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LOUISVILLE METRO COUNCIL
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MARCH 23, 2017

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PRESIDENT YATES: The Regular Louisville Metro Council Meeting of March 23, 2017, will please come to order. Please rise for the Pledge of Allegiance to our Flag.

[Pledge of Allegiance.]

PRESIDENT YATES: Thank you. Mr. Clerk, a roll call, please.

[Roll Call].

MR. CLERK: Mr. President, you have 19 in attendance, and a quorum.

PRESIDENT YATES: Mr. Clerk, please cause the record to reflect Council Members Green, Blackwell and Reed have excused absences.

MR. CLERK: So noted.

PRESIDENT YATES: Council Member Kramer.

COUNCILMAN KRAMER: Thank you, Mr. President.

This is Sean Kurowsky, who actually lives in Councilman Mulvihill's district, and I appreciate Councilman Mulvihill stealing him over and having him as a page on my behalf. His father works at metro works. Many of us worked with Steve Kurowsky. And in the course of a conversation, it is our turn to have a page, we had the position come open, and we said we would love to have him. So we are grateful that his son was able to come in for this. His favorite sport is basketball. He loves to play basketball and binge watch shows like "The Walking Dead."

Please welcome Sean Kurowsky.

[APPLAUSE]

Thank you, Sean.

PRESIDENT YATES: Let me remind those addressing the council to please refrain from profanity or making derogatory statements to council members.

Would you please call the first speaker forward.

MR. CLERK: Leticia Miguel

LETICIA MIGUEL: My name is Leticia Miguel.

I'm here with Mi Gente Louisville. I would like to talk to you about why. I am a child of immigrants. This type of situation has psychological effects. How do you explain this to a child, that the only crime they committed -- -- was looking for a better opportunity.

MR. CLERK: Yazmin Martinez.

YAZMIN MARTINEZ: -- my mom taught us how to drive in order to move us through and take us to orchestra practice, soccer practice, or take us to church. I find that to be beautiful. But as circular migration became more difficult, it became the best option that all of my family moved here to Louisville. My narrative is among millions across the country whose lives are blurred between their safety and survival. I'm aware that sanctuary city is not going to grant me or my community 100% protection from ICE or from other agencies, but I believe that this will validate that my means of survival is not criminal. It will validate that me and my community are worthy of services without feeling guilty or scared. It is difficult for me to process these experiences and emotions that are happening within my community are being neglected. There is a denial of basic human rights that almost makes me feel crazy. It is a feeling that has been especially felt in our current presidency but not a feeling that has ever left. I have seen Louisville grow and become more

compassionate, and inclusive to immigrants and LGBTQ. So I have never not felt part of Louisville. And that is why I'm here to support Louisville as a sanctuary city. Louisville as a compassionate city could be making impactful changes in the immigrant community by using money they use to fund ICE or other agencies. Compassionate is sanctuary. Thank you.

MR. CLERK: Connor Allen.

CONNOR ALLEN: Good afternoon. My name is Connor Allen. I'm a resident of old Louisville in Councilman James' district. I'm here as a member of the Affordable Housing Coalition as a member of Kentuckians For the Commonwealth, and I'm here to ask you to allocate \$10 million to the affordable housing trust fund. I graduated from the University of Louisville last May, and about two weeks later I began working at the Center for Women and Families, which is Louisville's domestic violence shelter. I do want to clarify I'm not here on behalf of the Center for Women and Families, but I wanted to talk about my experience. A question that I get at my job is why do survivors of guidelines return to their abuser and it would be ignorant of me to say there is any one particular reason people go back but one of the ones that I see most often is financial reasons. A lot of the times we have clients who have to choose between going back to an abusive situation and becoming homeless. And a lot of times these clients are mothers and it is really, really hard and tragic to watch them go back, because they can't find somewhere affordable to live.

And one of the things I see, mothers taking their child back to an abusive situation because they can't find a home. And this is just perpetuating the cycle of violence and poverty, and we are not giving

these kids the opportunity to succeed they need. I can tell you that the homeless shelters are always full. There is a year's long waiting list for section 8 housing, and you hear that 60,000 number a lot, felt strongly and painfully by a lot of real people. And every day I ride my bike to help our clients get restraining orders, and I drive past the Omni Hotel, and it just breaks my heart to see \$140 million of tax incentives going to 600 hotel rooms for people from out of state and 200 luxury apartments when we haven't funded the affordable housing trust fund but once in the past ten years. It breaks my heart when I hear the mayor talking about the 23 new hotels coming up. And in his save the city address he says our city overall has received a level of prosperity unlike anything in recent memory. But I will say you can't measure a city's prosperity by averaging it out. Thank you.

MR. CLERK: Ryan Fenwick.

RYAN FENWICK: I'm here tonight as a representative of Kentuckians for the Commonwealth to present this council with the people's guide to the budget. Kentuckians for Commonwealth is an organization, 11,000 members strong across the state, with 2400 members in Louisville metro living in each your council districts.

