

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Meeting Agenda - Final

Thursday, June 19, 2014

6:00 PM

Council Chambers

Metro Council

*(D) – Attica Scott (1), (D) – Barbara Shanklin (2), (D) – Mary C. Woolridge (3),
(D) – David Tandy (4), (D) – Cheri Bryant Hamilton (5), (D) – David James (6),
(R) – Kenneth C. Fleming (7), (D) – Tom Owen (8), (D) – Tina Ward-Pugh (9),
(D) – Jim King (10), (R) – Kevin Kramer (11), (D) – Rick Blackwell (12),
(D) – Vicki Aubrey Welch (13), (D) – Cindi Fowler (14), (D) – Marianne Butler (15),
(R) – Kelly Downard (16), (R) – Glen Stuckel (17), (R) – Marilyn Parker (18),
(R) – Jerry T. Miller (19), (R) – Stuart Benson (20), (D) – Dan Johnson (21),
(R) – Robin Engel (22), (R) – James Peden (23), (D) – Madonna Flood (24),
(D) – David Yates (25), (D) – Brent Ackerson (26)*

President: Jim King (10)

Pro-Tem: Vicki Aubrey Welch (13)

Call to Order**Members Roll Call:****Address to Council**

1. [ID 14-810](#) Addresses to Council - June 19, 2014

Attachments: [6-19-14- Address to Council Agenda](#)

Guests

2. [ID 14-802](#) Councilwoman Aubrey Welch will recognize Rob and Dana Sample - EMS and PRP Firefighters
3. [ID 14-805](#) Councilman James will introduce LMPD, LTC. Kenton Buckner.

Council Minutes

4. [ID 14-799](#) Regular: Metro Council - June 5, 2014

Attachments: [06-05-14 Action Summary](#)

Committee Minutes

5. [ID 14-744](#) Special: Ad Hoc Committee on Vacant Properties - June 3, 2014

Attachments: [Minutes 6-3-14](#)

6. [ID 14-795](#) Special: Committee on Health, Education and Housing - June 12, 2014

Attachments: [061214 Health Action Summary](#)

7. [ID 14-796](#) Regular: Planning and Zoning, Land Design and Development Committee - June 10, 2014

Attachments: [6-10-14 Zoning Minutes](#)

8. [ID 14-797](#) Special: Public Works, Bridges, and Transportation Committee - June 11, 2014

Attachments: [6-11-14 Public Works Minutes](#)

[6-11-14 Pavement Information](#)

[6-11-14 Pavement Condition Index Maps](#)

9. [ID 14-798](#) Regular: Committee of the Whole - June 5, 2014

Attachments: [Action Summary 06-05-14](#)

10. [ID 14-806](#) Special: Appropriations, NDFs & CIFS Committee - June 11, 2014

Attachments: [Minutes 6-11-14](#)

11. [ID 14-807](#) Special: Budget Committee - June 17, 2014

Attachments: [06-17-14 Budget Action Summary Final](#)
[06-17-14 Budget Action Summary Attachment 1](#)
[06-17-14 Budget Action Summary Attachment 2](#)
[06-17-14 Budget Action Summary Attachment 3](#)
[06-17-14 Budget Action Summary Attachment 4](#)

12. [ID 14-809](#) Regular: Committee on Committees - June 17, 2014

Attachments: [06-17-14 COC Action Summary](#)

Communication From the Mayor

13. [ID 14-800](#) Louisville Zoo Foundation, Inc.: Mark Loyd, Rebecca Phillips (New Appointments)

Attachments: [APPT ZOO FOUNDATION BOARD 1](#)

14. [ID 14-801](#) Tax Appeals Board: W. Clem Russell, Linda English, Mary-John Celletti, Charles Diggs, Jr., Evelyn Pusateri, Sheila Price, James Baker, Lori O’Koon, Ed Allgier, Kathleen Wright, Judge Todd Hollenbach (Temporary).

