

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Action Summary - Final

Thursday, July 13, 2017

6:00 PM

Council Chambers

Metro Council

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

President: David Yates (D-25)

Pro-Tem: Bill Hollander (D-9)

Call to Order

President Yatees called the meeting to order at 6:00 PM and asked all to rise for the Pledge of Allegiance.

Members Roll Call

Council Member Green (D-1) arrived at 6:04 PM; Council Member Mulvihill (D-10) arrived at 6:05 PM and Council Member Denton arrived at 6:15 PM.

- Present:** 22 - Council Member Jessica Green (D-1), Council Member Mary C. Woolridge (D-3), Council Member Barbara Sexton Smith (D-4), Council Member Cheri Bryant Hamilton (D-5), Council Member David James (D-6), Council Member Angela Leet (R-7), Council Member S. 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 Vicki Aubrey Welch (D-13), Council Member Marianne Butler (D-15), Council Member Scott Reed (R-16), Council Member Glen Stuckel (R-17), Council Member Marilyn Parker (R-18), Council Member Julie Denton (R-19), Council Member Stuart Benson (R-20), Council Member Robin Engel (R-22), Council Member Madonna Flood (D-24), Council President David Yates (D-25) and Council Member Brent Ackerson (D-26)
- Excused:** 4 - Council Member Barbara Shanklin (D-2), Council Member Cindi Fowler (D-14), Council Member Dan Johnson (D-21) and Council Member James Peden (R-23)

Support Staff

Sarah Martin, Jefferson County Attorney's Office

Clerks

H. Stephen Ott, CKMC and Jess Helton, CKMC

Introduction of Page(s)

1. [ID 17-0972](#)
Council Member Engel introduced Alexis Paige St. Clair as the Page from District 22.
2. [ID 17-0983](#)
Council Member Bryant Hamilton introduced E. J. Fitzpatrick as the Page from District 5.

Address to Council3. [ID 17-0974](#)**Addresses to Council for June 13, 2017**

Attachments: [7-13-17 Address Council Agenda.pdf](#)

The Clerk called forward the following speakers:

Dr. Frank Simon

District 16

Topic: No Sanctuary City and No to Paris Climate Agreement in Louisville

Ashley Campbell (NO SHOW)

District 6

Topic: Affordable Housing (Support)

Dave Cooper

District 26

Topic: Sanctuary Cities (Support)

Clara Ruplinger

District 8

Topic: Sanctuary City (Support)

Philip Lloyd-Sidle

District 9

Topic: Sanctuary City (Support)

Russell Greear

District 9

Topic: Violations of Housing Regulations

Rev. A. Russell Awkard

District 1

Topic: In Support of Council Member Green

Mrs. Lizzie Miller

District 1

Topic: In Support of Council Member Green

Roselyn Kelcy

District 11

Topic: In Support of Council Member Green (#3)

Ashlea Christiansen

NOT A LOUISVILLE RESIDENT

Topic: Marsey's Law Passage in the State Legislature (Support)

Council Member Green took a point of personal privilege and thanked the speakers for their support.

Guests

4. [ID 17-0975](#)

Council Member Hollander introduced Carol Gundersen and Erin Hargrove, of the Food Literacy Project/Youth Community Agriculture Program (YCAP) and the Truck Farm.

5. [ID 17-0977](#)

Council Member Leet recognized and presented a proclamation to Rebecca Kramer, who has been selected to represent the United States of America in the International Air Cadet Exchange to join other teenagers to promote goodwill and friendship between future leaders.

Council Minutes6. [ID 17-0943](#)

Regular: Metro Council - June 22, 2017

Attachments: [06-22-17 Final MC Action Summary Signed.pdf](#)
[06-22-17 UNEDITED Transcript.pdf](#)

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

Committee Minutes

A motion was made by Council Member Sexton Smith, seconded by Council Member Woolridge, that the following Committee Minutes be approved. The motion carried by a voice vote.

7. [ID 17-0973](#)

Regular: Committee of the Whole - June 22, 2017

Attachments: [062217 COW Action Summary.pdf](#)

Communication From Planning and Design Services

The Clerk read the following appointment letters into the record. These appointments require Council approval and were assigned to the Contracts and Appointments Committee.

