.pdf](#)

[Applicants - Commission for Persons with Disabilities - 11.18.19.pdf](#)

[Current - No Entries in Database.pdf](#)

This Appointment was approved on the Consent Calendar.

31. [AP120319AV](#)

APPOINTMENT OF AMY VERST TO THE COMMISSION FOR PERSONS WITH DISABILITIES. TERM EXPIRES DECEMBER 12, 2023.

Attachments: [Amy Verst 11.18.19.pdf](#)

[APT Commission for Persons with Disabilities Ordinance 11.21.19.pdf](#)

[Applicants - Commission for Persons with Disabilities - 11.18.19.pdf](#)

[Current - No Entries in Database.pdf](#)

This Appointment was approved on the Consent Calendar.

32. [AP120319JM](#)

APPOINTMENT OF JOI McATEE TO THE COMMISSION FOR PERSONS WITH DISABILITIES. TERM EXPIRES DECEMBER 12, 2023.

Attachments: [Joi McAtee 11.18.19.pdf](#)

[APT Commission for Persons with Disabilities Ordinance 11.21.19.pdf](#)

[Applicants - Commission for Persons with Disabilities - 11.18.19.pdf](#)

[Current - No Entries in Database.pdf](#)

This Appointment was approved on the Consent Calendar.

33. [AP120319DE](#)

APPOINTMENT OF DIA ERPENBECK TO THE COMMISSION FOR PERSONS WITH DISABILITIES. TERM EXPIRES DECEMBER 12, 2023.

Attachments: [Dia Erpenbeck 11.18.19.pdf](#)

[APT Commission for Persons with Disabilities Ordinance 11.21.19.pdf](#)

[Applicants - Commission for Persons with Disabilities - 11.18.19.pdf](#)

[Current - No Entries in Database.pdf](#)

This Appointment was approved on the Consent Calendar.

34. [AP120319AM](#)

**APPOINTMENT OF AARON MILLER TO THE LIBRARY ADVISORY COMMISSION.
TERM EXPIRES DECEMBER 31, 2020.**

Attachments: [Aaron Miller 11.18.19.pdf](#)
[APT Library Advisory Commission 11.21.19.pdf](#)
[Applicants - Library Advisory Commission - 11.18.19.pdf](#)
[Current - Library Advisory Commission - 11.18.19.pdf](#)

This Appointment was approved on the Consent Calendar.

35. [AP120319ML](#)

**APPOINTMENT OF MICHELLE LEPORATTI TO THE TREE ADVISORY COMMITTEE.
TERM EXPIRES NOVEMBER 29, 2022.**

Attachments: [Michelle Leporatti 11.18.19.pdf](#)
[APT Louisville Metro Tree Advisory Committee 11.21.19.pdf](#)
[Applicants - Tree Advisory Committee - 11.18.19.pdf](#)
[Current - Tree Advisory Committee - 11.18.19.pdf](#)

This Appointment was approved on the Consent Calendar.

36. [RP120319CC](#)

**REAPPOINTMENT OF CAROL CLARK TO THE AFFORDABLE HOUSING TRUST
FUND BOARD. TERM EXPIRES DECEMBER 31, 2022.**

Attachments: [Carol Clark 11.18.19.pdf](#)
[APT Affordable Housing Trust Fund Board 11.21.19.pdf](#)
[Applicants - Affordable Housing Trust Fund Board - 11.18.19.pdf](#)
[Current - Affordable Housing Trust Fund Board - 11.18.19.pdf](#)

This Appointment was approved on the Consent Calendar.

37. [RP120319CH](#)

**REAPPOINTMENT OF CHRISTOPHER HARAGAN TO THE AFFORDABLE HOUSING
TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2022.**

Attachments: [Christopher Haragan 11.18.19.pdf](#)
[APT Affordable Housing Trust Fund Board 11.21.19.pdf](#)
[Applicants - Affordable Housing Trust Fund Board - 11.18.19.pdf](#)
[Current - Affordable Housing Trust Fund Board - 11.18.19.pdf](#)

This Appointment was approved on the Consent Calendar.

38. [AP120319JC](#)

APPOINTMENT OF J.D. CAREY TO THE AFFORDABLE HOUSING TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2022.

Attachments: [J.D. Carey 11.18.19.pdf](#)

[APT Affordable Housing Trust Fund Board 11.21.19.pdf](#)

[Applicants - Affordable Housing Trust Fund Board - 11.18.19.pdf](#)

[Current - Affordable Housing Trust Fund Board - 11.18.19.pdf](#)

This Appointment was approved on the Consent Calendar.

39. [AP120319KD](#)

APPOINTMENT OF KATHARINE DOBBINS TO THE AFFORDABLE HOUSING TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2022.

Attachments: [Katharine Dobbins 11.18.19.pdf](#)

[APT Affordable Housing Trust Fund Board 11.21.19.pdf](#)

[Applicants - Affordable Housing Trust Fund Board - 11.18.19.pdf](#)

[Current - Affordable Housing Trust Fund Board - 11.18.19.pdf](#)

This Appointment was approved on the Consent Calendar.

40. [AP120319KS](#)

APPOINTMENT OF KIM SICKLES TO THE AFFORDABLE HOUSING TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2022.

Attachments: [Kim Sickles 11.18.19.pdf](#)

[APT Affordable Housing Trust Fund Board 11.21.19.pdf](#)

[Applicants - Affordable Housing Trust Fund Board - 11.18.19.pdf](#)

[Current - Affordable Housing Trust Fund Board - 11.18.19.pdf](#)

This Appointment was approved on the Consent Calendar.

Legislation forwarded from PLANNING AND ZONING COMMITTEE42. [R-162-19](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$2,100 FROM THE KENTUCKY HERITAGE COUNCIL TO FUND THE LOUISVILLE-JEFFERSON COUNTY METRO GOVERNMENT LANDMARKS BROCHURE PROJECT TO BE ADMINISTERED BY DEVELOP LOUISVILLE.