Attachments: [APPT TAX APPEALS BOARD 1](#)

Special Ordinances and Resolutions

15. [R-150-14](#) A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (LOUISVILLE FEDERATION OF MUSICIANS LOCAL NUMBER 11-637 - \$30,000.00). (Action Required By: June 30, 2014)

Sponsors: Jim King (D-10)

Attachments: [R-150-14 ATTACH](#)

Consent Calendar

Legislation forwarded from APPROPRIATIONS, NDFS AND CIFS

16. [O-338-14](#) AN ORDINANCE APPROPRIATING \$9,771.25 FROM NEIGHBORHOOD DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$4,886.25 FROM DISTRICT 19; \$4,885.00 FROM DISTRICT 20, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE 21ST CENTURY PARKS, INC. FOR THE PURCHASE OF AN ATV. (Action Required By: November 2014)

Sponsors:

Jerry T. Miller (R-19) and Stuart Benson (R-20)

Attachments:[NDF061114CP](#)**Legislative History**

6/11/14	Appropriations, NDFs & CIFs Committee	recommended for approval to the Metro Council
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17. [O-364-14](#) AN ORDINANCE APPROPRIATING \$13,548.62 FROM DISTRICT 11 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO BLACKACRE CONSERVANCY, INC. FOR THE PURCHASE, CONSTRUCTION AND INSTALLATION OF SIGNAGE AND A HOOP HOUSE FOR THE COMMUNITY GARDEN AT BLACKACRE NATURE PRESERVE AND HISTORIC HOMESTEAD. (Action Required By: December 2014)

Sponsors:

Kevin Kramer (R-11)

Attachments:[NDF061114BNPHH](#)**Legislative History**

6/11/14	Appropriations, NDFs & CIFs Committee	recommended for approval to the Metro Council
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18. [O-368-14](#) AN ORDINANCE APPROPRIATING \$62,154.50 FROM DISTRICT 7 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CITY OF ST. MATTHEWS, PURSUANT TO LMCO 97.100 ESTABLISHING A METRO PARTNERSHIP PROGRAM WITH SUBURBAN CITIES FOR WARWICK PARK IMPROVEMENTS. (Action Required By: December 2014)

Sponsors:

Kenneth C. Fleming (R-7)

Attachments:[NDF061114CSM](#)**Legislative History**

6/11/14	Appropriations, NDFs & CIFs Committee	recommended for approval to the Metro Council
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19. [O-371-14](#) AN ORDINANCE APPROPRIATING \$6,750 FROM DISTRICT 26 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CITY OF MEADOWVIEW ESTATES, PURSUANT TO LMCO 97.100 ESTABLISHING A METRO PARTNERSHIP PROGRAM WITH SUBURBAN CITIES FOR A SECURITY CAMERA SYSTEM. (Action Required By: December 2014)

Sponsors: Brent Ackerson (D-26)

Attachments: [NDF061114CME](#)

Legislative History

6/11/14	Appropriations, NDFs & CIFs Committee	recommended for approval to the Metro Council
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Legislation forwarded from BUDGET

20. [R-114-14](#) A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - (JEFFREY O'BRIEN - \$20,000.00). (Action Required By: November 2014)

Sponsors: Jerry T. Miller (R-19)

Attachments: [R-114-14 ATTACH](#)

Legislative History

6/17/14	Budget Committee	recommended for approval to the Metro Council
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21. [O-365-14](#) AN ORDINANCE AMENDING ORDINANCE NO. 112, SERIES 2006, AS AMENDED BY ORDINANCE NO. 168, SERIES 2009; AMENDING ORDINANCE NO. 106, SERIES 2013 AND ORDINANCE NO. 107, SERIES 2013 PERTAINING RESPECTIVELY TO THE 2013-2014 OPERATING AND 2013-2014 CAPITAL BUDGETS BY TRANSFERRING FUNDS FROM OPERATING TO CAPITAL AND BETWEEN CAPITAL PROJECTS. (Action Required By: December 2014)

Sponsors: Marianne Butler (D-15)