8. [ID 17-0961](#)

Clifton Architectural Review Committee (ARC) - Edith Nixon, (Reappointment).

Attachments: [APT CLIFTON ARCHITECTURAL REVIEW COMMITTEE 7.10.17.pdf](#)

9. [ID 17-0962](#)

Individual Landmarks Architectural Review Committee (ARC) - Daniel Preston, (Reappointment).

Attachments: [APT INDIVIDUAL LANDMARKS ARCHITECTURAL REVIEW COMMITTEE 7.10.17.pdf](#)

Communication From the Mayor

The Clerk read the following appointment letters into the record. Those appointments requiring Council approval were assigned to the Contract and Appointments Committee.

10. [ID 17-0955](#)

Board of Zoning Adjustment - Lester Turner, Jr., (Reappointment).

Attachments: [APT BOARD OF ZONING ADJUSTMENT 7.10.17.pdf](#)

11. [ID 17-0956](#)

Ethics Commission - Robert Boyd, (New Appointment), Terry Conway, (Reappointment).

Attachments: [APTS ETHICS COMMISSION 7.10.17.pdf](#)

12. [ID 17-0957](#)

Lake Dreamland Fire Protection District Board - Tony Cipolla, (Reappointment).

Attachments: [APT LAKE DREAMLAND FIRE PROTECTION DISTRICT BOARD 7.10.17.pdf](#)

13. [ID 17-0959](#)

Okolona Fire Protection District Board - John Flood, (Reappointment).

Attachments: [APT OKOLONA FIRE PROTECTION DISTRICT BOARD 7.10.17.pdf](#)

14. [ID 17-0958](#)

Medical Center Commission - David Joos, (New Appointment), Metro Council approval is not required.

Attachments: [APT MEDICAL CENTER COMMISSION-Metro Council Approval is not Required 7.10.17.pdf](#)

15. [ID 17-0960](#)

Parks Advisory Commission - Louisville and Jefferson County, Jennifer Gardner, Taylor Amerman, (New Appointments), Metro Council approval is not required.

Attachments: [APTS PARKS ADVISORY COMMISSION - LOUISVILLE AND JEFF CO - Metro Council Approval is not Required 7.10.17.pdf](#)

Old Business

Pursuant to Metro Council Rule 7.10

“...at any time, upon presentation to the chairperson of a petition signed by fourteen (14) members of the Council, a subject may be recalled from the committee and forthwith considered by the Council in the same manner as if the committee had reported.”

Budget Committee Chairwoman Butler submitted a discharge petition for Resolution R-079-17 to the Council President's Office and the Council Clerk.

16. [R-079-17](#)

A RESOLUTION OF OFFICIAL INTENT OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT TO FINANCE THE ACQUISITION, CONSTRUCTION, RENOVATION AND IMPROVEMENT OF CERTAIN CAPITAL PROJECTS OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND ITS AGENCIES AND DEPARTMENTS FROM THE PROCEEDS OF ONE OR MORE PROPOSED ISSUES OF GENERAL OBLIGATION BONDS AND GENERAL OBLIGATION NOTES.

Sponsors:Primary Marianne Butler (D-15)

Attachments: [R-079-17 V.1 062217 Official Intent to Finance Capital Projects.pdf](#)
[R-079-17 PROPOSED AMENDMENT Official Intent to Finance Capital Projects.pdf](#)
[RES 057 2017.pdf](#)

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

Council Member Butler spoke to the item.

A motion was made by Council Member Butler, seconded by Council Member Kramer, that this Resolution be amended by changing the amount in SECTION II (a), fifth line from \$56,935,000 to \$63,493,200 and in (b), third line, insert Ordinance No. "115".

The motion to amend carried by a voice vote.

Enactment No: Resolution 057-2017

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

Enactment No: Resolution 057-2017

New Business

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

Legislation assigned to APPROPRIATIONS, NDFS AND CIFS COMMITTEE17. [O-213-17](#)

AN ORDINANCE APPROPRIATING (\$5,500) \$6,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,500 FROM DISTRICT 9; \$500 EACH FROM DISTRICTS 7, 10, 12, 13, 14, AND 15; AND \$250 EACH FROM DISTRICTS 2, 4, (AND) 22, AND 23; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO ST. JOSEPH CHILDREN'S HOME FOR COSTS ASSOCIATED WITH SECURITY MEASURES FOR THE 168TH ST. JOE'S PICNIC FOR THE KIDS. (AS AMENDED).