Sponsors:Primary Madonna Flood (D-24)

Attachments: [R-162-19 V.1 112119 Mayor Accept \\$2,100 for Landmarks Brochure Project.pdf](#)

This Resolution was adopted on the Consent Calendar.

Enactment No: Resolution 133-2019

Legislation forwarded from PUBLIC WORKS COMMITTEE

43. [R-161-19](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$290,000 OF ADDITIONAL FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR THE A.B. SAWYER PARK SHARED-USE PATH CONNECTOR TO BE ADMINISTERED BY PUBLIC WORKS & ASSETS.

Sponsors:Primary Marilyn Parker (R-18)

Attachments: [R-161-19 111819 Mayor Accept Funds for AB Sawyer Park Shared Path.pdf](#)
[RES \\$290,000 KYTC LL AB Sawyer Park Supp No 1 PWA NOV2019.pdf](#)

This Resolution was adopted on the Consent Calendar.

Enactment No: Resolution 134-2019

Old Business

Council President James announced that the sponsor of Item 53 (O-368-19) withdrew sponsorship and it would not be discussed, and that the sponsors of Items 45 (O-385-19) and 50 (O-373-19) requested these items be held at the Council level.

44. [R-166-19](#)

A RESOLUTION OVERTURNING THE DECISION OF THE LANDMARKS COMMISSION DESIGNATING THE PROPERTY LOCATED AT 2914 S. 3RD STREET AND 2911 S. 4TH STREET IN LOUISVILLE METRO AS A LOCAL LANDMARK (CASE NO. 19DESGNATION1000) (AS AMENDED).

Sponsors: Primary Kevin Triplett (D-15)

Attachments: [R-166-19 V.2 FAM Overturn Holy Name Landmark 121219.pdf](#)

[R-166-19 V.1 112119 Overturn Landmarking of Holy Name Complex 19DESGNATION1000.pdf](#)

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

Council Member Flood gave an overview of the need for this legislation that included the following information:

- the Holy Name Complex consists of five buildings, and four of the buildings were going to be demolished to allow for an expansion of Catholic Charities;
- the new structures are needed for the active parish to have services and allow the Catholic Charities to expand their religious mission; and
- during the process of getting demolition permits, there were people who began the process of having the property designated as a Historic Landmark.

A motion was made by Council Member Flood, seconded by Council Member Engel, to invoke Rule 5.11(e) to limit debate to 90 minutes. The motion to limit debate carried by a voice vote.

Council Member Triplett referred to the vital services Catholic Charities offers to the struggling neighborhood where this property is located, and how during a budget crisis such resources mean even more.

Council Member Triplett spoke about how the buildings are in such bad condition that the parish brought in professional architects and designers to inspect the buildings and they found that they are inadequate to support the necessary loading requirements and rehabing them is economically unfeasible. He also mentioned that Catholic Charities has a track record for repurposing properties and buildings, as they did at Most Blessed Sacrement. Council Member Triplett noted that if the landmarking remains there could be five vacant buildings on this property if Catholic Charities leaves due to being unable to use the property to adequately fulfill its mission.

Council Member Triplett spoke about the decision to landmark the buildings and the failure to consider the economic hardship rehabilitating the buildings would put on Catholic Charities.

Enactment No: Resolution 135-2019

Council Member Coan said that he did not dispute the Council's authority to overturn a landmark designation and that the Resolution offers alternative findings of fact based on the criteria the Landmark Commission is supposed to consider, but he thinks its important to make sure the Council understands the process since there have been changes with respect to the demolition of buildings. He explained that the economic hardship issue is a separate process and is not one of the criteria in the designation of a landmark, and that the reasons considered for overturing the landmarking should be those outlined in the Resolution and not the economic hardship issue. He also mentioned the recent changes to the Landmarks Ordinance as it pertains to economic hardships and how a record of the economic hardship can be established at the Landmark Commission level so that the Council can properly consider it, but is should not be the only reason considered. He suggested that as a matter of precedence the new laws should be applied correctly as more cases arise and the Landmarks Commission and Council get better at understanding them.

A motion was made by Council Member Coan, seconded by Council Member Yates, that this Resolution be amended as follows:

- on page 2, in the first whereas clause, change "qualifies" to "would qualify"
- on page 2, in the second whereas clause on this page:
 - after "requested" add "considerable evidence of"
 - after "hardship" delete "exemption"
 - after "local landmark" delete "presenting considerable evidence relevant to that exemption"
- on page 3, subsection (1)b, add "significantly" before "influenced"
- on page 5, subsection (2), change it to read as follows: "(2) With respect to LMCO 32.260(O)(f), the Commissioner's comment that the 'Metro Council's ignorance' that economic hardship evidence presented was not at all considered and no finding was made with respect thereto. This was in error."
- on page 6, subsection c., change "should" to "may"

Council Member Flood asked for the County Attorney's opinion regarding the amendments. Travis Fiechter, Jefferson County Attorney's Office, stated that the proposed amendments did not negatively impact the Resolution.

Council Member Yates stated that the proposed amendments do not change the intent of the Resolution, but rather they clarify that if the Council voted to overturn the landmark designation it was only considering what it was allowed to within the set parameters.

The motion to amend carried by the following vote:

Yes: 19 - Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Fox, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Yates and Ackerson

No: 4 - Green, Fowler, Triplett and Flood

Excused: 1 - Shanklin

Abstain: 2 - Kramer and Blackwell

Enactment No: Resolution 135-2019

Council Member Reed resumed discussions of the newly amended Resolution and asked if the recent changes to the Landmarks Ordinance requires or allows the Landmarks Commission to consider financial hardship.

Travis Fiechter responded by reading from the Landmarks Ordinance [LMCO 32.260(O)(2)(f)] which states that "...the Commission may determine whether the structure or site owner(s) would qualify for an economic hardship exemption...."