Legislative History

6/17/14	Budget Committee	recommended for approval to the Metro Council
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22. [O-366-14](#) AN ORDINANCE AMENDING ORDINANCE NO. 107, SERIES 2013 PERTAINING TO THE 2013-2014 CAPITAL BUDGET, ORDINANCE NO. 159, SERIES 2013, AND ORDINANCE NO. 160, SERIES 2013, BY AMENDING EXISTING AND ESTABLISHING NEW KENTUCKY TRANSPORTATION PROJECTS. (Action Required By: December 2014)
- Sponsors:** Marianne Butler (D-15)
- Legislative History**
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| 6/17/14 | Budget Committee | recommended for approval to the Metro Council |
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23. [O-374-14](#) AN ORDINANCE AMENDING AND RESTATING ORDINANCE NO. 87, SERIES 2012, AUTHORIZING THE ISSUANCE OF UP TO \$7,000,000 PRINCIPAL AMOUNT OF AN INDUSTRIAL BUILDING SOLID WASTE DISPOSAL REVENUE NOTE (RECAST ENERGY LOUISVILLE, LLC PROJECT), SERIES 2014, FOR THE PURPOSE OF FINANCING CERTAIN COSTS RELATING TO CAPITAL IMPROVEMENTS AND EQUIPPING OF FACILITIES LOCATED AT 4200 BELLS LANE, LOUISVILLE, JEFFERSON COUNTY, KENTUCKY; APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT AMONG THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, RECAST ENERGY LOUISVILLE, LLC AND PRESIDENTIAL BANK, FSB AND RELATED DOCUMENTS; AUTHORIZING THE NEGOTIATED SALE OF THE NOTE; AND TAKING OTHER RELATED ACTION. (Action Required By: December 2014)
- Sponsors:** David Tandy (D-4)
- Attachments:** [O-374-14 ATTACH AMENDING & RESTATING ORD 87 SERIES 2013 RECAST](#)
- Legislative History**
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| 6/17/14 | Budget Committee | recommended for approval to the Metro Council |
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Legislation forwarded from COMMITTEE ON HEALTH, EDUCATION, AND HOUSING

24. [R-131-14](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) IN THE AMOUNT OF \$15,000 TO ASSIST NACCHO IN THE HEALTH-IN-ALL-POLICIES LEADERSHIP ACADEMY TO BE HELD IN LOUISVILLE, KENTUCKY, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND WELLNESS.
- Sponsors:** Vicki Aubrey Welch (D-13) and Mary C. Woolridge (D-3)
- Legislative History**
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| 6/12/14 | Committee on Health, Education, and Housing | recommended for approval to the Metro Council |
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27. [O-298-14](#) AN ORDINANCE CHANGING THE ZONING FROM M-2 INDUSTRIAL AND R-6 RESIDENTIAL MULTI-FAMILY TO C-M COMMERCIAL MANUFACTURING AND APPROVING A PARKING WAIVER TO REDUCE THE AMOUNT OF REQUIRED PARKING SPACES FROM 63 TO 20 ON PROPERTY LOCATED AT 1800 AND 1810 R PORTLAND AVENUE CONTAINING 0.64 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19042) (AS AMENDED). (Action Required By: July 3, 2014)

Sponsors: Madonna Flood (D-24)

Attachments: [O-298-14 CASE 19042](#)
[19042 PC Minutes 5-15-14](#)
[19042_PC Minutes](#)
[19042_Legal Description](#)
[19042_PC Staff Report_040314](#)
[19042_Other Staff Report](#)
[19042_LDT Minutes](#)
[19042_LDT Staff report_021314](#)
[19042_Parking Study](#)
[19042_Zoning Justification](#)
[19042_Public Comment](#)
[19042_Plan](#)
[19042 PPP](#)

Legislative History

5/13/14	Planning/Zoning, Land Design and Development Committee	held
6/10/14	Planning/Zoning, Land Design and Development Committee	recommended for approval to the Metro Council
6/10/14	Planning/Zoning, Land Design and Development Committee	amended