Sponsors:Primary Bill Hollander (D-9), Primary Barbara Shanklin (D-2), Primary Pat Mulvihill (D-10), Primary Rick Blackwell (D-12), Primary Vicki Aubrey Welch (D-13), Primary Cindi Fowler (D-14), Primary Marianne Butler (D-15), Primary Robin Engel (R-22), Additional Barbara Sexton Smith (D-4), Additional James Peden (R-23) and Additional Angela Leet (R-7)

Attachments: [O-213-17 V.2 CAM 071917 NDF to St. Joseph.pdf](#)

[O-213-17 V.1 071317 NDF to St. Joseph.pdf](#)

[O-213-17 SJCOS.pdf](#)

18. [O-224-17](#)

AN ORDINANCE APPROPRIATING \$6,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: (\$2,500) \$2,300 FROM DISTRICT 18; \$500 FROM DISTRICT 16; \$300 FROM DISTRICT 14; \$250 EACH FROM DISTRICTS 9, 10, 12, 13, 15, 17, 20, AND 22; \$200 EACH FROM DISTRICTS 1, 2, (AND) 7, AND 21; AND \$100 FROM DISTRICT 4; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE START THE HEART FOUNDATION, INC. FOR THE PURCHASE OF CPR DUMMIES, PUMPS, AND AN AED TRAINER. (AS AMENDED).

Sponsors:Primary Marilyn Parker (R-18), Primary Jessica Green (D-1), Primary Barbara Shanklin (D-2), Primary Barbara Sexton Smith (D-4), Primary Angela Leet (R-7), Primary Bill Hollander (D-9), Primary Pat Mulvihill (D-10), Primary Rick Blackwell (D-12), Primary Vicki Aubrey Welch (D-13), Primary Cindi Fowler (D-14), Primary Marianne Butler (D-15), Primary Scott Reed (R-16), Primary Glen Stuckel (R-17), Primary Stuart Benson (R-20), Primary Robin Engel (R-22) and Additional Dan Johnson (D-21)

Attachments: [O-224-17 V.2 CAM 071917 NDF to Start the Heart Foundation.pdf](#)

[O-224-17 V.1 071317 NDF to Start the Heart Foundation.pdf](#)

[O-224-17 SHF.pdf](#)

19. [O-227-17](#)

AN ORDINANCE APPROPRIATING \$9,000 FROM DISTRICT 17 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. FOR THE REPLACEMENT OF PLAYGROUND EQUIPMENT AT ZACHARY TAYLOR ELEMENTARY SCHOOL.

Sponsors: Primary Glen Stuckel (R-17)

Attachments: [O-227-17 V.1 071317 D17 NDF to JCPEF for Zachary Taylor ES.pdf](#)
[O-227-17 JCPEF.pdf](#)

20. [O-232-17](#)

AN ORDINANCE APPROPRIATING \$9,000 FROM DISTRICT 8 NEIGHBORHOOD DEVELOPMENT FUNDS TO THE LOUISVILLE METRO POLICE DEPARTMENT, 5TH DIVISION, TO FUND OVERTIME EXPENSES ASSOCIATED WITH WEEKEND PATROLS.

Sponsors: Primary S. Brandon Coan (D-8)

Attachments: [O-232-17 V.1 071317 D08 NDF to LMPD.pdf](#)
[LMPD Overtime NDF.pdf](#)

Legislation assigned to BUDGET COMMITTEE21. [O-223-17](#)

AN ORDINANCE AMENDING ORDINANCE NO. 114, SERIES 2017 RELATING TO THE FISCAL YEAR 2017-18 OPERATING BUDGET AND ORDINANCE NO. 102, SERIES 2016 RELATING TO THE FISCAL YEAR 2016-17 CAPITAL BUDGET BY TRANSFERRING \$124,000 FROM THE METRO COUNCIL OPERATING BUDGET AND \$200,000 FROM THE METRO HALL RESTORATION CAPITAL PROJECT TO THE CITY HALL EXTERIOR RENOVATION CAPITAL PROJECT.