Council Member Hollander explained that he's going to vote against this Resolution because the consideration of economic hardship is not before us, and that at the Council level there has been virtually no real discussion about the historic relevance of these buildings.

Council Member Fowler spoke of her concern that the Landmarks Commission uses the designation process to block development they do not want. She also stated that the subject property is in a blighted neighborhood that needs this development and that they should not be telling the church how it can do business.

Council Member George explained that she would be voting against this Resolution. She expressed that she respected Holy Name and the value of their work, that she understood the challenges of maintaining such an old building, and that she also valued the historical integrity of the property and was not convinced that demolishing a historic building in favor of a parking lot was in the best interest of the community.

Council Member Winkler asserted that the landmarking process should not be used as a weapon and that anyone concerned with the historic significance of a structure should request that it be landmarked immediately and not wait until a development plan is initiated.

A motion was made by Council Member McCraney to table this Resolution.

President James asked what the time limitation was on this legislation before the motion to table be considered.

Travis Fiechter stated that a decision was required by February 14, 2020 and that there was one additional Council meeting before then, and President James proceeded with the request for a motion to table.

A second was made by Council Member Green. The motion to table failed by a voice vote.

Council Member Flood spoke about how the Resolution listed several alternative findings of fact that explain why the subject property would not meet the criteria to be designated as a historic landmark.

Council Member Fowler suggested that a process be put in place to identify places in the community that have historic significance and that such a process move quickly because she will continue to support overturning landmark designations that are initiated to stop unwanted development.

Enactment No: Resolution 135-2019

Council Member Yates spoke about how the Council changed the process for designating landmarks to give them the authority to review such designations, and that each Council Member must consider what is good for their District and the city because there may be some things that meet the required criteria but do not take other things into consideration. Additionally, though he feels that the Landmarks Commission will get the message if the Council continues to overturn some of the landmarks designations, he does not want to deter people from serving as a member on the Landmarks Commission because he knows that the members care about their community and that there are a lot of great treasures in the Metro area that should be preserved. He noted that several things have been designated as historical landmarks in the last five years and that the Commission is not only concerned about the historical significance of a structure but they are also concerned with how it can be preserved. He also spoke about the process being long and a lot to go through but that it allows people an opportunity to appeal to the Council, and that he supported the amendments to the Resolution because they help clarify the language in case there is an appeal filed against the Council's decision.

Council Member Blackwell explained that for the sake of appearances he would be abstaining from any discussion and vote in this matter because although he does not work for the Catholic Charities he does work for the Archdiocese.

Council Member Kramer explained that, out of an abundance of caution, he too would be abstaining because he teaches at Mercy Academy.

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

Yes: 19 - Green, Dorsey, Sexton Smith, Purvis, James, McCraney, Mulvihill, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, Engel, Peden, Flood and Yates

No: 4 - Coan, Hollander, George and Ackerson

Excused: 1 - Shanklin

Abstain: 2 - Kramer and Blackwell

Enactment No: Resolution 135-2019

45. [O-385-19](#)

AN ORDINANCE AMENDING CHAPTER 42 OF THE LOUISVILLE/JEFFERSON COUNTY METRO CODE OF ORDINANCES TO PROVIDE FOR THE ABILITY OF A PERSON OR ENTITY TO MANAGE TWO METRO OWNED GOLF COURSES.

Sponsors: Primary Cindi Fowler (D-14)

Attachments: [O-385-19 V.1 112119 Amend LMCO Chapter 42.pdf](#)

[O-385-19 PROPOSED FAM 010920 - Peden Amendment.pdf](#)

This item was held at the request of the sponsor.

46. [CIF120419MP22](#)

APPROPRIATING [\$16,900] \$24,900 FROM CAPITAL INFRASTRUCTURE FUNDS IN THE FOLLOWING MANNER: \$10,000 FROM DISTRICT 22; \$1,000 EACH FROM DISTRICTS 1, 7, 13, 14, 16, 19, 20, 23, 24, AND 25; \$500 EACH FROM DISTRICTS [13, 14,] 2, 3, 10, 11, 12, 15, AND 18; \$250 EACH FROM DISTRICTS 4, 8, 9, AND 17 [19]; AND \$200 EACH FROM DISTRICTS 6 AND 21; TO LOUISVILLE METRO PARKS TO DEMOLISH EXISTING BATHROOMS AND BUILD ADA COMPLIANT BATHROOMS IN FERN CREEK PARK (AS AMENDED).

Sponsors: Primary Robin Engel (R-22), Additional Barbara Sexton Smith (D-4), Additional David James (D-6), Additional Paula McCraney (D-7), Additional Brandon Coan (D-8), Additional Bill Hollander (D-9), Additional Mark H. Fox (D-13), Additional Cindi Fowler (D-14), Additional Scott Reed (R-16), Additional Marilyn Parker (R-18), Additional Anthony Piagentini (R-19), Additional Stuart Benson (R-20), Additional Nicole George (D-21) and Additional David Yates (D-25)

Attachments: [CIF120419MP22 as of 122319.pdf](#)

[CIF120419MP22 - Handout from 121219 Council Meeting.pdf](#)

[CIF120419MP22 - Additional Money Added During 121219 Council Meeting.pdf](#)

A motion was made by Council Member Benson, seconded by Council Member Engle, that this Capital Infrastructure Fund be approved.

A motion was made by Council Member Blackwell, seconded by Council Member Peden, that this Capital Infrastructure Fund be reconsidered, and the motion to reconsider carried by a voice vote.

Council Member Engel explained that this item was being reconsidered because it was already approved at the Appropriations Committee meeting and would usually not be heard before the full Council but other Council Members were interested in contributing. He discussed the Miracle League and its partnership with various businesses that have provided a wheelchair-friendly state-of-the-art turf field for persons with disabilities at Fern Creek Park, including dugouts, a scoreboard, and play park. He provided a handout (attached) that provides details about the project. He conveyed the details about the part of the project being funded by this Capital Infrastructure Fund, which is an ADA-compliant bathroom at Fern Creek Park.