28. [O-377-14](#) AN ORDINANCE RELATING TO THE 2014-15 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INCLUDING APPROPRIATIONS AND AUTHORIZATIONS OF FUNDS FOR GENERAL CONSTRUCTION, MAINTENANCE, REPAIR AND IMPROVEMENT OF THE FACILITIES AND ASSETS OF THE GOVERNMENT OF LOUISVILLE/JEFFERSON COUNTY AND OTHER LOUISVILLE METRO-SUPPORTED ACTIVITIES FOR 2014-15. (AS AMENDED) (Action Required By: June 30, 2014)

Sponsors: Marianne Butler (D-15)

Attachments: [O-377-14 COMM AMEND from OMB Capital Budget FY14-15](#)
[O-377-14 Capital Budget FY14-15](#)

Legislative History

6/17/14 Budget Committee recommended for approval to the Metro Council

29. [O-378-14](#) AN ORDINANCE RELATING TO THE 2014-2015 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INCLUDING APPROPRIATIONS AND AUTHORIZATIONS FOR OPERATION, MAINTENANCE, SUPPORT, AND FUNCTIONING OF THE GOVERNMENT AND ITS VARIOUS OFFICERS, DEPARTMENTS, COMMISSIONS, INSTITUTIONS, AGENCIES, AND OTHER METRO-SUPPORTED ACTIVITIES. (AS AMENDED) (Action Required By: June 30, 2014)

Sponsors: Marianne Butler (D-15)

Attachments: [O-378-14 COMM AMEND Operating Budget FY14-15](#)
[O-378-14 COMM AMEND from OMB Operating Budget FY14-15](#)
[O-378-14 ATTACH Exhibit to Operating Ordinance](#)
[O-378-14 Operating Budget FY14-15](#)

Legislative History

6/17/14 Budget Committee recommended for approval to the Metro Council

New Business

Legislation assigned to BUDGET

30. [O-388-14](#) AN ORDINANCE AMENDING ORDINANCE NO. 106, SERIES 2013 AND ORDINANCE NO. 107, SERIES 2013 RELATING TO THE FISCAL YEAR 2013-14 OPERATING AND CAPITAL BUDGET, RESPECTIVELY, BY TRANSFERRING \$25,000 FROM THE DISTRICT 7 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 7 CAPITAL INFRASTRUCTURE FUND. (Action Required By: December 2014)

Sponsors: Kenneth C. Fleming (R-7)

31. [O-389-14](#) AN ORDINANCE AMENDING ORDINANCE NO. 106, SERIES 2013 AND ORDINANCE NO. 107, SERIES 2013 RELATING TO THE FISCAL YEAR 2013-14 OPERATING AND CAPITAL BUDGET, RESPECTIVELY, BY TRANSFERRING \$30,000 FROM THE DISTRICT 16 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 16 CAPITAL INFRASTRUCTURE FUND. (Action Required By: December 2014)

Sponsors: Kelly Downard (R-16)

Legislation assigned to **COMMITTEE ON HEALTH, EDUCATION, AND HOUSING**

32. [R-135-14](#) A RESOLUTION SUPPORTING THE AMENDMENT OF THE KENTUCKY CONSTITUTION §145 TO RESTORE VOTING RIGHTS TO PERSONS CONVICTED OF FELONIES AT THE EXPIRATION OF PROBATION OR FINAL DISCHARGE FROM PAROLE OR MAXIMUM EXPIRATION OF SENTENCE. (Action Required By: December 2014)

Sponsors: Rick Blackwell (D-12), Marianne Butler (D-15), Cheri Bryant Hamilton (D-5), David James (D-6), Attica Scott (D-1), Barbara Shanklin (D-2), David Tandy (D-4), Tina Ward-Pugh (D-9), Mary C. Woolridge (D-3) and Jerry T. Miller (R-19)

33. [R-139-14](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE MARCH OF DIMES GREATER KENTUCKY CHAPTER IN THE AMOUNT OF \$16,040 TO PROVIDE HEALTHY START CENTERING PREGNANCY SERVICES, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC HEALTH AND WELLNESS. (Action Required By: December 2014)

Sponsors: Mary C. Woolridge (D-3)

