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LOUISVILLE METRO COUNCIL
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PRESIDENT TANDY: The Regular Louisville Metro Council Meeting of August 13, 2015, will please come to order. Please rise for the Pledge of Allegiance to the Flag.

I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESIDENT TANDY: Madame Clerk, please call the roll.

MADAME CLERK: Councilwoman Green.

COUNCILWOMAN GREEN: Here.

MADAME CLERK: Councilwoman Shanklin.

Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Present.

MADAME CLERK: President Tandy.

PRESIDENT TANDY: Here.

MADAME CLERK: Councilwoman Hamilton.

Councilwoman Leet.

Councilman James.

COUNCILMAN JAMES: Here.

MADAME CLERK: Councilman Owen.

COUNCILMAN OWEN: Here.

MADAME CLERK: Councilman Hollander.

COUNCILMAN HOLLANDER: Here.

MADAME CLERK: Councilman Magre.

COUNCILMAN MAGRE: Here.

MADAME CLERK: Councilman Kramer.

COUNCILMAN KRAMER: Here.

MADAME CLERK: Councilman Blackwell.

COUNCILMAN BLACKWELL: Here.

MADAME CLERK: Councilwoman Aubrey Welch.

COUNCILWOMAN WELCH: Here.

MADAME CLERK: Councilwoman Fowler.

COUNCILWOMAN FOWLER: Here.

MADAME CLERK: Councilwoman Butler.

COUNCILWOMAN BUTLER: Here.

MADAME CLERK: Councilman Downard.

COUNCILMAN DOWNARD: Here.

>> He's definitely here.

MADAME CLERK: Councilman Stuckel.

Councilwoman Parker.

Councilwoman Denton.

Councilman Benson.

COUNCILMAN BENSON: Present.

MADAME CLERK: Councilman Johnson.

COUNCILMAN JOHNSON: Here.

MADAME CLERK: Councilman Engel.

COUNCILMAN ENGEL: Present.

MADAME CLERK: Councilman Peden.

COUNCILMAN PEDEN: Here.

MADAME CLERK: Councilwoman Flood.

COUNCILWOMAN FLOOD: Here.

MADAME CLERK: Councilman Yates.

Councilman Ackerson.

Mr. President, you have 24 members present, and a quorum.

PRESIDENT TANDY: Thank you, Madame Clerk. Please allow the record to reflect that Councilwoman Shanklin and Councilman Yates have excused absences for this evening. Councilwoman Denton, I know, is in the building, as well as Councilwoman Flood and Councilwoman Leet. So please mark them present upon their arrival.

Next, Councilwoman Green, would you please introduce your pages for us this evening.

COUNCILWOMAN GREEN: I am truly happy to welcome two special pages who are near and dear to my heart tonight. I am privileged to welcome two of my three children tonight, Tasia Green and Zion Green. My third child, Deonte, is at football practice tonight. We miss you. So, Tasia, please stand. Tasia is a ten-year-old fifth grader at Kennedy Montessori. Tasia is a part of Kennedy's cheerleading team. She also cheers for the West Louisville Rams team. She is also a member of the dance team. She is a member of St. Stephens young adult and youth choir.

She is my middle child. She keeps me on my knees in prayer. She is a wonderful child. She runs the house. She is a scholar and academian, a wonderful child, and she wants to be a councilwoman when she grows up. She says from the first district, but she can't live with me forever. But I guess she will have to move into a first district household. So, Tasia, welcome. We are happy that you are here. So thank you.

[Applause.]

I would also like to welcome my youngest child, Zion Green. If you could stand. Zion is a first grade student at Kennedy Montessori. Zion -- get your hands off your face, please. Zion plays football for the Rams. He also plays soccer out at southwest YMCA. He also plays baseball for West Louisville as well. He does wonderful in school as well. Since watching Secretariat, he wants to be a jockey and his dream is to ride in the Kentucky Derby. We hope to have that happen. Welcome Zion as well. So please have them help you tonight.

[Applause.]

PRESIDENT TANDY: All right. Well, thank you so much. Welcome to council. Of course, there are no strangers to us who are here. So we welcome them.

Next we will have addresses to council. So, Madame Clerk, please call the first addressee.

MADAME CLERK: Gracie Lewis.

PRESIDENT TANDY: And, Ms. Lewis, before you begin, this is not directed to you, but let me remind all those addressing the council to refrain from using profanity or making any derogatory statements to council members.

GRACIE LEWIS: Good afternoon. Dear Metro Council members, it has been a long time since I have been here. I am a member of the Rubbertown Emergency Action and a board member of the Kentucky alliance against racist and political oppression. REACT is a community-based organization that comprises mostly of residents that live near the 11 chemical plants in Rubbertown. We organize with the goal of working for a clean and safe environment for Louisville residents. React has formed alliances with other organizations in Louisville and throughout the United States. We recognize that the highest priority of our elected

representatives and governmental agencies is to protect the health and safety of the community. This is the reason why we oppose the two major methane plants to be built West Louisville. On July 6, 2015, James Rueger, a writer at the *Courier Journal*, wrote an article entitled "Ten Years Later Louisville Breathes Easier." The Louisville Metro air pollution Strategic Toxic Air Reduction, STAR program, went into effect on July 1st, 2005. The program capped decades of fighting over industrial air pollution, especially with 11 chemical plants in Rubbertown. The late Reverend Lewis Coleman and the justice resource center spent decades in the environmental justice movement. So it is deeply disturbing to REACT and the Kentucky alliance as well as the community at large that our elected officials would have even considered bringing methane plants to West Louisville. We believe the FoodPort is a Trojan horse that has misled everyone. I come here today to remind you of the decades of sacrifice that occurred to clean up our environment.

Nature's Methane gas is an extremely flammable gas, and it is hazardous to all of the residents West Louisville. Protective clothing and measures would have had to be used to ensure safety. This includes adequate ventilation. Emissions from ventilation or work process equipment would have to be checked to ensure they complied with the requirements of environmental protection standards. So immediately when the plan was discussed, the community should have been totally involved in the process. Nature's Methane LLC posts a nearly \$40 billion facility at FoodPort and Muhammad Ali and the one on 17th and Maple Street should have been off the table because it would have posed an immediate threat to the residents. Manure digesters have sparked fires. Clear horizon's digester sparked a fire --

PRESIDENT TANDY: Are you almost done? Finish your thought, please.

GRACIE LEWIS: -- that destroyed a \$250,000 nylon inflatable cover over one of its digesters, causing quite a bit of damage. Any future planning pertaining to the FoodPort should involve West Louisville residents. Thank you.

PRESIDENT TANDY: Thank you.

MADAME CLERK: Nancy Demartara.

NANCY DEMARTARA: Hello. My name is Nancy Demartara. I wish to state that I'm opposed to any kind of methane plant in the residential area. First, voters, property owners, and citizens of West Louisville and Portland were treated as if they were invisible. They were not involved in the discussions, plans, nor decisions for the methane plants. This would have never happened had it had been Eastern Jefferson County.

Second, we already have enough plants, including Rubbertown, and they all produce hazardous chemicals. Children who live in west end have to go to the hospital more than any other children in our area. Louisville's west end has the highest rate of cancer in the state. And we also have noise pollution. The trains begin blowing around 10:00 p.m. each evening and continue until about four in the morning, and this is about anywhere from every four to five minutes to ten minutes.

Third, the residents in the 17th and Maple area have suffered from health problems for decades because of the plant located in that area which no longer is in existence. Why should these citizens be subjected to another threat of danger?