A motion was made by Council Member Engel, seconded by Council Member Peden, that this Capital Infrastructure Fund be amended as follows:

- Add \$1,000 each from Districts 1, 23, and 24
- Add an additional \$750 from District 19
- Add an additional \$500 each from Districts 13 and 14
- Add \$500 each from Districts 2, 3, 10, 11, 12, and 15
- Add \$250 from District 17

The motion to amend carried by a voice vote for a new total amount appropriated of \$24,900.

The motion to approve the amended Capital Infrastructure Fund carried by the following vote:

Yes: 24 - Green, Dorsey, Sexton Smith, James, McCraney, Coan, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood, Yates and Ackerson

Excused: 1 - Shanklin

Absent: 1 - Purvis

47. [R-163-19](#)

A RESOLUTION APPROVING THE JEFFERSON COUNTY CLERK'S 2020 BUDGET (AMENDMENT BY SUBSTITUTION).

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

Attachments: [R-163-19 V.2 FABS Jeff. Co. Clerk's Budget.pdf](#)

[Jefferson County Clerk Year 2020 REVISED Budget](#)

[R-163-19 V.1 112119 Jefferson County Clerk's Budget for 2020.pdf](#)

[PROPOSED R-163-19 CABS Jeff. Co. Clerk's Budget.pdf](#)

[This has been replaced: Clerk 2020 Budget Request.pdf](#)

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

Council Member Hollander explained that the Jefferson County Clerk's 2020 budget passed unanimously in committee, but it had been previously amended and the amended version was attached but was not brought forward for approval at the committee meeting. He referred to the proposed amendment by substitution version that needed to be considered for approval.

A motion was made by Council Member Hollander, seconded by Council Member Peden, that this Resolution be amended by substitution with the attached document titled "PROPOSED R-163-19 CABS Jeff. Co. Clerk's Budget.pdf." The motion to amend by substitution carried by a voice vote.

Enactment No: Resolution 136-2019

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

Enactment No: Resolution 136-2019

48. [O-369-19](#)

AN ORDINANCE OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT REQUIRING THE PARKING AUTHORITY OF RIVER CITY, INC. ("PARC") TO ISSUE A REQUEST FOR PROPOSAL FOR A CONSULTANT TO STUDY THE EXPANSION OF ON STREET PARKING METERS, SPECIFICALLY EVALUATING IMPLEMENTATION BY PRIVATIZATION, PUBLIC OPERATION AND PARTNERSHIP THEREOF; AND TO STUDY COMPLETE PRIVATIZATION OF CURRENT AND PROPOSED EXPANSION OF ON STREET PARKING METERS (AS AMENDED).

Sponsors: Primary David Yates (D-25) and Additional Anthony Piagentini (R-19)

Attachments: [O-369-19 V.2 FAM PARC Study 121219.pdf](#)

[O-369-19 ATTACH FAM Request for Proposal 121219.pdf](#)

[O-369-19 PROPOSED - ATTACH FAM Request for Proposal 121219.pdf](#)

[O-369-19 V.1 112119 Require RFP Parking Meters.pdf](#)

[O-369-19 ATTACH Request for Proposal 112119.pdf](#)

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

Council Member Yates explained that this was for a request for proposal for a consultant to provide the information needed to determine if on-street parking meters need to be expanded in certain areas and whether a private company or PARC or a combination of the two should be in charge of them. He then explained some amendments to the Ordinance and Scope of Work.

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

- Add a new Section IV to the Ordinance that reads as follows: "PARC shall review and consult with the Metro Council President and Chair of the Labor and Economic Development Committee in determination of the acceptance or refusal of each submitted bid."
- Add a new paragraph 2 to Task One that reads as follows: "Receive input from businesses, business associations, and neighborhood organizations where new meters and new metered spaces are contemplated regarding impact, support, opposition, and any concerns or questions related to the new meters."
- Add a new paragraph 4 to Task One that reads as follows: "Analyze implementation of dynamic pricing: locations, events, times"
- Add a new subsection c to paragraph 5 that reads as follows: "c. dynamic pricing impacts"
- Add a new paragraph 2 to Task Two that reads as follows: "Examine existing data on municipalities that have instituted Parking Benefits Districts. Provide examples of municipalities that have both non-privatized and privatized on street parking meters and Parking Benefits Districts."

The motion to amend carried by a voice vote.

Enactment No: Ordinance 188-2019

Council Member Yates spoke about the study providing information that may help find ways to generate revenue and avoid having discussions about taxes.

Council Member Sexton Smith noted that a vast number of the current parking meters were in District 4, and stated that she was inclined to think the new revenue generated from additional meters should be used to address the budget issue as a whole.

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

Yes: 25 - Green, Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood, Yates and Ackerson

Excused: 1 - Shanklin

Enactment No: Ordinance 188-2019

49. [O-384-19](#)

AN ORDINANCE REQUESTING THE OFFICE OF INTERNAL AUDIT OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT TO CONDUCT A FINANCIAL IMPACT STATEMENT OF THE PARKING AUTHORITY OF RIVER CITY INC. (“PARC”) REQUEST FOR PROPOSAL FOR A CONSULTANT TO STUDY THE EXPANSION OF ON STREET PARKING METERS, SPECIFICALLY EVALUATING IMPLEMENTATION BY PRIVATIZATION, PUBLIC OPERATION AND PARTNERSHIP THEREOF AND TO STUDY COMPLETE PRIVATIZATION OF CURRENT AND PROPOSED EXPANSION OF ON STREET PARKING METERS.

Sponsors: Primary David Yates (D-25)

Attachments: [O-384-19 V.1 112119 PARC Financial Impact Statement.pdf](#)
[OIA Engagement Request Exhibit A- PARC RFP Financial Impact.pdf](#)

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

Council Member Yates withdrew his sponsorship of this Ordinance and it died.