Volunteers of the chapter gave up their time to produce the people's guide because we believed Louisville residents deserve to understand how their tax money was being spent.

We hope you will consider in the 2017/2018 budget and future budgets how difficult the document is in its current format to be used as a reference document.

We chose when we wrote the guide to focus on three areas of the budget that highlights how the better angels of our nature are not being translated to our city budget. We found Louisville needs more affordable housing still. We have known since 2004 the city needs \$10 million per year to meet the needs for affordable housing in the city. The trust fund founded in 2008 was never funded until 2016, when it received only \$2.5 million of the \$10 million it needs to begin to address the needs of 60,000 families on the affordable housing waiting list.

We found that we spend more on policing every year, but we keep seeing crime increase year after year. Spending on crime prevention that retaliates against offenders massively outpaces spending on restorative justice tactics, despite the fact that the current rate remains untouched. Our hotspot policing policies are driving a wedge between the community and overpoliced residents. And not really doing much to stop crime. We need to prioritize programs that intervene in the cycle of violence. Looking around the city, it is obvious that some of our neighborhoods have better roads and sidewalks, better businesses, and more opportunities to enjoy amenities close to their homes. The budget should prioritize investment in neighborhoods still suffering from our city's history.

This is the city's opportunity to put its money where its mouth is. This year we are releasing the people's guide to the budget to show the residents how the budget is created, considered and enacted. We urge you to read the guide and share it. Anyone can access it by going to people's guide to the budget. We hope in the future the budget process will be more transparent and call on you as our representatives to work

towards participatory budgeting processes to make sure Louisville is being built for the people who live here.

MR. CLERK: Erika Williams.

ERIKA WILLIAMS: I'm a member of KFCC, a growing coalition of concerned residents who are asking the city for the city to adopt actionable policies. Right now our state and federal government are relying on fear to suppress and undermine our rights to local governance. This leaves us with a choice. We can allow fear to immobilize us, knowing that our inaction will surely create further suffering in our community. In fear, we could allow undocumented mothers to get arrested while dropping their children off to school or we could allow ICE agents to raid and detain and deport our community members. Or we could recognize our fear but refuse to -- we could work together to make smart, specific steps to protect our community from the state and federal government.

As stewards of the budget we must ensure the budget is spent on things that address the root causes of violence in our community. Not the senseless unethical deportations -- -- they understood the harm created by the violent destruction of family systems and the chaotic environment created -- cities have created a coalition of 300 cities that have chosen to protect their citizens.

In the face of fear, we can be compassionate. A compassionate city knows kindness in the face of hate. A compassionate city provides protection for its members, protections that extend beyond simply -- -- that builds communities and prosper. A city cannot be compassionate in name only because showing compassion is not passion. Showing compassion requires enormous emotional strength, empathy, and the

desire to face what is so obviously wrong. Right now the city needs your leadership. I urge you to listen to your community and adopt policies to make Louisville a compassionate city. Thank you.

MR. CLERK: Dr. Kathleen Cooter.

KATHLEEN COOTER: Good evening. I'm Dr. Kathleen Cooter, a professor at Bellarmine University. One brisk Saturday morning I took my class to Bellarmine graduate school's local homeless shelter. As we walked through the dining area we inadvertently walked in by a family celebrating a child's birthday. The little child was in a highchair wearing a birthday crown surrounded by his family and friends. There was a cake with the number 1 on it. The class joined the family to sing a rousing Happy Birthday to the baby. His frosting-covered face lit up the room. We could not help but be struck by the poignancy, celebrating a baby's first birthday at a homeless shelter. We wondered what might be next for baby James and his family. We met James. Using data from our reports, America's youngest outcast, let's take a crystal ball and look where James will be. He is part of a large group, about half of all children who are homeless are below the age of six years old, a period critical for brain development. James is going to have an extremely small vocabulary. More than half of preschoolers are measured at less than half of the first percentile. He will have poor motor skills. 33% of preschoolers who are homeless score at the fifth percentile or less. Significant emotional and social problems. 38% of preschoolers who are homeless have marked severe behavioral issues. He will have significant developmental delays, more than 75% have at least one major developmental delay. Early childhood homelessness is more strongly associated with how far is child progresses

in school than at any other time. But let's follow him, take him to elementary. He is less than half of his -- he will have two times as much chance of being labeled as being learning disabled. He is likely to be retained, as homeless children are retained. Almost a quarter are retained twice. Getting older in high school and middle school he has a greater risk of suicide, anxiety and depression, which will impact his graduation. 87% of children who have been repeatedly homeless drop out. That is according to Tufts University. The research clearly indicates what is labeled as a dose response. The earlier, the more often, and the longer a child is homeless, the increasing negative life and academic outcomes accumulate. Without decisive action and allocation of sufficient resources, little James' life will follow a well-researched pattern that is desolate. I'm asking you to fund the Louisville Affordable Housing Trust Fund act to help the 10,500 children who have been labeled homeless in Jefferson County Public Schools.