Fourth, now for the FoodPort. Proposal to grow vegetables on land at the 30th and Ali area. This is a brown field. Why would anyone raise vegetables on contaminated land? Why would anyone propose to place a playground for children to play on a brown field? When one studies why the west end is in a food desert, they first need to look at the fact that people do not make a livable wage. With a livable wage, people will be able to travel wherever they need to to obtain vegetables and fruits and other things they desire. There are also odors in the west end, and if people have them in other areas, let me suggest that you call metro pollution control board at 574-6000. Thank you.

[Applause.]

MADAME CLERK: Kathleen Parks.

KATHLEEN PARKS: Good evening, everyone. We can't breathe. Read our lips. No methane plants are wanted West Louisville. As the previous speakers have indicated, we have had too many years of chemical emissions that have harmed our community. We don't want it. We don't need it. In as much as we are pleased that the methane plant biodigesters that was proposed for the old site on 30th and Muhammad Ali was removed

from the table -- that's a good thing, and I applaud those involved with that decision. However, the 17th and Maple plant is still on the table. We need for that to be removed. We are boycotting Evan Williams' products that are connected with the 17th and Maple plant. By the way, I'm the chair of the Kentucky Alliance Against Racist and Political Repression. West Louisville and Portland, we are united in solidarity on this issue and we will also back and unite in solidarity with the residents in the California community center against any vile gesture Nature's Methane biodigester proposed for the site at 17th and Maple and any other residential site in the city of Louisville. We will unite with those citizens in solidarity against any methane plants that you propose in our city.

As for the FoodPort, we are consulting with consultants regarding the FoodPort and alternative economic development projects that may be more feasible and render a better economic result for the citizens of West Louisville, as is deserved. Thank you very much.

MADAME CLERK: John Owen.

JOHN OWEN: Good evening. I'm John Owen, the vice president of the Portland Business Association. Also a precinct captain for the GOP in Portland. And I want to speak to you from a bipartisan approach on this. We have problems with what has been dished to us with the FoodPort. Presented to us as a nonprofit facility, and we thought to recreate what was the hay market down on Jefferson Street. The other day at a Portland Now meeting we were told by Ms. Heine, no, there won't be a hay market. Suddenly, we learn county extension is due to come over there. There is such a mix and intermingling of profit and nonprofit, we are going to take a month or two to decipher that out. We are not happy with the plan as it exists. It doesn't obey any of cornerstone 2020's guidelines. There are over ten variants associated with this project. So we have asked for a moratorium, for everyone to step back for a minimum period of six months to a year and figure out what is right for the neighborhoods and let the neighborhood citizens decide what we want there. Certainly any West Louisvillian would have liked to have that land for a dollar to develop any project. Portland business would have liked to have had it. We had proposals to move the hay market to Portland, and our council persons

knows that. We had a proposed cannery in the Portland community, but guess what, we weren't the folks from the other side of the tracks so we never gained traction and we never got listened to. So to my fellow party members on this council, we need to do due diligence that we do not take \$141 million investment by the city of Louisville and give it away for a dollar. As to the folks of the opposite party, we need to do the same.

Second, for development in Louisville, we have projects going down the site. We are losing two historic buildings for a new hotel. Guess what, we need to be like Cincinnati and have a city we don't need to give anything to to attract to. And if you go there you'll see there is a rebirth, you'll find Findlay Market, which has been there 150 years, and we have to start realizing in this city we can't bulldoze our way to prosperity. Even the old plans that exist could have been a wonderful redevelopment with the old P Lorelei building still there. Instead, we will put something modern in a historic neighborhood, and I can't see it. So we will stand with our fellow west enders and we will fight for a better FoodPort, and I agree with everyone else. I don't want anything that will endanger our area of our city. We have had enough neglect for 40 years, and those who live and represent us should know that. Thank you all and have a very nice afternoon.

MADAME CLERK: John Fleshman.

JOHN FLESHMAN: President Tandy, Council, good evening. I'm a resident of District 4 and of the 800 building and my request the redevelopment plan for building 800. Village Green's plan proposes to downsize all the existing three-and four-bedroom units on the upper floors into one or two-bedroom units. My wife and I recently moved downtown to a three-bedroom apartment due to its space, views, and proximity to work and leisure activities. Reducing space to only youth and young professionals would reduce opportunities for older people seeking a downtown lifestyle and rob downtown businesses of their economic impact. I request a plan that is modified to retain a few of the three and four-bedroom units on the top floors or at least allow me to stay until my lease is up and others like me. Thank you.

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

PRESIDENT TANDY: Thank you, Madame Clerk.

Next, we have guests. Council Members Blackwell, Downard, and Butler, would you please introduce your guests?

COUNCILMAN BLACKWELL: Thank you, Mr. President. We are honored tonight. We have a special guest with us tonight. John King has come to speak to us. And earlier he spoke to those of you who were at the Committee of the Whole about leukemia and lymphoma and the real need in our community to address this issue and an opportunity for us to do so. So we are honored tonight to have John King with us tonight. And if it is okay with you, if we can turn the microphone over to Mr. King.

PRESIDENT TANDY: Mr. King, we are glad to have you back here with us.

JOHN KING: Very glad to be here, President Tandy. Council, thank you for having me tonight. I have to get my glasses out here. Sorry.

Good evening. My name is John King, the brother of late Metro Council President Jim King. First, I want to thank you for the support and dedication of Bardstown Road that you were at. A nice event, and I know Jim would be pleased. It is good to see each and every one of you. I have very fond memories of this room and your interactions with my brother. I used to watch the meetings frequently with Jim, and he and I would joke it is must-see TV.

I come to you this evening like many others to ask for your support. I'm here to speak to you about something that is affecting me personally. Something that has affected everyone in this room personally. I'm speaking on behalf of the Leukemia/Lymphoma Society's Light the Night walk and how blood cancers affect everyone.

Approximately every three minutes one person in the United States is diagnosed with a blood cancer. Approximately every ten minutes someone in the United States dies from blood cancer. 152 people each day, more than six people per hour. The Leukemia Lymphoma Society is the world's largest voluntary health organization dedicated to the funding of blood cancer research education and patient services. In 2014 they committed \$79.8 million in grant funding to over 350 research projects worldwide. LLS funded research that has advanced treatment such as

chemotherapy, stem cell transplantation, and smart drugs, which have become the standard for many other cancers. In 1964 a child's chance of surviving ALL, acute lymphocytic leukemia, the most common form, was three percent. Today roughly 90 percent of children survive.

957,902 Americans currently have blood cancer. Approximately 3,408 people in Kentucky were diagnosed with blood cancer this year. Leukemia is the leading cause of cancer-related death in youngsters under 20 years of age. The Kentucky chapter has given more than \$1 million in co-pay assistance and patient assistance to the patients and families in Kentucky and Southern Indiana in the last two years. Kentucky is number one in diagnosed blood cancer cases. Kentucky is number one in blood cancer deaths.