50. [O-373-19](#)

AN ORDINANCE CHANGING THE ZONING FROM R-6 RESIDENTIAL MULTI-FAMILY AND OR-2 OFFICE-RESIDENTIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 768, 810, and 850 BARRET AVENUE AND 1236 EAST BRECKENRIDGE STREET CONTAINING 9.6742 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE0046)(AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-373-19 V.2 CAM 120319 Rezoning from R6 & OR2 to C2 at 768-850 Barret Ave 19ZONE0046.pdf](#)
[19-zone-0046.pdf](#)

[O-373-19 V.1 110719 Rezoning from R6 & OR2 to C2 at 768-850 Barret Ave 19ZONE0046.pdf](#)

[19-ZONE-0046 PC Minutes \(1\).pdf](#)

[19-ZONE-0046 Other Minutes.pdf](#)

[19-ZONE-0046 Staff Reports.pdf](#)

[19-ZONE-0046 Public Materials.pdf](#)

[19-ZONE-0046 Miscellaneous.pdf](#)

[19-ZONE-0046 Oct 17, 2019 PC Mins.pdf](#)

This item was held at the request of the sponsor.

51. [O-378-19](#)

AN ORDINANCE CHANGING THE ZONING FROM C-2 COMMERCIAL TO PDD PLANNED DEVELOPMENT DISTRICT ON PROPERTY LOCATED AT 2294, 2300, 2338, (TB 74A LOTS 12 & 15), & 2340 LEXINGTON ROAD & 2501, 2503, 2509, 2511, & 2515 GRINSTEAD DRIVE CONTAINING 3.523 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1044)(AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-378-19 V.2 CAM 120319 Rezoning from C2 to PDD at 2294-2340 Lexington Rd & 2501-2515 Grinstead Dr 16ZONE1044.pdf](#)
[O-378-19 PROPOSED CAM 120319 16ZONE1044 Approval \(as amended\).pdf](#)
[16zone1044.pdf](#)
[O-378-19 V.1 110719 Rezoning from C2 to PDD at 2294-2340 Lexington Rd & 2501-2515 Grinstead Dr 16ZONE1044.pdf](#)
[16ZONE1044 PC Minutes \(1\).pdf](#)
[16ZONE1044 Other Minutes.pdf](#)
[16ZONE1044 LDT Minutes.pdf](#)
[16ZONE1044 LDT Staff Report.pdf](#)
[16ZONE1044 Staff Reports.pdf](#)
[16ZONE1044 Legal Description.pdf](#)
[16ZONE1044 Applicant Justification.pdf](#)
[16ZONE1044 Traffic Study.pdf](#)
[16ZONE1044 Neighborhood Plan.pdf](#)
[16ZONE1044 Booklet.pdf](#)
[16ZONE1044 Pattern Book.pdf](#)
[16ZONE1044 Public Materials \(1\).pdf](#)
[16ZONE1044 Public Materials \(2\).pdf](#)
[16ZONE1044 Plan.pdf](#)
[16ZONE1044 Oct. 17, 2019 PC Mins.pdf](#)

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

Council Member Flood provided the details of this change in zoning request. She stated that: (1) this started in 2016 and that there were 12 neighborhood meetings from June 2016 to April 2019; (2) there were two public hearings where 46 people spoke in support and 31 spoke in opposition; and (3) the Planning Commission approved with a vote of 4-0. She also spoke about the binding elements that were added at the Planning and Zoning Committee meeting.

Council Member Coan explained that he would be abstaining from participating in this legislation because he performed work for the developers on the subject property prior to taking office as a Council Member.

Council Member Piagentini spoke in support of this legislation and in support of more development like this that improves the city.

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

Yes: 24 - Green, Dorsey, Sexton Smith, Purvis, James, McCraney, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood, Yates and Ackerson

Excused: 1 - Shanklin

Abstain: 1 - Coan

Enactment No: Ordinance 189-2019

41. [O-377-19](#)

AN ORDINANCE CLOSING AN UNNAMED ALLEY EAST OF ETLEY AVENUE AND BEING IN LOUISVILLE METRO (CASE NO. 18STREETS1021).

Sponsors: Primary Madonna Flood (D-24)

- Attachments:** [O-377-19 V.1 110719 Closure of Unnamed Alley E of Etley Ave 18STREETS1021.pdf](#)
[O-377-19 V.1 110719 ATTACH Closure Plat 18STREETS1021.pdf](#)
[18STREETS1021 Staff Report.pdf](#)
[18STREETS1021 Legal Description.pdf](#)
[18STREETS1021 Oct. 17, 2019 PC Mins.pdf](#)

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

Council Member Flood noted that this item was a companion piece to the previous item (O-378-19) and was on Old Business so that Council Member Coan could abstain.

Council Member Coan explained that he would be abstaining for the same reason as before, which was that he performed work for the developers on the subject property prior to taking office as a Council Member.

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

Yes: 24 - Green, Dorsey, Sexton Smith, Purvis, James, McCraney, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood, Yates and Ackerson

Excused: 1 - Shanklin

Abstain: 1 - Coan

Enactment No: Ordinance 190-2019

52. [O-383-19](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 3331 FREYS HILL ROAD CONTAINING 4.69 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1063)(AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-383-19 V.2 CAM 120319 Rezoning from R4 to C2 at 3331 Freys Hill Rd 18ZONE1063.pdf](#)
[O-383-19 PROPOSED CAM 120319 18ZONE1063 Approval \(As Amended\).pdf](#)
[O-383-19 V.1 112119 Rezoning from R4 to C2 at 3331 Freys Hill Rd 18ZONE1063.pdf](#)
[18ZONE1063.pdf](#)
[18ZONE1063 Applicant Exhibits.pdf](#)
[18ZONE1063 Justification Statement.pdf](#)
[18ZONE1063 Legal Description.pdf](#)
[18ZONE1063 Public Materials.pdf](#)
[18ZONE1063 Plan.pdf](#)
[18ZONE1063_LDT Minutes.pdf](#)
[18ZONE1063_LDT Staff Report_092619.pdf](#)
[18ZONE1063_Planning Commission Staff Report_103119.pdf](#)
[2019.10.31 PC Minutes Case No. 18ZONE1063 ONLY.pdf](#)

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

Council Member Flood provided the details of this zoning change. She stated that it allowed for a 46,000-square-foot mini storage area and small office at the rear of an existing activity center.