MR. CLERK: Daniel Cobble.

DANIEL COBBLE: This is my response to an anonymous e-mail. Yes, ma'am, I have. The FBI and Louisville Metro Council are well aware of my cases/injuries as well as the injuries of other taxpayers. We speak routinely at the members of council and have several unanswered complaints filed with the FBI. So it is no wonder LMPD's cover up of the recent officer pedophile rapist, since they are given license by the public to do what they want, since our earlier complaints and pleas are ignored. Our complaints are opportunities for the community to resolve government, that would restrain the police. I remind you again that in November 2016 my and another PNC bank customer's safe deposit boxes were burglarized by PNC and

the government. LMPD won't prosecute, yet the police and Louisville community and nation are allowing this to go on without resolution. It is no wonder the police are out of control. We have no community. This is also transactional tax slavery. My household, for example, pays government approximately \$9,500 in annual payroll deductions, sales taxes, gas taxes, fees, etc. The government will not protect our rights, allowing us to be violated by corporations and government agencies. My taxes pay for the Yum Center, city concerts, U of L, U of K and other college construction projects supported by the city, maintenance of parks and streets, our sewer systems, public schools, and everything else. So we should not be paying taxes if government won't protect us by upholding the constitutional contract. This is criminal extortion supported by the community. PS. You won't identify yourself. Your fear is why government is destroying everything. Your fear is was creating the insecurity in our society/community. Your fear is giving license to destroy our homeland. You should be tired of harboring your delusional fears.

As an update, without quoting now. As an update on my lawsuit to stop overpricing of car insurance, judge Sandra McLachlan is not allowing this case to go forward. The information flyer will compel her to prosecute this case. Thank you so much.

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

PRESIDENT YATES: Thank you, Mr. Clerk.

Councilwoman Sexton Smith, would you please introduce your page for us, your guest?

COUNCILWOMAN SEXTON SMITH: Yes. Thank you, Mr. President, and Councilwoman Leet for asking me to invite a very special guest that we have with us this evening. As explained to me, this is an opportunity for our council members to every once in a while experience the great creative talent that we have in our community. Especially our young talent. So I'm going to ask Adrienne Bluitt to step to the podium. She has been singing with the West Louisville girl's choir, the West Louisville performing arts academy, for 15 years. She is currently a student at the University of Louisville, majoring in political science and history. She serves as a mentor to young women and also the assistant director of the West Louisville girl's choir. She is going to sing a number for us and will share her experiences.

[Singing]

ADRIENNE BLUITT: Thank you all for having me. Councilwoman Smith said I'm a proud member of district number four and the West Louisville performing arts academy is one of the hundreds of arts group that services our youth here in our community. I grew up in a household full of musicians so I know from my own experience that the arts definitely cultivate and inspires and creates better communities for our children to live in. And I'm so just thankful for all the work you do here in our community.

PRESIDENT YATES: Thank you again for being here. That was quite a treat for this council.

Councilman Engel, would you please introduce your guest.

COUNCILMAN ENGEL: Yes, sir, Mr. President. Colleagues, a couple months ago at Fern Creek chamber luncheon, I ran into -- -- and it was

just unbelievable. You run into two people that you just think have incredible potential to really tackle some of our biggest issues that we have in the community. That is to go inside these schools and to really make something of some of our youth that are really having a tough time out there, causing problems. These guys were there and have been there. I want to continue on here, but they are going to tell the story better than I can. These two gentlemen, Hassan and Tyler Radford both grew up here in Jefferson County and attended Fern Creek High School, Male High School, and as students they had a lot of success. But equally faced challenges along the way. As time went by and after many life's lessons. Hassan and Tyler came together with a dream to clean up the street by giving the youth an option for change in themselves. For this option, Dreamsetters United is born. The mission is to empower the youth by being their best possible self by identifying and capitalizing other abilities and talents. Both Hassan and Tyler volunteer each Friday -- -- they assist and guide these youth in finding out who they really are and to fulfill the dreams they long to lye. Since my initial meeting, and I get these guys for a follow up. Because I had to know what the guys were up to. Bought them some Dairy Queen ice cream. But anyway, I just got a chance to witness their passion and their vision. So I want for them to share what they have been, and we have a flyer that you can refer to after the presentation. The goal is to get them to every Jefferson County public school. Guys, introduce yourself.

HASSAN: My name is Hassan.

TYLER RADFORD: Tyler Radford.

>> Basically we help kids chase their dreams by holding them accountable, keeping them off the streets. It is crazy because we started out with five kids and now we have over hundreds of kids. It has been a real blessing. We have done a lot so far in the community. We got to sponsor numerous families with turkeys and meals last year. And we also sponsored over 1,500 kids. And we also patterned up with Wayside Christian Mission and bed almost 350 homeless people. Helping them get involved just to open their eyes to a different world.

At wayside they have a side where it is families, a side where it is mothers. So once the -- -- once those people came in, they saw us and saw the kids. It was just quiet. And people enjoyed their food. And we actually are the first foundation that gave them enough for seconds and enough for leftovers. So we are pretty excited.