As you all are aware, three years ago my brother Jim was diagnosed with multiple myeloma. It is a cancer that forms in a white blood cell called plasma cells. Plasma cells help you fight infections by creating antibodies that recognize and attack germs. Multiple myeloma causes cancer cells to accumulate in bone marrow where they crowd out healthy blood cells. Instead of producing antibodies, they produce proteins that cause kidney problems. Kidney failure is ultimately what took Jim. Treatment for multiple myeloma isn't necessary. If you are not experiencing signs or symptoms, you may not require treatment. If signs and symptoms develop, a number of treatments can help you control it. When Jim was diagnosed, it was a very aggressive form of the disease. If he would have been diagnosed ten years ago, his treatment options would have been limited and extremely debilitating from the beginning. His quality of life would have been so diminished that continuing with his life as he was accustomed would have been impossible. Because of the research funded in part by the LLS, new clinical trials were undertaken, new classes of drugs introduced, and new treatment options became available. Even though myeloma is one of the rarer forms of blood cancer, there have been who have been diagnosed with the disease, notables such as Sam Walton and Tom Brokaw, have allowed funding streams to be opened up. Early diagnosis does not always happen because doctors simply are not looking for it. Jim's symptoms were attributed to heart problems when in actuality many of his initial issues were myeloma-related and yet were not

discovered early. Jim sought treatment at Dana Farber in Boston, University of Chicago and Vanderbilt University. All of these receive funding from the clinical trials of LLS. And it is only because of the these trials and research that great strides have been made. Jim received care here at Louisville oncology from Dr. Pat Williams and his group. They also treated my nephew, Jim's son, Jimmy, for non-Hodgkin's lymphoma. I'm happy to say Jimmy is cancer free today.

Jim's myeloma became manageable. His symptoms decreased dramatically and he was able to maintain a quality of life that otherwise would have been impossible. Jim had options for his treatment. He chose his own path. As you are all aware, he always did. The options were made possible by many doctors and scientists, many of whom were funded by the LLS. I know you all cared for my brother. He cared for you as well. I reality felt like this event is a positive thing that we can all do as family, friends, and citizens to remember Jim and all the others affected by blood cancer. I know each of you have been touched by cancer. After Jim passed, I asked myself, what would Jim do if I had died and he were still here? I believe the answer is simple. He would try to fix it. There is no better way to remember all of those that have battled or all of those who are still battling to try to raise money for those who are still with us and remember those who have left us. This walk is for them.

Jim loved Slugger Field. He loved the city. And they say that a person dies three times. Once when their heart stops, once when they are buried, and the last thing, the last time someone says their name. I do this to honor all those who are living and those who have died with cancer. We as a family and friends do this for my brother Jim King. On Saturday September 26th, 2015, the annual Leukemia Lymphoma Light the Night Walk will take place at Slugger Field at 5:00 p.m.

On behalf of the King family, we would like to invite all of you to walk with us as family and friends that night. Our city is located in the state that is number one in blood cancer deaths. Please support our cause. Thank you for your time and your friendship with my brother.

[Applause.]

PRESIDENT TANDY: Thank you, John. Again, that is Saturday September 26th. Family festivities start at 5:00 p.m. and walk at 7:00.

JOHN KING: That's exactly right. I should have introduced Andrew when I started. Andrew Settle from the Leukemia Lymphoma Society is here with us tonight. He was here to back me up in case I didn't know the statistics.

PRESIDENT TANDY: If the broader public wants to get involved with this to participate in the walk and to help raise the money, how do they go about doing that?

JOHN KING: There is a website. You want to come up and address that?

ANDREW SETTLE: Anybody can go to the website. The website is lightthenight.org. That's the easiest way to get involved. And they can get all the information there.

PRESIDENT TANDY: L-I-G-H-T the night.
Councilman Downard.

COUNCILMAN DOWNARD: How can they do it to make sure they still honor Jim?

JOHN KING: They can go to lightthenight.org and join the King team. We have a page on there they can join. And we would love to have them join.

PRESIDENT TANDY: All right. Thank you very much.

JOHN KING: Thank you all very much.

PRESIDENT TANDY: Certainly give our thoughts and prayers to the rest of the family.

JOHN KING: We will.

PRESIDENT TANDY: Thank you, John.

Next we will have the approval of the council minutes for the Regular meeting of July 30th, 2015. Are there any corrections or deletions? Seeing none, is there a motion to approve?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. All those in favor say aye. All opposed. The ayes have it. The minutes are approved adds written.

Next we have approval of the following Committee minutes, all in 2015.

Regular: Committee of the Whole, July 30.

Regular: Labor & Economic Development Committee, August 4.

Regular: Appropriations, NDFs and CIFs Committee, August 4.

Regular: Public Works, Bridges and Transportation Committee,
August 4.

Regular: Public Safety Committee, August 5.

Special: Public Safety Committee, August 5.

Regular: Committee on Contracts and Appointments, August 6.

Regular: Budget Committee, August 6.

Regular: Ad Hoc Committee on Land Development Code, August 10.

Are there any corrections or deletions?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. They are before us. All those in favor say aye. All opposed. The ayes have it. These minutes are approved as written.

Madame Clerk, do we have any communications from the mayor?

MADAME CLERK: Yes, sir.

PRESIDENT TANDY: Madame Clerk, please read those into the record.

MADAME CLERK: Dear President Tandy:

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

Bob Smith, new appointment, term expires February 20, 2018.

Jessica Thompson, new appointment, term expires June 7, 2018.

Maria Ladd, re-appointment, term expires February 9, 2018.

Metro Council approval of these appointments is not required.

Sincerely, Greg Fischer, Mayor.

Read in full.

PRESIDENT TANDY: Thank you, Madame Clerk.

Next is the Consent Calendar. Our Consent Calendar comprises items 15 through 30. Are there any corrections or deletions to the Consent Calendar?

All right. Seeing none, Madame Clerk, a second reading of these items.

MADAME CLERK: AN ORDINANCE APPROPRIATING \$30,000 FROM DISTRICT 10 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO GERMANTOWN BASEBALL, INC., FOR THE PURCHASE OF A USED BOBCAT, BLEACHERS AND PICNIC TABLES.

AN ORDINANCE APPROPRIATING \$8,255 FROM DISTRICT 10 NEIGHBORHOOD DEVELOPMENT FUNDS, TO THE LOUISVILLE ZOO FOR RIGHT-OF-WAY AND MEDIAN LANDSCAPE INSTALLATION AND MAINTENANCE.

AN ORDINANCE APPROPRIATING \$6,000 FROM DISTRICT 8 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE HIGHLAND COMMERCE GUILD, INC., FOR THE BARDSTOWN ROAD AGLOW FESTIVAL EXPENSES INCLUDING ENTERTAINMENT, ADVERTISING, ETC.

AN ORDINANCE APPROPRIATING \$15,000 IN DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUNDS TO METRO PARKS DEPARTMENT FOR "JAZZ IN CENTRAL PARK," "MOVIES IN THE PARK," AND TOONERVILLE PARK OPENING.

AN ORDINANCE APPROPRIATING A TOTAL OF \$20,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$15,000 FROM DISTRICT 8; \$5,000 FROM DISTRICT 9; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE HIGHLAND COMMERCE GUILD, INC., FOR GRAFFITI REMOVAL SUPPLIES AND LABOR.

AN ORDINANCE APPROPRIATING \$10,000 FROM DISTRICT 18 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CITY OF HURSTBOURNE FOR ADA COMPLIANT SIDEWALK RAMP IMPROVEMENTS ALONG COLONEL ANDERSON PARKWAY AND HOGARTH DRIVE, PHASE V; PURSUANT TO AN INTER-LOCAL AGREEMENT WITH THE CITY OF HURSTBOURNE COMMISSION, MUNICIPAL ORDER NO. 11-19, SERIES 2011 AS AUTHORIZED BY LOUISVILLE METRO CODE OF ORDINANCES 97.100 (F).

AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015 AND ORDINANCE NO. 104, SERIES 2015 RELATING TO THE FISCAL YEAR 2015-16 OPERATING AND CAPITAL BUDGET, RESPECTIVELY, BY TRANSFERRING \$30,000 FROM THE DISTRICT 19 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 19 CAPITAL INFRASTRUCTURE FUND.

AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015 AND ORDINANCE NO. 104, SERIES 2015 RELATING TO THE FISCAL YEAR 2015-16 OPERATING AND CAPITAL BUDGET, RESPECTIVELY, BY TRANSFERRING \$25,000 FROM

THE DISTRICT 23 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 23 CAPITAL INFRASTRUCTURE FUND.

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (RSL ENTERPRISES, LLC \$52,000.00).

APPOINTMENT OF NICOLE MADDOX TO THE RIVERPORT AUTHORITY. TERM EXPIRES JULY 31, 2018.

APPOINTMENT OF PATTI CLARE TO THE TRANSIT AUTHORITY OF RIVER CITY (TARC) BOARD. TERM EXPIRES JUNE 30, 2018.

AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (AUGUST 13, 2015 - JUNE 30, 2018) RELATING TO WAGES, HOURS, WORKING CONDITIONS, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, LOCAL 2629 CONCERNING CIVILIAN SUPERVISORY EMPLOYEES OF THE LOUISVILLE METRO CORRECTIONS DEPARTMENT.

A RESOLUTION DETERMINING THAT CERTAIN PARCELS OF REAL PROPERTY OWNED BY LOUISVILLE METRO ARE SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR CONVEYANCE TO KINDRED HEALTHCARE OPERATING, INC., IN EXCHANGE FOR THE CONVEYANCE BY KINDRED HEALTHCARE OPERATING, INC., TO LOUISVILLE METRO OF CERTAIN PARCELS OF REAL PROPERTY OWNED BY KINDRED HEALTHCARE OPERATING, INC., PURSUANT TO THE TERMS OF A CERTAIN REAL ESTATE EXCHANGE AGREEMENT.

A RESOLUTION OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING THE ISSUANCE OF ITS COLLEGE IMPROVEMENT REVENUE AND REVENUE REFUNDING BONDS, SERIES 2015 (BELLARMINE UNIVERSITY PROJECT), IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$39,000,000, THE PROCEEDS OF WHICH SHALL BE LOANED TO BELLARMINE UNIVERSITY INCORPORATED, A KENTUCKY NONPROFIT CORPORATION (THE "BORROWER"), TO FINANCE THE COSTS OF THE CONSTRUCTION OF CERTAIN PROJECTS LOCATED ON THE CAMPUS OF BELLARMINE UNIVERSITY, 2001 NEWBURG ROAD, LOUISVILLE, KENTUCKY 40205, TO REFINANCE CERTAIN OUTSTANDING BONDS WHICH ARE OBLIGATIONS OF THE CORPORATION AND TO PAY CERTAIN COSTS OF ISSUANCE; AUTHORIZING A TRUST INDENTURE, A LOAN

AGREEMENT, A BOND PURCHASE AGREEMENT, AND OTHER RELATED DOCUMENTS; AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT AWARD OF \$225,000 FROM THE LAURA AND JOHN ARNOLD FOUNDATION TO BE USED BY THE CRIMINAL JUSTICE COMMISSION FOR THE DEVELOPMENT OF A CRIMINAL JUSTICE DATA WAREHOUSE.

AN ORDINANCE AMENDING CHAPTER 75 OF THE LOUISVILLE METRO CODE OF ORDINANCES RELATING TO ENFORCEMENT OF DRIVEWAY PERMITS.

Read in full.

PRESIDENT TANDY: Is there a motion to approve?

>> Motion to approve.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. It is now before us. This calls for a roll call vote, so, Madame Clerk, please open the voting. The voting is closing. The voting is closed.

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

PRESIDENT TANDY: The Consent Calendar passes.

Next item of business is item number 31. Madame Clerk, a reading of this ordinance.

MADAME CLERK: AN ORDINANCE CREATING A NEW SECTION OF CHAPTER 32 OF THE LOUISVILLE METRO CODE OF ORDINANCES RELATING TO APPOINTMENTS TO BOARDS AND COMMISSIONS (AS AMENDED).

Read in full.

PRESIDENT TANDY: Is there a motion?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. It is now before us. Is there any discussion?

Councilwoman Denton.

COUNCILWOMAN DENTON: Thank you, Mr. President.

It is my understanding that for quite some time the council has been wanting to know the information with regards to those individuals or the groups that apply for boards and commission appointments. And that information has not been available up until this time. And so this is an effort to give us that information, and it will be through the Granicus

system. And I want to thank Councilman Blackwell for his insight and his help with this. And because of concerns of confidentiality, this information will be restricted to the chair and vice chair, which would be myself and Councilwoman Green, to cull the information in the aggregate of the groups in an unidentifiable way so we have information as to what the pool looked like. This will also help us to get information out to our districts to get people more involved in being able to apply for these positions.

I know that we are interested in what all can Granicus do. It appears it can do more than we have been led to believe at this point. So it is my intent at a future meeting of our committee, Contracts and Appointments, to have Granicus come in and demonstrate for us what are the capabilities.

So if there are no further questions or comments, I would call the question.

PRESIDENT TANDY: Well, there are people who want to speak, so we will allow them to do that.

Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President. And thank you, Councilwoman Denton, for sponsoring this legislation. I believe it is probably long overdue. I was just saying in our caucus this afternoon about boards, especially at the state level. We are the largest city in Jefferson County, however, when we go up there with the ABC board, there is no one from Jefferson County, although we are the largest county in the state. And I know this is related to our carrier here in the city. And if it's okay, I would certainly like to be a cosponsor of this legislation. Thank you, Mr. President.

PRESIDENT TANDY: Thank you. Without objection, that is so noted.

Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President.

Some of you may have heard me mention geographic diversity before on boards and commissions. So I appreciate working with Councilwoman Denton on this and Councilman James to come up with maybe a better plan for pushing that forward, to have diversity of all sorts,

geographic diversity has been the one that I have pushed most often, but there are lots of different ways to look if the boards and commissions. So getting the information is good. And I hope that in the future -- the that he meant we had was to try and keep it from being crazy information everywhere and people throwing things out to the media and whatever, this person applied, good overlooked, and we don't want to get into that, the horse-and-pony show, but on the other hand we do need the information. So hopefully, Granicus, as we work with them, we can have it do it automatically and send to us, including, hopefully at some point, when somebody from District 14 applies for a board, much like we do with the zoning cases, that Councilwoman Fowler would get a notification that someone in her district had applied for a particular board so she know that is a representative has gone forward. And surely in the age of electronics we can figure out a way to make that happen. Thank you, sir.

PRESIDENT TANDY: Councilwoman Parker.

COUNCILWOMAN PARKER: Yes. Thank you. When I first got to the council, I served on this committee as well. And it was an ongoing process from years before I got here too, that we were calling for this information. And we actually did receive it once, I think, about halfway through the year, but then we never got it again. So I truly appreciate the work that Councilwoman Denton has done on this. I would like to be added as a cosponsor. And I do realize the difficulty that there may be a picking a female here from this district -- when you get into the details of that. And we also complained about the political representation as well, that that wasn't being served as representative of the city, but that does seem to have gotten better. I was just wondering -- I have a question -- the chairs -- how are you as chairs and vice chair going to disseminate the information for us to put it in our newsletter, or have we gotten that far yet?

PRESIDENT TANDY: Councilwoman Denton.

COUNCILWOMAN DENTON: My legislative assistant is very familiar with Granicus and has graciously offered to pull all this information. And so she will be doing that. And the details as to how we will disseminate that information, we are open. We can e-mail to it your offices. We can have it available to the committee if they come in and

they are folders. We have lots of options. And we are open to whatever the will of the council is.