Council Member Winkler spoke in support of this property that is in his District and briefly explained that he added a few binding elements during the Planning and Zoning Committee meeting that require requests for significant changes to come back before the Council.

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

Yes: 25 - Green, Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood, Yates and Ackerson

Excused: 1 - Shanklin

Enactment No: Ordinance 191-2019

53. [O-368-19](#)

AN ORDINANCE APPROPRIATING \$6,000 FROM DISTRICT 3 NEIGHBORHOOD DEVELOPMENT FUNDS; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE STAMINA FOUNDATION, INC. FOR COSTS ASSOCIATED WITH ITS NEW YEAR'S EVE SOIREE FUNDRAISER.

Sponsors: Primary Keisha Dorsey (D-3)

Attachments: [O-368-19 V.1 112119 \\$6K NDF from D3 to Stamina Foundation.pdf](#)
[O-368-19 Stamina Foundation as of 121219.pdf](#)

Sponsorship was withdrawn and this item died.

54. [O-388-19](#)

AN ORDINANCE APPROPRIATING [\$5,100] [\$7,100] \$10,350 IN NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$3,600 FROM DISTRICT 17; \$1,000 EACH FROM DISTRICTS 10 AND 15, 19, AND 24; \$500 EACH FROM DISTRICTS 14, 20, 22, AND 25; AND \$250 EACH FROM DISTRICTS 8, 9, [14,] AND 21; TO CAMP KESEM NATIONAL IN SUPPORT OF THE NEW CAMP CHAPTER AT BELLARMINI UNIVERSITY TO SERVE CHILDREN OF CANCER PATIENTS (AS AMENDED).

Sponsors: Primary Markus Winkler (D-17), Primary Nicole George (D-21), Primary Pat Mulvihill (D-10), Primary Brandon Coan (D-8), Additional Bill Hollander (D-9), Additional Cindi Fowler (D-14), Additional Kevin Triplett (D-15) and Additional David Yates (D-25)

Attachments: [O-388-19 V.3 FAM NDF for Camp Kesem 121219.pdf](#)
[O-388-19 V.2 CAM 120419 \\$7,100 NDF to Camp Kesem National for New Chapter to Serve Children of Cancer Patients.pdf](#)
[O-388-19 V.1 112119 \\$5,100 NDF to Camp Kesem National for New Chapter to Serve Children of Cancer Patients.pdf](#)
[O-388-19 Camp Kesem as of 120319.pdf](#)

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

Council Member Blackwell explained that this item was sent to Old Business so that additional sponsors could be added, and that the original request was for \$21,000 and the current amount contributed was \$7,100.

Council Member Winkler explained that Camp Kesem is a free camp that connects college students (in this case Bellarmine) with children whose parents are suffering from cancer.

A motion was made by Council Member Winkler, seconded by Council Member Benson, that the amended Ordinance be amended as follows:

- Add \$1,000 each from Districts 19 and 24
- Add \$500 each from Districts 20 and 22
- Add an additional \$250 from District 14

The motion to amend carried by a voice vote for a new total amount appropriated of \$10,350.

Enactment No: Ordinance 192-2019

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

Yes: 25 - Green, Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood, Yates and Ackerson

Excused: 1 - Shanklin

Enactment No: Ordinance 192-2019

55. [O-398-19](#)

AN ORDINANCE APPROPRIATING [\$4,000] [\$11,050] \$15,300.00 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$4,000 FROM DISTRICT 14; \$2,000 FROM DISTRICT 9; \$1,000 EACH FROM DISTRICTS 1, 15, AND 25; \$800 FROM DISTRICT 21; \$500 EACH FROM DISTRICTS 2, 4, 7, 10, AND 12, 13, 17, 22, AND 24; \$250 EACH FROM DISTRICTS 6, 8, 19, AND 20; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO LOUISVILLE ASSET BUILDING COALITION, INC. FOR OPERATING EXPENSES ASSOCIATED WITH COORDINATING THE VOLUNTEER INCOME TAX ASSISTANCE PROGRAM (VITA) (AS AMENDED).

Sponsors: Primary Cindi Fowler (D-14), Additional Jessica Green (D-1), Additional Barbara Sexton Smith (D-4), Additional Brandon Coan (D-8), Additional Bill Hollander (D-9), Additional Rick Blackwell (D-12), Additional Kevin Triplett (D-15), Additional Nicole George (D-21) and Additional David Yates (D-25)

Attachments: [O-398-19 V.3 NDF for VITA 121219.pdf](#)
[O-398-19 V.2 CAM 120419 NDF for VITA.pdf](#)
[O-398-19 V.1 112119 NDF for VITA.pdf](#)
[O-398-19 VITA as of 120419.pdf](#)

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

Council Member Blackwell explained that this item was sent to Old Business because it was amended to add more sponsors in committee, and that the original request was for \$30,000 and the current amount contributed was \$11,050.

Council Member Fowler spoke about her experience as a volunteer with VITA for the past 15 years to help people file their tax returns.

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

- Add \$500 each from Districts 2, 7, 10, 13, 17, 22, and 24
- Add \$250 each from Districts 6, 19, and 20

The motion to amend carried by a voice vote for a new total amount appropriated of \$15,300.