>> First off, thank y'all for having us here. But yeah, we are called Dreamsetters United. And we just like to practice what we preach. It is just amazing. We started one day talking about what we want to do. We do it a lot. People talk about what they want to do but they don't do it. Maybe it is because of fear, but we are going through these tools that will help so they can be who they want to be and that is who they are told to be. I never thought I would be a college graduate. We got -- -- and my first semester I got a 1.9. I had a scholarship and I lost it. And then I got bummed out. And my father told me I have to get a 4.0. I have never gotten a 4.0 in high school or elementary school so I was like I'm not going to get one in college. So I said back I do?

I decided to either work hard and back up and go back home. So I am going to work hard. And I ended up graduating with a 3.5 and I got an

award for being the most advanced in my program to me that was the testament that you work hard and determined and you can do anything you put your mind to. Everybody has a dream, and I wanted to live my dream, not somebody else's dream. That is what we want to do. No matter their own business, chef, music artist, construction worker, teacher. Albert Einstein said that imagination is greater than knowledge. Imagination is unlimited. So the kids have great imagination, and I know they can reach it. Thank you all for time and we have that prom I will talk about a little bit. -- -- (off mic).

>> In getting to know these guys a little bit better, Hassan went to Fern Creek High School. And supporting the choice program, children have opportunities choosing experience, just found out he was part of the mentoring program.

>> I was raised in a broken home. I was raised in a single-mother home. I got involved in a gang at a young age so I had to suffer the consequences. Got kid by a car, got stabbed, got shot. And I grew up -- but also I found people who care about me -- -- and found the program, they gave me hope, brought mentors into my life. They have worked with me. I start with a 1.6 GPA and graduated with a 3.8. I took student and athlete of the year. I wanted to continue to follow my dreams. I also work hard, continue to work hard, but I also -- -- and I had the opportunity to play overseas basketball, which was a really blessing. But my real passion is just to help others, see other people smile and to give back.

The choice became a big part of my life. We are getting involved with them again.

COUNCILMAN ENGEL: We appreciate your time. I know council likes to hear these proclamations. We have a resolution here.

In testimony whereof we have caused these letters to be made and the seal of the Louisville Metro Council to be hereunto affixed.

Congratulations, guys.

PRESIDENT YATES: On behalf of the council, we truly appreciate your service to our community. Thank you guys.

Councilwoman Sexton Smith, do you also have another guest you would like to recognize with us here.

COUNCILWOMAN SEXTON SMITH: Yes. There is a special gentleman. It is the gentleman with the big smile in the front row. This is Jerry Ellis, brother of Jimmy Ellis, whom we will address later this evening. And I think Mr. Ellis will say something. Please.

JERRY ELLIS: That is my brother. We thank you for honoring him.

COUNCILWOMAN SEXTON SMITH: Thank you, Mr. President.

PRESIDENT YATES: Thank you, Councilwoman. Mr. Ellis, thank you for being here. As a kid, I would go over to the boys club across the bridge. There was always a big poster of your brother in there. Always a story. A good man to look up to. Thank you.

PRESIDENT YATES: Next, Councilwoman Woolridge, would you please introduce your guests?

COUNCILWOMAN WOOLRIDGE: Yes. Thank you, Mr. President.

Good evening, colleagues. We are here to recognize Butler Traditional High School girls basketball team. Before I do that, I want to say how much I enjoyed Adrienne's singing. Keep up the great work. You are doing a good job.

At this time I would like for my coaches to managers from Butler High School to join me here at the podium and all of the girl's basketball team.

Are you back there? It seems like I remember doing this last year. At this time I would like for everybody here in the chamber to give these girls a hand and their coaches for winning the LIT nationals again this year. We are so proud of the BEARETTES. We have certificates for everyone, the coaches, the managers, and especially our players. I don't know if you all use future, and I very seldom read the -- but this young lady is someone to be recognized. And, coaches, I'm going to start with her, if it is okay. I'm so impressed with the young ladies. I'm going to read the certificate. Come down here and join me at the podium.

All the certificates read: Louisville Metro Council, to all whom these letters shall come, greetings. Know ye at the Louisville Metro Council hereby honors and awards the BEARETTES of the 2017 Louisville international tournament girls basketball championship team certificate of merit. In recognition of outstanding achievement as a member of the butler girls high school basketball team.

We hereby confer this honor with all rights, privileges, and responsibilities thereunto appertaining in testimony whereof we have caused these letters to be made and the seal of Louisville Metro Government to be hereunto affixed. Done in the city of Louisville this 23rd day of March, 2017. Mary C. Woolridge, Councilwoman, Metro Council District 3.