COUNCILWOMAN PARKER: Okay. Great. That sounds good.

PRESIDENT TANDY: All right. Thank you.

Councilman Johnson. There's others in the queue.

COUNCILMAN JOHNSON: I would like to be a second.

PRESIDENT TANDY: You want to be a sponsor?

COUNCILMAN JOHNSON: A sponsor.

PRESIDENT TANDY: All right.

Councilwoman Green.

COUNCILWOMAN GREEN: I would like to commend Councilwoman Denton for taking the lead on this. I think that this ordinance as amended and as worked on balances the interests that the administration has in terms of protecting the privacy interests of the applicants and the very real needs and interests that we as a council have in terms of making sure that we know that there is a diverse pool of applicants. So I think that this is a very well-drafted ordinance, and I am interested in making sure and learning what all Granicus can do. I know that a considerable amount of money has been spent on that system, and I think that we ought to make it do what it can do. And so kudos to Councilwoman Denton for your efforts.

PRESIDENT TANDY: All right. Thank you, Councilwoman Green.

Councilman Downard.

COUNCILMAN DOWNARD: Thank you, Mr. President. I want to thank -- I think it was probably seven or eight years ago that Councilman Blackwell and maybe Councilman Peden started working on this. It is notable that it took a couple of newbies in here with a lot of energy to get it done, and we appreciate Councilwoman Denton and Councilwoman Green.

Let me say this. I am really looking forward to the day when Granicus can tell me that four months from now this position's going to be open and I can put something in my newsletter that says if you are interested in this following board, please let me know. Because right now you tell people are you interested in serving on a board, that doesn't work. You can't just say I want to be on something that I hope I like or that I'm good at. That information will be available, I understand, and I am happy that the committee is bringing people from Granicus in to give us

the full breadth of what we can and cannot get because we have been asking for these things forever, and now it will finally happen. I thank everybody involved and I appreciate it.

PRESIDENT TANDY: Councilwoman Fowler.

COUNCILWOMAN FOWLER: Thank you, Mr. President. Could you just explain to me, Julia, how it will work as far as when you get the information and who it is going to be shared with and whether we will have information, have that information at our disposal.

PRESIDENT TANDY: Councilwoman Denton.

COUNCILWOMAN DENTON: The actual information of the applicants will be available to my office as well as to Councilwoman Green's office. And my legislative assistant, Chanel Smith, has agreed to cull the information. And I believe, based upon my understanding, that there are reports that you can generate from Granicus, and that's another reason to bring them in, to explain to us what are all the capabilities. Once that information in the aggregate, unidentifiable, is sent to each member, so you will have it for the committee meeting and you will have it when that comes before the full council. It will be shared.

COUNCILWOMAN FOWLER: Thank you.

COUNCILWOMAN DENTON: We are not going to keep it from you.

PRESIDENT TANDY: All right.

Councilwoman Welch.

COUNCILWOMAN WELCH: I would like to be added as a sponsor, please.

PRESIDENT TANDY: So noted.

Councilman Blackwell.

COUNCILMAN BLACKWELL: I should have added myself as a sponsor, but I have not. So I would like to be added as a cosponsor as well.

PRESIDENT TANDY: So noted.

Councilman Magre.

COUNCILMAN MAGRE: I'll add my name as well.

PRESIDENT TANDY: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Mr. President, in a few months we will be changing committees, perhaps committee chairs and vice chairs. So my question to you or to one of the folks on the committee, if that happens

and the folks that are chairing and vice chairing now, are we saying these individuals, or are we saying the chair and vice chair will be the folks that get that, regardless of who they are? I just wanted to get a clarification on it. Thank you.

PRESIDENT TANDY: All right.

Councilwoman Denton.

COUNCILWOMAN DENTON: Just as a follow-up, at the very end of the legislation you'll see that it also direct it is mayor's office to make sure that these appointments are posted in the media on websites and such. And I just want to thank Councilman James for bringing that piece to the table, and I want to tell him how much I appreciate the fact that he is willing to get involved and for his support.

PRESIDENT TANDY: All right. Any further discussion? Seeing none, this is an ordinance that calls for a roll call vote. Madame Clerk, please open the voting. The voting is closing. The voting is closed.

MADAME CLERK: There are 23 yes votes, one no vote and two not voting. The no vote is from Councilman Ackerson.

PRESIDENT TANDY: All right. The ordinance as amended passes. Our next item of business is item number 32.

Madame Clerk, a reading of this ordinance.

MADAME CLERK: AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015 AND ORDINANCE NO. 104, SERIES 2015 RELATING TO FISCAL YEAR 2015-16 OPERATING AND CAPITAL BUDGETS BY ADDING \$515,000 TO THE METRO STREET IMPROVEMENT PROJECT (AS AMENDED).

Read in full.

>> Motion to approve.

PRESIDENT TANDY: Is there a second?

>> Second.

PRESIDENT TANDY: Properly moved and seconded. It is now before us. Is there any discussion?

Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: Thank you, Mr. President. This item was heard in the Budget Committee on the 4th of August, and Councilman Downard sponsored. It was just changed the source funds for

the project to pave the Iroquois Park roads. If you would like to call on Councilman Downard for any further information. We ask for your support.

PRESIDENT TANDY: Councilman Downard.

COUNCILMAN DOWNARD: Very quickly. We at the end of the budget process left open the paving of Iroquois Park Road. And since I like to come to these meetings to the rest of my council and live, I know that I had to get it done. So Councilwoman Hamilton and I found a method to fund it. And it is putting it back on. That was promise we made back in June, and we are just keeping that. So I appreciate your support on it.

PRESIDENT TANDY: That explains the lump on the side of your head.

Councilwoman Butler.

COUNCILWOMAN BUTLER: Thank you very much. I appreciate Councilman Downard and Councilwoman Hamilton bringing this forward. As you know, Louisville has many walks. Every weekend there is a walk. And they are moving off of the streets. Where we used to close streets, they are moving them off the streets. There are a lot of costs to that. You have to have officers at every intersection. Lo and behold, Iroquois Park just happens to be a 5K. A little over 3.5 miles all the way around. So every Saturday and every Sunday anyone who lives next to the park knows we have a walk going on. Sometimes there's a walk in the morning and a walk in the evening. And if you haven't driven that, it is pretty rough. Very rough. You see people fall. And so I just think if we are going to force people to go in here and walk, we need give them a good walking surface to do that. It has been patched. It has been all kinds of things. But this will be paved. It will be striped. And then when it is all over with we have a grant from the state to put a few benches along it for people who need to sit down and rest. So it will be a really nice addition to the largest Olmstead Park in the system.

PRESIDENT TANDY: This is an item requiring a roll call vote. Madame Clerk, please open the voting. The voting is closing. The voting is closed.

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

PRESIDENT TANDY: The ordinance as amended passes.

Our next item of business is item number 33. Madame Clerk, a reading of this ordinance.

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

Read in full.

PRESIDENT TANDY: Is there a motion?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. It is now before us. Is there any further discussion?

Councilwoman Butler.

COUNCILWOMAN BUTLER: This was discussed in Labor and Economic Development. It was put on Old Business to allow Councilman Hollander to abstain. As a law firm he used to be associated and worked on this.