Legislation assigned to **COMMITTEE ON SUSTAINABILITY**

34. [R-144-14](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$5,000 OF FUNDING FROM LG&E AND KU ENERGY LLC FOR THE PLANTING OF 700 HARDWOOD TREES AT JEFFERSON MEMORIAL FOREST TO BE ADMINISTERED BY THE PARKS DEPARTMENT. (Action Required By: December 2014)

Sponsors: Tom Owen (D-8)

Attachments: [LG&E -KU ENERGY Donation \\$5k for 700 hardwood tree donations to Jeff.Mer](#)

35. [R-146-14](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM COMMONWEALTH OF KENTUCKY, KENTUCKY HERITAGE LAND CONSERVATION FUND BOARD, IN THE AMOUNT OF APPROXIMATELY \$300,000.00 FOR THE ACQUISITION AND MANAGEMENT OF LAND NEAR THE JEFFERSON MEMORIAL FOREST KNOWN AS THE BEAUCHAMP AND GREENWELL PROPERTIES. (Action Required By: December 2014)

Sponsors: Tom Owen (D-8)

Attachments: [KHLCF MOA signed by all parties Dec. 2012](#)
[Purchase agreement signed by Mayor 10252013](#)

Legislation assigned to **PLANNING/ZONING, LAND DESIGN and DEVELOPMENT**

36. [O-382-14](#) AN ORDINANCE AMENDING SECTIONS 32.251, 32.253, 32.256 AND 32.257 OF THE LOUISVILLE/JEFFERSON COUNTY METRO CODE OF ORDINANCES TO ENABLE ACCESSORY STRUCTURES TO BE APPROVED BY STAFF, TO PROVIDE A METHOD TO PROMOTE QUORUMS TO BE AVAILABLE FOR ARCHITECTURAL REVIEW COMMITTEE MEETINGS AND TO ADD AN APPEAL RIGHT OF STAFF DECISIONS. (Action Required By: December 2014)

Sponsors: Tina Ward-Pugh (D-9), Rick Blackwell (D-12) and Tom Owen (D-8)

Attachments: [Ordinance Amending Sections 32.251, 32.253, 32.256 and 32.257](#)
[Related Emails](#)

Legislation assigned to **PUBLIC WORKS, BRIDGES & TRANSPORTATION**

37. [O-392-14](#) AN ORDINANCE AWARDED A COMMUNICATIONS SERVICES FRANCHISE TO BGN NETWORKS LLC PURSUANT TO THE TERMS AND CONDITION IN CHAPTER 116.70 - 116.99 OF THE LOUISVILLE METRO CODE OF ORDINANCES (Action Required By: December 2014)

Sponsors: Marianne Butler (D-15) and Kevin Kramer (R-11)

Attachments: [Franchise Agreement](#)

38. [R-151-14](#) A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET TO DESIGNATE THEIR DEPARTMENT OF HIGHWAYS AS LEAD AGENCY ON THE FAIRDALE VILLAGE ROUNDABOUT PROJECT FOR ALL ACTIVITIES RELATED TO RIGHT OF WAY, UTILITIES AND CONSTRUCTION. (Action Required By: December 2014)

Sponsors: Vicki Aubrey Welch (D-13)

39. [O-394-14](#) AN ORDINANCE AWARDING A COMMUNICATIONS SERVICES FRANCHISE TO SIFI NETWORKS LOUISVILLE LLC PURSUANT TO THE TERMS AND CONDITION IN CHAPTER 116.70 - 116.99 OF THE LOUISVILLE METRO CODE OF ORDINANCES (Action Required By: December 2014)

Sponsors: Marianne Butler (D-15) and Kevin Kramer (R-11)

Attachments: [Franchise Agreement](#)

40. [O-395-14](#) AN ORDINANCE AWARDING A COMMUNICATIONS SERVICES FRANCHISE TO FIBER TECHNOLOGIES NETWORKS, L.L.C. PURSUANT TO THE TERMS AND CONDITION IN CHAPTER 116.70 - 116.99 OF THE LOUISVILLE METRO CODE OF ORDINANCES (Action Required By: December 2014)

Sponsors: Marianne Butler (D-15) and Kevin Kramer (R-11)

Attachments: [Franchise Agreement](#)

Adjournment

Announcements