All the certificates read like this, but I'll only read just one. But this is a special certificate for you. And it says: Louisville

Metro Council, to all whom these letters shall come, greetings. Know ye that the Louisville Metro Council hereby honors and awards BEARETTE JALIN. Whereas she is an McDonald all American nominee region six player of the year and first team all-region. And whereas JALIN has a 3.7 GPA. A member of the student council. And whereas she is a member of the 2017 Louisville international tournament girls basketball team. In recognition of outstanding athlete association, she was awarded the Kentucky Gatorade player of the year. We hereby confer this honor with all rights, privileges, and responsibilities thereunto appertaining. We have caused the seal of the Louisville Metro Government to be hereunto affixed done in the city of Louisville this 23rd day of March 2017, Mary C. Woolridge, Councilwoman, District 3. Let's give JALIN a hand.

[APPLAUSE]

Not only is she a great athlete. She has a 3.7 GPA, and I was very impressed with that. And I would like to call out all the players' names, and we will have the coaches to make sure you get your certificates.

First I start with my coaches. Larry, coach. DeSean, Mark Wilson, Samantha. Did I pronounce that name wrong? Okay. The next one is Donna Marshall, RHEA, Kara, Britney, Molly, Gabrielle, Ashley, JALIN. Did I get everyone's name? Thank you all for coming. We are really impressed with what you do every year on the basketball court as well as what you do in the classroom. So let's give them a hand

[APPLAUSE]

At this time I would like to ask the coach if he would like to make some remarks.

>> This group has been very special in a lot of ways. It is a privilege for me to be working with the young ladies. They finished the year 33-3 this year. They came up short of the ultimate goal but they did get back to the state tournament. Won the LIT, fifth time in school history, fourth time in four years. Above all else, these guys are student athletes. And I think that is the one thing that makes them extra recognize. So they take very good care of their academics. We are very proud of them. We have young ladies who will graduate. Several going on to play basketball. They have done extremely well. They have represented us very well but they represent the city well. Proud of all of them.

COUNCILWOMAN WOOLRIDGE: At this time, young ladies and coaches, I would like to get a picture taken with you all. Is that okay? And I'm going to give these certificates to the coaches, and they will make sure you get them.

PRESIDENT YATES: Next we have approval of Council minutes for the Regular Metro Council Meeting of March 9, 2017. Any corrections or deletions?

>> Move approval.

PRESIDENT YATES: Need a second.

>> Second.

PRESIDENT YATES: The minutes have been properly moved and seconded. All those in favor please signify by saying aye. Opposed? The ayes have it. The minutes are approved as written.

Next we have approval of the following Committee minutes, all in 2017:

Regular: Committee of the Whole, March 9.

Regular: Planning/Zoning, Land Design and Development Committee,
March 14.

Regular: Public Works, Parks, Sustainability and Transportation
Committee, March 14.

Regular: Labor and Economic Development Committee, March 14.

Regular: Government Accountability, Ethics and Intergovernmental
Affairs Committee, March 14.

Regular: Community Affairs, Housing, Health and Education
Committee, March 15.

Regular: Public Safety Committee, March 15.

Regular: Appropriations, NDFs and CIFS Committee, March 15.

Regular: Contracts and Appointments Committee, March 16.

Regular: Budget Committee, March 16. Regular: Committee on
Committees, March 21.

Are there any corrections or deletions? May I have a motion and
Second for approval?

>> So moved.

>> Second.

PRESIDENT YATES: The minutes have been properly moved and
seconded. All those in favor please signify by saying aye. Opposed? The
ayes have it. The minutes are approved as written.

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

MR. CLERK: We do, sir.

PRESIDENT YATES: Please read those into the record.

MR. CLERK: Dear President Yates: In accordance with the Air Pollution Control District Board, I am appointing the following to the Air Pollution Control District Board:

Cindi Sullivan, new appointment, term expires June 30, 2020.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

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

Juanita White, new appointment, term expires April 13, 2018.

Andrew Harpole, new appointment, term expires April 13, 2020.

Dr. Scott Giltner, new appointment, term expires April 13, 2018.

Sam Ward, new appointment, term expires April 13, 2019.

Philip DiBlasi, new appointment, term expires April 13, 2019.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the Citizens Commission on Police Accountability Ordinance, I am appointing the following to the Citizens Commission on Police Accountability Board:

David Allgood, reappointment, term expires March 27, 2021. Your prompt action on this appointment is most appreciated. Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the Convention and Visitors Bureau Commission Ordinance, I am appointing the following to the Convention and Visitors Bureau Commission:

Michael Grisanti, reappointment, term expires February 28, 2020.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

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

Mark Brown, reappointment, term expires May 10, 2019.

Metro Council approval of this reappointment is not required.

Sincerely, Greg Fischer, Mayor.

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

Richard Cooper, New Fire Fighter Elect Appointment, term expires June 30, 2019.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with Downtown Development Review Overlay District Committee Ordinance, I am appointing the following to the Downtown Development Review Overlay District Committee.

Monica Brown, New Appointment, term expires December 31, 2017.

Jonathan Henney, reappointment, term expires January 31, 2020.

Anna Tatman, reappointment, term expires June 30, 2018.