We did have a public hearing for this property. If you are not familiar with it, it is on Lexington Road across from Distillery Commons. It has sat vacant for many years. It has some environmental issues on it. It is also in the floodplain. So it is going to be very expensive to build these housing units up above the floodplain and to meet all of the current environmental standards as well. When they did the pro forma for this particular TIF, this is a different type of TIF than what we are used to. Currently, the property is assessed at 300,000. After the construction's done and it is fully built out, they are expecting the property to be in excess of \$5 million. There is a cap on what they are going to get back. But without this particular incentive to help them get a return faster on their investment -- this is no money that Metro is giving them. This is a faster return on their investment for them. If we

did nothing with the property and it sat there for the next 30 years as it has for the past 20, we would only get about \$120,000 in taxes. Over the next 30 years with this development, we will get in excess of 18 million back. So it is a wonderful return on investment for us as well.

When they do these pro formas, they do them very conservatively. You are looking at a two percent growth versus what some other ones do. So two percent is a very conservative growth. This is not in excess. It is only for this particular project. It helps with getting more housing closer to downtown. And I encourage your support for it. Thank you.

PRESIDENT TANDY: Councilman Downard.

COUNCILMAN DOWNARD: Thank you, Mr. President. I also am here tonight to support this particular ordinance, and the next one. Some of you may have read an e-mail that I sent to the economic development department this morning indicating that, as I said in committee the other day, I am very disturbed that we are doing a TIF that in this particular case is about 90 percent and the other one's a hundred percent of all of our real estate taxes for 20 years. That's a new threshold we have never approached before. Never exceeded 80 percent. The purpose of the e-mail today was to tell them that I was disturbed, that I was prepared to vote for this and I would ask my colleagues to agree with that.

We have a situation where some developers have negotiated with the proper branch of government for several years to arrive at an agreement and had every reason to believe that we had brought into the bold that this was going to be brand new, much different than anything else. So we can't hold them accountable and hold them hostage. However, I did say that when the administration -- and if they come with us before us next time with something over 80 percent that I would vigorously oppose it. I will be voting for this tonight. I think these two developments have been negotiated openly, transparently, just not with us. So either we don't have to approve these things or they ought to be telling us what is going on. That is big departure and that's why I was disturbed. However, I am very much in favor of this development. Thank you.

PRESIDENT TANDY: Councilman Hollander.

COUNCILMAN HOLLANDER: I just wanted to state for the record that I'm abstaining for the reason that Councilwoman Butler said.

PRESIDENT TANDY: All right. Thank you. Any further discussion?

Councilman Ackerson.

COUNCILMAN ACKERSON: Thank you, Mr. President. I have been very vocal about my concern of the TIFs in this town. This is one that I find is not in my norm. This is exciting, something new, this is not giving away money to other organizations who do not need it. This is a benefit. So I am going to break my norm tonight and actually support this TIF because it is something different, refreshing, and I think it arrives at a good conclusion versus some of the other ones we have seen to the University of Louisville and other organizations that we should not be supporting. Tonight I just want to specify for the record I'm going to go off the beaten path. So thank you.

PRESIDENT TANDY: All right. Any further discussion? Seeing none, this is an ordinance that calls for a roll call vote. Madame Clerk, please open the voting. The voting is closing. The voting is closed.

MADAME CLERK: There are 22 yes votes, one no vote, one abstention, two not voting. The no vote is from Councilwoman Denton and the abstention is from Councilman Hollander.

PRESIDENT TANDY: The ordinance passes with one abstention.

Our next item of business, item number 34. Madame Clerk, a reading of this ordinance.

MADAME CLERK: AN ORDINANCE ESTABLISHING A DEVELOPMENT AREA PURSUANT TO PROVISIONS OF KRS 65.7041- 65.7083 TO BE KNOWN AS THE 800 BUILDING DEVELOPMENT AREA, DESIGNATING THE METRO DEVELOPMENT AUTHORITY, INC., AS AN "AGENCY", ADOPTING A DEVELOPMENT PLAN, APPROVING ENTERING INTO A LOCAL PARTICIPATION AGREEMENT, AUTHORIZING THE PAYMENT OF THE "RELEASED AMOUNT" PURSUANT TO THE TERMS AND CONDITIONS OF THE LOCAL PARTICIPATION AGREEMENT, REQUIRING THE SUBMISSION OF REGULAR REPORTS TO LOUISVILLE AND AUTHORIZING THE EXECUTION AND DELIVERY OF ANY OTHER DOCUMENTS AND THE TAKING OF ANY OTHER ACTIONS NECESSARY TO ACCOMPLISH THE PURPOSES AUTHORIZED BY THIS ORDINANCE.

Read in full.

PRESIDENT TANDY: Is there a motion?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. It is before us. Any discussion?

Councilwoman Butler.

COUNCILWOMAN BUTLER: This was before Labor and Economic Development as well. We had the public hearing as required by KRS. We had one member that voted present, which made this come to Old Business for discussion tonight.

As you know, the 800 building is an iconic building in downtown Louisville and at one time when it was built it was the tallest building in downtown Louisville. But today it has fallen into -- I don't know if I would go as far to say disrepair, but it needs a lot of work: Windows, carpeting, there are leaks, etc. This is a project that will happen. Someone's coming in and willing to do it. But again, like the other TIF, they needed a little extra to get the return on investment back a little faster to make the numbers work for them. In this particular case, the TIF is not going to exceed 2.7 million, but over 30 years if we did nothing and it continued to be assessed the way it is, the city would realize about 5.5 million in taxes. But over 30 years once this project is complete and with a conservative two percent growth, we are looking at 13.8 million, and that's in excess of what the TIF was.

So this is another unique project. It is one where they are also going to work not only on the building itself but on the streetscape. As you know, the 800's got a prominent spot just south of Broadway. They are looking at putting a cafe with outdoor seating and working with the other business property owners in the area to help with streetscape. And Spalding University is doing a lot of streetscape so you know you have reached Spalding University. This is an opportunity to rejuvenate the area and I encourage your support.

PRESIDENT TANDY: Councilwoman Parker.

COUNCILWOMAN PARKER: I was the present vote that brought this to the council. And the reason I did this is I felt like we had some questions that probably were not answered adequately from the economic development team. Basically -- it is not that I didn't support this. I do recognize the return on investment for the city. But I guess the

concern that some of us had was we didn't see any kind of criteria going forward with these TIFs. As Councilman Downard brought up, where do you draw the TIF line? Just for a level playing field for the city, for developers, for everyone to be on the same playing field. I'm not sure if anything needs to change. The number of years. Is 20 years too long? 30 years too long? 80 percent enough? A hundred percent too much? Who will get and it what part of the city? What development plans get it? Which ones don't? I feel like we need just a little bit more direction on that. And I'm not even sure if this is set at the state level as 20 percent of real estate in the city too much? So I guess we just had some questions to answer, but I do support this, and that is why we are talking about it right now. Thank you.

PRESIDENT TANDY: Councilman Downard.

COUNCILMAN DOWNARD: Thank you, Mr. President. Just a repeat of the same thing before so I won't say it again. And I just want to add one thing. We have -- if we are going to utilize real estate taxes only as a TIF, I have asked in my request from the economic development also for them to provide us criteria for when they will do this. Otherwise, if there is anybody doing multifamily development and doesn't ask for this, they are crazy. So if there is criteria that says we want to incent people to create downtown living, types of living. I know we are talking about affordable housing and one of the things that will be coming up in committee the next couple weeks and continues, I don't see that in any of these. So we have to have some criteria where they tell us here is how we are going to use so it when they come in I don't have to jump out of my chair and say I don't like what is going on. I would like to be able to know what to expect, and I don't. I don't think any of us do. They just threw this at us and it disturbed me. I will vote on this again. I only started talking again because I didn't want to people to think I was opposed to them as much as the process.