Sponsors: Primary David Yates (D-25)

Attachments: [O-223-17 V.1 071317 Budget Transfers to City Hall Exterior Renovations.pdf](#)

22. [O-226-17](#)

AN ORDINANCE APPROPRIATING \$50,000 FROM THE SALE OF ZOO TRAM CARTS FOR THE PURCHASE OF CARTS AND RELATED EQUIPMENT AT THE LOUISVILLE ZOO.

Sponsors: Primary Pat Mulvihill (D-10) and Primary Marianne Butler (D-15)

Attachments: [O-226-17 V.1 071317 Appropriating \\$50,000 of Proceeds from Sale of Zoo Tram Carts to Purchase Carts Equipment at Zoo.pdf](#)

Legislation assigned to COMMUNITY AFFAIRS, HOUSING, HEALTH AND EDUCATION COMMITTEE

23. [R-088-17](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE MARCH OF DIMES FOUNDATION IN THE AMOUNT OF \$14,393 TO THE LOUISVILLE METRO DEPARTMENT OF PUBLIC HEALTH & WELLNESS.

Sponsors:Primary Vicki Aubrey Welch (D-13)

Attachments: [R-088-17 V.1 071317 Louisville Metro Department of Public Health and Wellness.pdf](#)

Legislation assigned to CONTRACTS AND APPOINTMENTS COMMITTEE24. [R-083-17](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT - (GOVERNMENTJOBS.COM INC - \$36,383.00).

Sponsors:Primary Mary C. Woolridge (D-3)

Attachments: [R-083-17 V.1 071317 Government Jobs.Com Inc.pdf](#)
[Governmentjobs.com Inc PSC-signed2-redacted.pdf](#)

25. [R-084-17](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT - (HUB PARKING TECHNOLOGY USA, INC. - \$300,000.00).

Sponsors:Primary Mary C. Woolridge (D-3)

Attachments: [R-084-17 V.1 Hub Parking Technology USA, Inc..pdf](#)
[HUB Parking Technology USA Inc.](#)

Legislation assigned to GOVERNMENT ACCOUNTABILITY, ETHICS AND INTERGOVERNMENTAL AFFAIRS COMMITTEE26. [O-196-17](#)

AN ORDINANCE ADOPTING A NEW SUBSECTION OF CHAPTER 39 ON METRO GOVERNMENT POLICIES REGARDING DISCLOSURE OF OWNERSHIP FOR LEASED AND PURCHASED REAL PROPERTY BY LOUISVILLE METRO GOVERNMENT.

Sponsors:Primary David James (D-6) and Primary Kevin Kramer (R-11)

Attachments: [O-196-17 V.1 071317 Disclosure of Ownership for Leased and Purchased Real Property LMCO Chap 39.pdf](#)

Legislation assigned to PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT COMMITTEE27. [O-216-17](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY AND PRD PLANNED RESIDENTIAL DEVELOPMENT TO R-6 RESIDENTIAL MULTI-FAMILY ON PROPERTY LOCATED AT 12201 AND 12207 AVOCA ROAD CONTAINING 28.403 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1074).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-216-17 V.1 071317 Rezoning from R4 & PRD to R6 at 12201-12207 Avoca Rd 16ZONE1074.pdf](#)
[16ZONE1074 - LEGAL DESCRIPTION.pdf](#)
[16ZONE1074 - PLAN.pdf](#)
[16ZONE1074 - PRE-APP STAFF REPORT.pdf](#)
[16ZONE1074 - STATEMENT OF COMPLIANCE.pdf](#)
[16ZONE1074 - TRAFFIC IMPACT STUDY.pdf](#)
[16ZONE1074 - 05.25.2017 LD&T MINUTES.pdf](#)
[16ZONE1074 - 05.25.2017 LD&T STAFF REPORT.pdf](#)
[16ZONE1074 - 06.15.2017 PC MINUTES.pdf](#)
[16ZONE1074 - 06.15.2017 PC STAFF REPORT.pdf](#)
[16ZONE1074 - APPLICANT MATERIALS.pdf](#)