Timothy Mulloy, reappointment, term expires January 31, 2020.

Daniel Forte, reappointment, term expires December 31, 2017.

Rudy Spencer, New Appointment, term expires December 31, 2017.

Don Rodgers, New Appointment, term expires April 13, 2020.

Noelle Penta, New Appointment, term expires April 13, 2020.

Your prompt action on these appointments is most appreciated.
Sincerely, Greg Fischer, Mayor.

Read in full.

PRESIDENT YATES: Those appointments needing Council approval will be forwarded to the contracts and appointments committee.

Our next order of business is the Consent Calendar. The Consent Calendar comprises item numbers 25-43. Are there any additions or deletions?

Councilwoman Shanklin, are we to move 52 to Consent Calendar from Old Business? The Consent Calendar now comprises of items 25-43 and 52.

Mr. Clerk, a second reading of these items.

MR. CLERK: AN ORDINANCE APPROPRIATING \$5,350 IN DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUNDS TO METRO PARKS DEPARTMENT FOR LANDSCAPE MAINTENANCE TO VARIOUS PUBLIC RIGHT-OF-WAYS THROUGHOUT DISTRICT 6.

AN ORDINANCE APPROPRIATING \$9,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,500 FROM DISTRICT 15; \$2,000 FROM DISTRICT 21; \$1,500 EACH FROM DISTRICTS 13 AND 25; \$1,000 FROM DISTRICT 12; AND \$500 FROM DISTRICT 10; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE SOUTH LOUISVILLE COMMUNITY MINISTRIES, INC. (SLCM) FOR EXPENSES ASSOCIATED WITH THE SLCM GOLF SCRAMBLE AND "FAMILIES HELPING FAMILIES" FUNDRAISING PROJECTS AND TO SUPPORT THEIR EMERGENCY FINANCIAL ASSISTANCE PROGRAM.

AN ORDINANCE APPROVING THE APPROPRIATION OF \$643,661.05 BUT NOT TO EXCEED \$700,000.00 TO ADDRESS THE LITIGATION BY APPROXIMATELY 42

PLAINTIFFS, FORMER AND CURRENT MEMBERS OF THE LOUISVILLE FIRE DEPARTMENT,
FOR WAGE AND HOUR AND CONTRACTUAL CLAIMS.

AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2016 AS
PERTAINING TO THE 2016-2017 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 90,
SERIES 2009 AS PERTAINING TO THE 2009-2010 CAPITAL BUDGET AND AMENDING
ORDINANCE NO. 107, SERIES 2013 AS PERTAINING TO THE 2013-2014 CAPITAL
BUDGET AND AMENDING ORDINANCE NO. 101, SERIES 2014 AS PERTAINING TO THE
2014-2015 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO
GOVERNMENT BY TRANSFERRING \$41,308.77 IN PUBLIC WORKS CAPITAL PROJECTS TO
PROJECTS IN DEVELOP LOUISVILLE AND PARKS AND RECREATION AND APPROPRIATING
\$4,025 IN NEIGHBORHOOD DEVELOPMENT FUNDS FROM DISTRICT 1 TO DEVELOP
LOUISVILLE FOR TreesLouisville AS PART OF THE PLANTING O' THE GREEN
PROJECT.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING IN THE
AMOUNT OF \$3,835 FROM THE LOUISVILLE PRIMARY CARE ASSOCIATION (LPCA) FOR
THE STUDY OF POSTPARTUM WOMEN WITH SUBSTANCE USE DISORDERS ADMINISTERED BY
THE LOUISVILLE METRO DEPARTMENT OF PUBLIC HEALTH & WELLNESS.

APPOINTMENT OF JECOREY ARTHUR TO THE DOWNTOWN MANAGEMENT
DISTRICT. TERM EXPIRES MARCH 23, 2020.

RE-APPOINTMENT OF RANDY CHILDRESS TO THE DOWNTOWN MANAGEMENT
DISTRICT. TERM EXPIRES MARCH 23, 2018.

RE-APPOINTMENT OF CELIA HANSEN TO THE DOWNTOWN MANAGEMENT
DISTRICT. TERM EXPIRES MARCH 23, 2019.

APPOINTMENT OF ED HARTLESS TO THE DOWNTOWN MANAGEMENT DISTRICT.
TERM EXPIRES MARCH 23, 2020.

APPOINTMENT OF DONALD LASSERE TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES MARCH 23, 2020.

RE-APPOINTMENT OF SHANE MOSELEY TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES MARCH 23, 2019.

RE-APPOINTMENT OF CASSIUS MOTER TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES MARCH 23, 2019.

RE-APPOINTMENT OF MICHAEL SADOFSKY TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES MARCH 23, 2019.

RE-APPOINTMENT OF DENISE SIMON TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES MARCH 23, 2018.

APPOINTMENT OF ROBBIE VALENTINE TO THE DOWNTOWN MANAGEMENT DISTRICT. TERM EXPIRES MARCH 23, 2020.