[Clerk's Note: The new total amount stated during the meeting was \$15,050 but this amount was incorrect and should have been \$15,300.]

Enactment No: Ordinance 193-2019

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

Yes: 25 - Green, Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood, Yates and Ackerson

Excused: 1 - Shanklin

Enactment No: Ordinance 193-2019

New Business

The Clerk provided a first reading of New Business and the respective committee assignments for the record.

Legislation assigned to APPROPRIATIONS COMMITTEE

56. [O-401-19](#)

AN ORDINANCE AMENDING ORDINANCE NO. 81, SERIES 2019 AND ORDINANCE NO. 82, SERIES 2019 RELATING TO THE FISCAL YEAR 2019-20 OPERATING AND CAPITAL BUDGETS, RESPECTIVELY, BY TRANSFERRING \$130,000 FROM THE DISTRICT 16 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 16 CAPITAL INFRASTRUCTURE FUND.

Sponsors: Primary Scott Reed (R-16)

Attachments: [O-401-19 V.1 121219 TRANSFER \\$130K FROM D16 NDF TO CIF.pdf](#)

57. [O-403-19](#)

AN ORDINANCE APPROPRIATING \$25,100 FROM DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH DEVELOP LOUISVILLE, TO THE METRO HOUSING RESOURCE CENTER FOR EMERGENCY HOME REPAIRS.

Sponsors: Primary Donna L. Purvis (D-5)

Attachments: [O-403-19 V.1 121219 D5 NDF \\$25,100 FOR EMERGENCY HOME REPAIRS.pdf](#)
[O-403-19 MHRC.pdf](#)

58. [O-407-19](#)

AN ORDINANCE APPROPRIATING \$8,250 IN NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 12; \$2,000 FROM DISTRICT 14; \$1,000 FROM DISTRICT 15; AND \$250 FROM DISTRICT 19; TO METRO PARKS FOR THE 2020 RIVERVIEW INDEPENDENCE FESTIVAL.

Sponsors: Primary Rick Blackwell (D-12), Additional Cindi Fowler (D-14), Additional Kevin Triplett (D-15) and Additional Anthony Piagentini (R-19)

Attachments: [O-407-19 V.1 121219 \\$8,250 NDF FOR 2020 RIVER VIEW INDEPENDENCE FESTIVAL.pdf](#)
[O-407-19 RVPF.pdf](#)

Legislation assigned to BUDGET COMMITTEE**59. [O-406-19](#)**

AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE "METRO GOVERNMENT" OR THE "ISSUER"), PROVIDING FOR AND AUTHORIZING THE ISSUANCE OF CERTAIN GENERAL OBLIGATION BONDS AND NOTES OF THE METRO GOVERNMENT IN ONE OR MORE SERIES TO FINANCE THE COSTS OF THE PUBLIC PROJECTS AS DESCRIBED IN METRO GOVERNMENT'S FISCAL YEAR 2019-20 CAPITAL PROJECT BUDGET; SETTING FORTH THE TERMS AND CONDITIONS ON WHICH THE BONDS AND NOTES ARE TO BE ISSUED AND PROVIDING FOR A COMPETITIVE, ADVERTISED SALE THEREOF; DEFINING AND PROVIDING FOR THE RIGHTS OF THE HOLDERS OF THE BONDS AND NOTES AND PROVIDING FOR THE APPLICATION OF THE PROCEEDS THEREOF; AND TAKING OTHER RELATED ACTION RELATING TO THE ISSUANCE AND SALE OF THE BONDS AND NOTES.

Sponsors:Primary Bill Hollander (D-9)

Attachments: [O-406-19 V.1 121219 Bonds for FY 2019-20 Captial Project Budget.pdf](#)

Legislation assigned to COMMITTEE ON COMMITTEES**60. [R-177-19](#)**

A RESOLUTION AMENDING SECTION 4.07 OF THE RULES OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT COUNCIL TO GIVE METRO COUNCIL THE OPTION OF REQUESTING A FINANCIAL IMPACT STATEMENT ON RESOLUTIONS PENDING BEFORE COUNCIL

Sponsors:Primary Cindi Fowler (D-14)

Attachments: [R-177-19 V.1 120919 Amend Rules RE Financial Impact Statement.pdf](#)
[metro_council_rules_as_amended_on_10-28-19.pdf](#)

Legislation assigned to LABOR AND ECONOMIC DEVELOPMENT COMMITTEE**61. [R-168-19](#)**

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR LMPD CONCERNING CLINICAL FORENSIC MEDICINE OF LIVING PEOPLE - (UNIVERSITY OF LOUISVILLE - \$125,000.00).

Sponsors:Primary David Yates (D-25)

Attachments: [R-168-19 V.1 121219 Contract for LMPD for Forensic Medicine at UL.pdf](#)
[University of Louisville Research Foundation Dept of Pediatric Medicine](#)

62. [R-171-19](#)

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

Sponsors:Primary David Yates (D-25) and Primary Anthony Piagentini (R-19)

Attachments: [R-171-19 V.1 121219 Local Incentives for TTA, LLC.pdf](#)
[R-171-19 - TTA, LLC - KBI Board Report - 2-22-18.pdf](#)
[TTA, LLC - Local Support ltr. - 2-15-18.pdf](#)

63. [R-172-19](#)

A RESOLUTION AMENDING RESOLUTION NO. 38, SERIES 2014, REGARDING THE GRANTING OF LOCAL INCENTIVES TO RXC ACQUISITION COMPANY DBA RXCROSSROADS PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32, TO INCLUDE AN ADDITIONAL APPROVED AFFILIATE OF RXCROSSROADS 3PL, LLC, AND TO APPROVE OF ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF.