28. [O-217-17](#)

AN ORDINANCE CHANGING THE ZONING FROM R-7 RESIDENTIAL MULTI-FAMILY TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 100 AND 102 MARSHAL DRIVE CONTAINING 0.75 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1087).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [O-217-17 V.1 071317 Rezoning from R7 to C2 at 100-102 Marshal Dr 16ZONE1087.pdf](#)
[16ZONE1087 - APPLICANT AGREEMENT.pdf](#)
[16ZONE1087 - APPLICANT BOOKLET.pdf](#)
[16ZONE1087 - FINDINGS OF FACT.pdf](#)
[16ZONE1087 - LEGAL DESCRIPTION.pdf](#)
[16ZONE1087 - PLAN.pdf](#)
[16ZONE1087 - PRE-APP STAFF REPORT.pdf](#)
[16ZONE1087 - STATEMENT OF COMPLIANCE.pdf](#)
[16ZONE1087 - 04.13.2017 LD&T MINUTES.pdf](#)
[16ZONE1087 - 04.13.2017 LD&T STAFF REPORT.pdf](#)
[16ZONE1087 - 06.01.2017 PC MINUTES.pdf](#)
[16ZONE1087 - 06.01.2017 PC STAFF REPORT.pdf](#)
[16ZONE1087 - 06.15.2017 PC MINUTES.pdf](#)
[16ZONE1087 - 06.15.2017 PC STAFF REPORT.pdf](#)

29. [O-230-17](#)

AN ORDINANCE APPROVING A TEXT AMENDMENT TO VARIOUS CHAPTERS OF THE LAND DEVELOPMENT CODE AS THEY RELATE TO PRIVATE INSTITUTIONAL USES (CASE NO. 17AMEND1001).

Sponsors:Primary S. Brandon Coan (D-8)

Attachments: [O-230-17 V.1 071317 LDC Amendments to Private Institutional Uses 17AMEND1001.pdf](#)
[O-230-17 V.1 071317 Attachment A.pdf](#)
[17AMEND1001 - 2017.06.09 Planning Committee Staff Report.pdf](#)
[17AMEND1001 - 2017.06.29 Planning Commission Minutes.pdf](#)
[17AMEND1001 - 2017.06.29 Planning Commission Staff Report.pdf](#)
[17AMEND1001 - 2017.06.09 Planning Committee Minutes.pdf](#)
[ORDINANCE 096 2017 Moratorium.pdf](#)

Legislation assigned to PUBLIC SAFETY COMMITTEE

30. [R-087-17](#)

A RESOLUTION OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT EXPRESSES NO CONFIDENCE IN THE LEADERSHIP OF LMPD CHIEF STEVE CONRAD.

Sponsors:Primary David James (D-6), Primary Robin Engel (R-22), Primary Angela Leet (R-7) and Additional Cheri Bryant Hamilton (D-5)

Attachments: [R-087-17 V.1 071317 Chief Conrad No Confidence Resolution.pdf](#)

Legislation assigned to PUBLIC WORKS, PARKS, SUSTAINABILITY AND TRANSPORTATION COMMITTEE

31. [R-086-17](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$120,000 FROM THE KENTUCKY TRANSPORTATION CABINET FOR THE FY2018 BIKE/PEDESTRIAN/MOTORIST EDUCATION AND SAFETY CAMPAIGN GRANT TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC WORKS & ASSETS.

Sponsors:Primary Bill Hollander (D-9)

Attachments: [R-086-17 V.1 Louisville Bicycle and Pedestrian Program.pdf](#)
[\\$120K FY18 Bike Ped Edu and Safety Grant PWA.pdf](#)

Announcements

The following Council Members made announcements: Mary Woolridge (D-3), Barbara Sexton Smith (D-4), Cheri Bryant Hamilton (D-5) and President David Yates (D-25).

Adjournment

Without objection President Yates adjourned the meeting at 7:06 PM.

Approval Signatures

The above Action Summary has been approved by the Metro Council.

H. Stephen Ott

Clerk of the Louisville Metro Council

David Yates

President of the Council

Date