RE-APPOINTMENT OF CEDRIC POWELL TO THE TARC BOARD. TERM EXPIRES AUGUST 31, 2019.

APPOINTMENT OF MICHAEL SHACKELFORD TO THE TARC BOARD. TERM EXPIRES JUNE 30, 2020.

RE-APPOINTMENT OF LISA OGBURN TO THE URBAN RENEWAL COMMISSION. TERM EXPIRES JUNE 30, 2019.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$376,100 OF FUNDING FROM THE KENTUCKY CABINET FOR ECONOMIC DEVELOPMENT FOR VENUE IMPROVEMENTS AND EQUIPMENT REPLACEMENTS FOR LOUISVILLE WATERFRONT PARK TO BE ADMINISTERED BY THE LOUISVILLE WATERFRONT DEVELOPMENT CORPORATION.

AN ORDINANCE ESTABLISHING A TAX DELINQUENCY DIVERSION PROGRAM FOR BLIGHTED PROPERTY.

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

>> So moved.

>> Second.

PRESIDENT YATES: The Consent Calendar has been properly moved and seconded, requiring a roll call vote.

Mr. Clerk, please open the voting.

Without objection, the voting is closing. The voting is closed.

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

PRESIDENT YATES: The Consent Calendar passes.

The next item of business is Old Business. Mr. Clerk, a reading of item 44.

MR. CLERK: AN ORDINANCE APPROPRIATING \$32,900 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,000 EACH FROM DISTRICTS 6, 1, 2, 4, 5, 8, 9, 10, 12, 14, 17, AND 23; \$2,500 FROM DISTRICT 21; \$1,900 FROM DISTRICT 7; \$1,500 EACH FROM DISTRICTS 16 AND 20; AND \$500 EACH FROM DISTRICTS 13, 15, AND 25; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO KENTUCKY SHAKESPEARE (FESTIVAL,) INC., FOR COSTS ASSOCIATED WITH PERFORMANCES OF SHAKESPEARE IN THE PARK. (AS AMENDED)

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: Properly moved and seconded. The amended ordinance is before us.

Councilwoman Leet.

COUNCILWOMAN LEET: Thank you, Mr. President. This is a fully funded NDF request for the annual Shakespeare in the Park that a number of us post throughout the community each spring and summer. It is on Old

Business tonight because it was amended in committee to strike out the word festival of the ordinance title, as the organization's official name with the Kentucky secretary of state is Kentucky Shakespeare, Inc., so it reflects that change.

PRESIDENT YATES: Is there any further discussion on that? Already properly done. So the amendment's already been taken care of, is that correct? This is a vote requiring a roll call.

Without objection, the voting is closing. The voting is closed.

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

PRESIDENT YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 45, please.

MR. CLERK: AN ORDINANCE APPROPRIATING \$15,100 FROM. NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,500 EACH FROM DISTRICTS 7 AND 19; \$2,000 FROM DISTRICT 21; \$1,000 EACH FROM DISTRICTS 11 AND 17; \$500 EACH FROM DISTRICTS 2, 9, 10, 13, 14, 16, 18, 20, 22, AND 23; \$384 FROM DISTRICT 8; \$250 EACH FROM DISTRICTS 4 AND 5; AND \$216 FROM DISTRICT 25; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO TreesLouisville, INC., FOR PROGRAMMING EXPENSES ASSOCIATED WITH THE JEFFERSON COUNTY HIGH SCHOOL FRESHMAN 10,000 TREE GIVEAWAY. (AS AMENDED)

Read in full.

PRESIDENT YATES: May I have a motion and second, please?

>> So moved.

>> Second.

PRESIDENT YATES: It is properly before us.

Councilwoman Leet.

COUNCILWOMAN LEET: Thank you, Mr. President. This is also a fully funded NDF request from TreesLouisville for a program in which they provide high school freshman 23 high schools and seed lynx, protective materials for the tree and instructional information for planting and care. I was eager to bring this request to the council because I believe it is very important as we continue to discuss the needs of the tree canopy in our community that we recognize the importance of inspiring an appreciation of trees into the next generation. I'm happy to report that TreesLouisville had their very first organized giveaway yesterday at manual high school and they happily handed out 489 trees to the entire freshman class. This item is on Old Business because it was amended in committee. Thanks to a number of you who signed on as cosponsors to help us reach the goal. Thank you.

PRESIDENT YATES: Thank you for the explanation.

Councilman Johnson.

COUNCILMAN JOHNSON: I was able to go -- -- I think it is a good program.

PRESIDENT YATES: Thank you, Councilman. Is there any further discussion? Please open the voting. Without objection, the voting is closing. The voting is closed.

MR. CLERK: We will record you as a yes.

23 yes votes and three not voting.

PRESIDENT YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 46.

MR. CLERK: A RESOLUTION HONORING JAMES ALBERT "JIMMY" ELLIS BY DEDICATING THE BLOCK IN FRONT OF LOUISVILLE GARDENS ON WEST MUHAMMAD ALI

BOULEVARD BETWEEN ARMORY AND FIFTH STREETS TO BE NAMED "JIMMY ELLIS WAY"
IN HIS HONOR.