Sponsors:Primary David Yates (D-25) and Primary Anthony Piagentini (R-19)

Attachments: [R-172-19 V.1 121219 Local Incentives for RXCrossroads.pdf](#)
[RxC Acquisition Company Local Resolution #19528.pdf](#)

64. [R-173-19](#)

A RESOLUTION AMENDING RESOLUTION NO. 117, SERIES 2012, REGARDING THE GRANTING OF LOCAL INCENTIVES TO RXC ACQUISTION COMPANY DBA RXCROSSROADS PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32, TO INCLUDE AN ADDITIONAL APPROVED AFFILIATE OF RXCROSSROADS 3PL, LLC, AND TO APPROVE OF ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF.

Sponsors: Primary Anthony Piagentini (R-19) and Primary David Yates (D-25)

Attachments: [R-173-19 V.1 121219 Local Incentives for RXCrossroads.pdf](#)
[RxC Acquisition Company Local Resolution #18413.pdf](#)

65. [R-174-19](#)

A RESOLUTION AMENDING RESOLUTION NO. 38, SERIES 2014, REGARDING THE GRANTING OF LOCAL INCENTIVES TO RXC ACQUISTION COMPANY DBA RXCROSSROADS PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

Sponsors: Primary Anthony Piagentini (R-19) and Primary David Yates (D-25)

Attachments: [R-174-19 V.1 121219 Local Incentives for RXCrossroads.pdf](#)
[RXC Acquisition Company dba RXCrossroads- KEDFA Prelim April 28, 2016.pdf](#)
[RXC Acquisition Company dba RXCrossroads- Louisville Metro support letter.pdf](#)

Legislation assigned to PLANNING AND ZONING COMMITTEE**66. [O-402-19](#)**

AN ORDINANCE CHANGING THE ZONING FROM R-5 RESIDENTIAL SINGLE FAMILY TO OR-1 OFFICE/RESIDENTIAL ON PROPERTY LOCATED AT 3700 BROWNSBORO ROAD CONTAINING 0.24 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE0049).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [19-ZONE-0049.pdf](#)

[O-402-19 V.1 121219 Rezoning from R5 to OR1 at 3700 Brownsboro Rd 19ZONE0049.pdf](#)

[19-ZONE-0049 Other Minutes.pdf](#)

[19-ZONE-0049 Staff Reports.pdf](#)

[19-ZONE-0049 Legal Description.pdf](#)

[19-ZONE-0049 Applicant Booklet.pdf](#)

[19-ZONE-0049 Applicant Booklet 2.pdf](#)

[19-ZONE-0049 Plan.pdf](#)

[19-ZONE-0049 PC Minutes.pdf](#)

67. [R-169-19](#)

A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW THE LAND DEVELOPMENT CODE REGULATIONS WITH REGARD TO CHANGING IMAGE SIGNS AND THE PROTECTION OF RESIDENTIALLY USED PROPERTY.

Sponsors: Primary James Peden (R-23)

Attachments: [R-169-19 V.1 121219 PC Review LDC for Changing Image Signs to Protect Residential Property.pdf](#)

Legislation assigned to PUBLIC SAFETY COMMITTEE**68. [R-170-19](#)**

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$103,714 FROM THE KENTUCKY OFFICE OF HOMELAND SECURITY FY19 STATE HOMELAND SECURITY GRANT PROGRAM TO BE USED FOR THE PURPOSE OF PURCHASING AN X-RAY SYSTEM WITH RELATED EQUIPMENT AND BOMB SUIT PROTECTIVE ENSEMBLES TO BE ADMINISTERED BY THE LOUISVILLE METRO POLICE DEPARTMENT.

Sponsors: Primary Jessica Green (D-1)

Attachments: [R-170-19 V.1 121219 DHS Grant X-Ray System.pdf](#)

Legislation assigned to PUBLIC WORKS COMMITTEE**69. [O-408-19](#)**

AN ORDINANCE DEDICATING TO THE CITY OF BELLEMEADE THE PORTION OF NORTH CHADWICK ROAD BETWEEN SHELBYVILLE ROAD AND WHIPPS MILL ROAD THAT LIES WITHIN THE CITY OF BELLEMEADE SO THAT THE RESPONSIBILITY, CONTROL AND MAINTENANCE WILL BE BORNE BY THE CITY OF BELLEMADE.

Sponsors:Primary Marilyn Parker (R-18)

Attachments: [O-408-19 V.1 121219 Dedicating N Chadwick Rd to City of Bellemeade.pdf](#)

70. [R-178-19](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$203,000 OF FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR THE CONSTRUCTION PHASE FOR THE KENWOOD ELEMENTARY SAFE ROUTES TO SCHOOL PROJECT ADMINISTERED BY THE DEPARTMENT OF PUBLIC WORKS & ASSETS.

Sponsors:Primary Mark H. Fox (D-13)

Attachments: [R-178-19 V.1 121219 Accept \\$203K from KYTC for Kenwood Elementary Safe Routes to School Project.pdf](#)
[RES \\$203,000 KYTC Kenwood Elem School SRTS Supplement #1 PWA JAN2020.pdf](#)

Announcements

Council Member Sexton Smith announced that on Saturday, December 14, 2019 there would be a celebration at the Omni Hotel for the 30th Anniversary of the West Louisville Performing Arts Academy, formerly the West Louisville Boys Choir and the West Louisville Girls Choir.

Council Member Sexton Smith also announced that the Butcher Shop would open at the Logan Street Market on Saturday, December 14, 2019.

Council Member McCraney announced that the last Mingle with McCraney meeting for the year would take place on Saturday, December 14, 2019 at the Walden School, with representatives present from EMS, Fire and Rescue, St. Matthews Police Department, Metro Codes and Regulations, the Office for Safe and Healthy Neighborhoods, and the Department of Public Health and Wellness to listen to and answer constituent's questions.

Council President James announced that there would be no other business for Metro Council to discuss this year, and that the next Metro Council meeting would be on Thursday, January 9, 2020 at 6:00 p.m.

Adjournment

Without objection, Council President James adjourned the meeting at 8:34 p.m.