PRESIDENT TANDY: Councilman Peden.

COUNCILMAN PEDEN: I will be voting no on this one. I wanted to vote no on the last one. But I at least see that project as something -- when you mentioned the floodplain, the extra infrastructure that is required, okay. I'll bend a little bit. But this is an apartment

redevelopment. Yeah, it is a big blue iconic apartment redevelopment, but still it is an apartment redevelopment. We all have run-down apartments. And it is like Councilman Downard says, where do you draw the line? I am like, I want to get in line, and how do I get this to come along in areas we need it? If I was Councilman Magre, I would be screaming at the roof about why isn't someone coming out and doing it for the Brown Suburban and Economy Inn? It is the same size building. Generally, at least at one point was iconic. Meets the same criteria. Yes, I know there is not a developer wanting it, but I would support that one before this one. This one's prime real estate. And yet we are still having to help people to come in and make extra money I guess is the best way to put it. When you talk about apartments that are run-down, I had to have one condemned sitting right on top of McNeely Lake Park that was sold on the courthouse steps and we won't even let that guy put up a sign on Preston Highway to tell where it is and yet we are handing over millions dollars for this one. My line on the sand is this one, unlike Councilman Downard, which is the next one.

You can say what you want to about this particular project, and it doesn't have anything to do with how I feel about the 800 Building or anything like that. It has to do with it is an apartment that someone has let go down over the years and we are now helping them fix it up.

We have those everywhere. And then I guess the last comment is something that Councilman Downard brought up and I hadn't considered even though it is my committee, where is the affordable housing? I am being scolded in my committee by the affordable housing advocates out there that are like I'm in the center of their bulls eyes all over town because I want it dispersed everywhere. And we are handing out millions of dollars to get it out of downtown. I'm like, you're killing me. So anyway, I have ranted enough. I'll let someone counter that in just a moment.

PRESIDENT TANDY: Councilwoman Butler.

COUNCILWOMAN BUTLER: Thank you. Just for the listening public, I want them to know that we are not giving the developers money. This is money that we have not realized. It only gets realized if they do the project and the property is reassessed and the value goes up. They get a certain percentage back every year until they reach the cap of 2.7 million

on this particular project. The overall project is much more than that. We wouldn't realize any of the tax gains of 13 million if the project is not done. So it seems like a really good investment for everyone concerned. We get a building rehabbed. We have housing downtown that is needed for the young professionals. And then we also get an increase in the taxes. And the schools will also get an increase in the taxes as well. So, again, I urge your support. Thank you.

PRESIDENT TANDY: Councilman Ackerson.

COUNCILMAN ACKERSON: Councilman Peden should be careful for what he asks for. Thoughts here. I see this as a silver lining because when I hear Councilman Peden and others in this room upset about this, great. Because the next TIF that comes before us, let's continue that discussion. Continue that dialogue of what choices we are making. When it comes to criteria, I would disagree with some folks in the room. I don't believe that we should be setting criteria because if we set criteria that makes us more -- as a lawyer -- more like a judge. We are deciding the fate based on things like rules that are set. And I think that each dialogue should be an independent dialogue. We should set priorities. Those priorities change. I don't want to set criteria this year and two years from now our priorities might be different. As I have said, this is the rarity. Two TIFs tonight that I'm supporting. But the greatest thing that I feel from tonight is those of you who are upset about it let's have some talks next time other TIFs come up. There are usual suspects that we constantly help out and let's have the same dialogue at that time. Thank you.

PRESIDENT TANDY: Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: Thank you, Mr. President. I guess my concern is not so much with the TIF, with the loss of affordable housing in downtown. I heard the speaker tonight talk about being a senior and having to go from his three or four-bedroom unit, and we are losing those for young millennials downtown. Well, I think you need a mix of people living downtown. I'm sorry that the developers have priced so many people who are in the building there out from being able to stay there who have been there 20, 30 years. But they priced them out and pushed them out, in fact. And I think that's a sad situation.

PRESIDENT TANDY: Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. I was just curious why anyone would get rid of a three and four-bedroom stock. Those seem to be the units that we have less of all over Louisville Metro, not just downtown, but all over Metro Louisville. And if you would just think that would be a wise choice to have some three bedrooms and four bedrooms that would be appealing to all different family units. Thank you.

PRESIDENT TANDY: Councilman Owen.

COUNCILMAN OWEN: Struggling with what I perceive regularly in the SOBRO neighborhood. There are pockets of redevelopment. Spalding University is living and better. The Warrington over on Second Street is living and doing better. But as I pedal through that neighborhood -- and I regularly do -- there are vast, vast, vast tracts of surface and underutilized parking. Light industrial that is holding on. Pockets of poverty, especially as you move towards Sixth, Fifth, Seventh, Eighth and Ninth. I believe this is a good project. That's not to undermine or diminish the perfectly legitimate positions that have been expressed. But I think it is important -- I can only share with you the observation of pedaling through the SOBRO neighborhood, south of Broadway neighborhood, all the way to Oak Street. Simmons College of Kentucky is living and doing better. But I'm telling you there are some pretty hardscrabble zones there. And this project will be a benefit, ultimately, to the taxpayers of Louisville and will serve as a stimulus for redevelopment in that area.

PRESIDENT TANDY: Councilman Magre.

COUNCILMAN MAGRE: I just want to thank Councilman Peden for concern over my feelings. I have to say, though, it is going to take more than a TIF to the brown condo setup to solve what are issues out on those parcels of property. I kind of agree with Councilman Ackerson on this one. I really think the idea of having the freedom and flexibility to work with the administration or hear from the administration and make determinations is probably a role we should play and participate in. And I certainly agree with and trust Councilman Downard in terms of accountability and finances. I'm comfortable moving forward with your review. But I think that is a really legitimate question, why we are off

the grid for the two items tonight. And the idea of getting back on it. But I will be voting yes. And maybe someday we can soon get a TIF for all of that area and get the motel that is out there torn down and something going up that would be fitting to Costco coming in. So thank you.

PRESIDENT TANDY: Councilman Downard.

COUNCILMAN DOWNARD: Thank you, Mr. President. I just wanted to clarify one thing. When I said criteria, I didn't mean hard-and-fast rules. You are exactly right. But when you say they ought to be doing collaboration, there is none. We just get handed something saying approve it or it will go down. So I want something that says we want to approve X type of business, entertainment downtown. Do multiple families throughout metro. If they are going to say something like that, let us evaluate the theories and plans ahead of time so we don't have to look at micromanaging an individual project, which we really shouldn't be doing. I don't disagree. I just don't want to give the wrong impression. And I look forward to the future TIFs also. Thank you.

PRESIDENT TANDY: Councilman Magre.

COUNCILMAN MAGRE: Based on hearing that, my commitment next time will be to follow your lead and vote no.

PRESIDENT TANDY: Any further discussion? All right. Seeing none, this is an ordinance that calls for roll call vote. Madame Clerk, please open the voting. The voting is closing. The voting is closed.

MADAME CLERK: 21 yes votes, three no votes and two not voting. The no votes are Councilwoman Woolridge, Councilwoman Denton and Councilman Peden.

PRESIDENT TANDY: The ordinance passes.

Our next item of business is New Business. Colleagues as you leave the chambers please do so quietly so that the clerk may read New Business. I would ask the council members wishing to make announcements to please remain in chambers and request to speak on your system when it is made available.

New Business comprises items 35 to 52. Will the clerk read those items and their assignments to a committee.

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

AN ORDINANCE APPROPRIATING \$10,000 FROM DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE KENTUCKY SHAKESPEARE FESTIVAL, INC., TO FUND THE CAST OF ACTORS PERFORMING IN "SHAKESPEARE IN CENTRAL PARK."

AN ORDINANCE APPROPRIATING \$25,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$7,500 EACH FROM DISTRICTS 15, 21; \$5,000 FROM DISTRICT 12; \$1,000 EACH FROM DISTRICTS 24, 13, 25, 14; \$500 EACH FROM DISTRICTS 6, 2; TO LOUISVILLE METRO PARKS DEPARTMENT, FOR SECURITY CAMERAS, PATHWAYS AND OTHER COSTS ASSOCIATED WITH THE RENOVATION OF THE NORTH OVERLOOK AT IROQUOIS PARK.

AN ORDINANCE APPROPRIATING \$14,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,500 FROM DISTRICT 23; \$2,000 FROM DISTRICT 25; \$1,000 EACH FROM DISTRICTS 5, 2, 21, 4, 14, 6, 22, 20, 16; \$500 FROM DISTRICT 13; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE WAR AGAINST VIOLENCE CORPORATION FOR COSTS ASSOCIATED WITH THE "YOUTH ALERT!" VIOLENCE PREVENTION/HEALTH COMMUNITY OUTREACH PROGRAM.

AN ORDINANCE APPROPRIATING \$5,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$1,000 EACH FROM DISTRICTS 25, 14; \$500 EACH FROM DISTRICTS 3, 13, 6, 2, 1, 15, 4; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO EXPLOITED CHILDREN'S HELP ORGANIZATION, INC. (ECHO) FOR CHILD ABUSE PREVENTION PROGRAMMING.

AN ORDINANCE APPROPRIATING \$5,750 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$1,000 EACH FROM DISTRICTS 15, 21; \$750 FROM DISTRICT 8; \$500 EACH FROM DISTRICTS 7, 5, 13, 6, 12, 9; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE AIDS SERVICES CENTER COALITION, INC., DBA THE LOUISVILLE AIDS WALK, FOR EXPENSES ASSOCIATED WITH THE 2015 LOUISVILLE AIDS WALK CAMPAIGN TO SUPPORT DIRECT CLIENT SERVICES.

AN ORDINANCE APPROPRIATING \$5,001 FROM DISTRICT 10 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CATHOLIC CHARITIES OF LOUISVILLE, INC., FOR COSTS ASSOCIATED WITH THE LOUISVILLE METRO HUMAN TRAFFICKING SUMMIT.

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

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING

NONCOMPETITIVELY NEGOTIATED NEW CONTRACT - (NEW ALBANY HEATING, AIR CONDITIONING AND ELECTRICAL, INC. - \$250,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT - (KENTUCKIANA INSULATION, LLC - \$250,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT - (J & M MECHANICAL, LLC \$250,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT - (GREEN HOME SERVICES, INC. - \$250,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT (BELLSOUTH TELECOMMUNICATIONS INC D/B/A AT&T - \$1,300,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (DEBORAH KENT - \$50,000.00).

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

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A METROPOLITAN SEWER DISTRICT (MSD) GRANT OF \$16,250 TO BE USED BY THE LOUISVILLE METRO PARKS DEPARTMENT FOR THE ENGAGING CHILDREN OUTDOORS (ECHO) ENVIRONMENTAL EDUCATION PROGRAM.

The following legislation will be assigned to Government Accountability and Ethics Committee.

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

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

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (LOUISVILLE AREA CHAMBER OF COMMERCE INC., D/B/A GREATER LOUISVILLE INC. - \$300,000.00).

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

AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO EZ-1 ENTERPRISE ZONE AND CHANGING THE FORM DISTRICT FROM NEIGHBORHOOD TO SUBURBAN WORKPLACE ON PROPERTY LOCATED AT 7830 NATIONAL TURNPIKE CONTAINING 28.7 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1004).

AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL, R-7 MULTI-FAMILY RESIDENTIAL AND C-1 COMMERCIAL TO C-2 COMMERCIAL AND CHANGING THE FORM DISTRICT FROM NEIGHBORHOOD TO SUBURBAN MARKETPLACE CORRIDOR ON PROPERTY LOCATED AT 3408 BARDSTOWN ROAD CONTAINING 6.5789 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1008).

AN ORDINANCE AMENDING THE TEXT RELATED TO. ALLOWABLE DENSITY WITHIN THE CAMPUS SUBAREA OF THE SOBRO PLANNED DEVELOPMENT DISTRICT IN LOUISVILLE METRO (15ZONE1007).

Read in full.

PRESIDENT TANDY: Thank you, Madame Clerk.

Without objection, we will adjourn our meeting for this evening.

Next we will move into announcements. And we will begin with Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: Thank you, Mr. President. I just have a few announcements.

Friday night August 14th at Shawnee Park at Baker Field will continue to be Friday night free family films. This Friday we will be showing Big Hero 6, an animated feature. And the following Friday August 21st we will show Selma. And that will conclude our series at the Shawnee Park. Free popcorn and water for all who come.

Saturday August 15th there is a block party at 3 o'clock in the Portland neighborhood at 26th and Alfred. Come on by. Bring your lawn chair. There will be a bounce house, face painting and a deejay with live music and free food. 26th and Alfred Saturday at 3 o'clock.

Monday August 17th our monthly District five neighborhood advisory meeting will be from 6:00 to 8:30 at the Shawnee Golf Course. Usually we meet at the Yearlings Club, but we are anticipating a big crowd because we will be talking about the West Louisville FoodPort. So anyone who is curious about what is being planned for the 30th and market site come to the golf course Monday August 7th at Shawnee Golf Course, 460 Northwestern Parkway.

Saturday, August 22nd at 10:00 a.m., walk with the dock will be in Shawnee Park. Dr. Wayne Tuckson will be walking again. Always the fourth Saturday of the month at 10:00 a.m. And get your fresh fruits and vegetables every Thursday in the Shawnee neighborhood at two locations. 4:30 to 6:30. It is winding down. Goes to the end of October. And if anyone would like to get on my mailing list for the newsletter and you have an e-mail address that we can send it to, contact my office. Thank you.

PRESIDENT TANDY: Thank you, Councilwoman Hamilton.
Councilman Owen.

COUNCILMAN OWEN: One announcement only. And it is a little bit of a rescheduling. You know normally last Saturday of every month 11 months a year is Talk with Tom. Going to have to reschedule. So this time in August -- not the last Saturday in August; it is this Saturday, meaning two days from now -- meeting August 15th 9:00 to 11:00. Talk with Tom at Dunkin Donuts there in front of Mid City Mall. I'll be sitting there. And any citizen that wants to get a hold of my ear, figuratively speaking, stop by and I will be glad to hear them out and see what is on their mind. And if I get a chance, respond. Thank you very much.

PRESIDENT TANDY: All right.
Thank you, Councilman Owen.

That concludes all the announcements we have for this evening. Our next council meeting will be Thursday, August 27th at 6:00 p.m. So we hope that all of you will tune in at that time. We are as a community,

school started back. We are in the second day of school. So we are hopeful that all of the students are getting to and from school safely and that they are engaging in positive learning. We want to continue to keep our students, our parents, the teachers, the faculty, the staff, the bus drivers, all who are participating and helping to educate our children and our thoughts and prayers as they continue to stay safe, and that this year will be a productive one for each and every one of them.

With that being said, we look forward to seeing you August 27th at 6:00 p.m. Until that time, God bless, take care, and we look forward to seeing you again real soon.

[Regular Meeting adjourned.]