Read in full.

PRESIDENT YATES: Motion and second for approval.

>> So moved.

>> Second.

PRESIDENT YATES: Properly moved and seconded. The resolution is
before us.

Councilwoman Shanklin, this came out of your committee.

COUNCILWOMAN SHANKLIN: Yes. Thank you, Mr. President. It was
passed through in our committee but then we found out later that it had a
substitute amendment, so I wanted to turn it over to Barbara Sexton Smith.

PRESIDENT YATES: Thank you, Councilwoman.

Councilwoman Barbara Sexton Smith, the floor is yours.

COUNCILWOMAN SEXTON SMITH: Thank you, Mr. President. And this
did pass unanimously in committee, and I requested that it be moved to Old
Business so I could offer an amendment by substitution so we could
properly state in the resolution the exact location of the sign honoring
James Albert "Jimmy" Ellis. And I move for approval.

PRESIDENT YATES: Properly moved and seconded. Is there any
discussion? Those in favor respond by saying aye. Opposed? The amendment
passes.

Any discussion on the amendment as a whole? Hearing none, all
those in favor respond by saying aye. Those opposed? The ayes have it. The
amended resolution is adopted.

[APPLAUSE]

Mr. Clerk, a reading of item 47.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 4163 BARDSTOWN ROAD CONTAINING 0.53 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1051).

Read in full.

PRESIDENT YATES: Motion and second, please.

>> So moved.

>> Second.

PRESIDENT YATES: The ordinance is before us. Discussion?
Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. This is for the property located at the corner on Bardstown Road. It is the Hertz corporation that will use this for office rental and sales. They will use the existing building. There will be no change in the building and no change in the impervious surface. Landscaping and perimeter will change from grass to sidewalks. There is a reduction in the amount of ingress and egress on both roadways. This is in councilman Pat Mulvihill's district, and he may wish to address the council.

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

COUNCILMAN MULVIHILL: Yes. Thank you. This property was an abandoned gas station and it has been there for 20-plus years. Pretty unsightly. They left tanks. All of that is being removed and replaced. It is a significant upgrade. I noticed at the planning and zoning hearing there was no opposition. I support it and hope you all do too. Thank you.

PRESIDENT YATES: Thank you for the explanation, councilman. Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote.

Without objection, the voting is closing. The voting is closed.

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

PRESIDENT YATES: The ordinance passes.

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

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-5 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 1100 AND 1102 MILTON STREET CONTAINING 7,206.5 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1067).

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: The ordinance is before us.

Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. This is on the corner of Wilson and Hickory Street. It is an expansion of an existing use. Will replace two structures with one structure and will consolidate the lot into one lot. This will have a chiropractic service, three apartments and some retail. There will be parking in the rear and access from the rear alley. This is in Councilman Pat Mulvihill's district, and he may wish to address this.

PRESIDENT YATES: Councilman Mulvihill.

COUNCILMAN MULVIHILL: Thank you. Milton street, but what it is famous is Chuck's Cafe, it abuts the alley. This initially was proposed for C-2 zoning to look at maybe putting another tavern in the structure. Neighbors didn't want another tavern. And so this was sort of a compromise to put in some retail and rebuild the chiropractic office. Seeing that they were able to agree on terms and have something that the neighbors also wanted seems like a good project. I move for approval. Thank you.

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

Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote.

Without objection, the voting is closing. Is voting is closed.

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

PRESIDENT YATES: The ordinance passes.

A reading of item 49, please.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 3383 FREYS HILL ROAD CONTAINING 1.2 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1068).

Read in full.

PRESIDENT YATES: Motion and second for approval, please.

>> So moved.

>> Second.

PRESIDENT YATES: The ordinance is before us.

Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. This is 1.26 acres that is currently being used as an indoor athletics structure. They will reuse the 24,000 square feet in the athletic structure now. There will be

no structural alterations other than some exterior improvements. There is no expansion of the footprint of the building. No expansion of the parking lot. All signs will comply with the comprehensive plan. This is in councilman Glen Stuckel's district, if anybody wishes to address the council.

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

COUNCILMAN STUCKEL: I haven't had any comments by the residents. Actually, the residents that are adjacent to this particular building are very much in favor of this. I recommend a yes vote.

PRESIDENT YATES: Thank you, Councilman.

Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote. Without objection, the voting is closing. The voting is closed.

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

PRESIDENT YATES: The ordinance passes.

Mr. Clerk, a reading of item 50.

MR. CLERK: AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2016 AND ORDINANCE NO. 102, SERIES 2016 RELATING TO THE FISCAL YEAR 2016-17 OPERATING AND CAPITAL BUDGETS, RESPECTIVELY, BY TRANSFERRING \$864,800 FROM DEPARTMENT OF INFORMATION TECHNOLOGY OPERATING FUND TO DEPARTMENT OF INFORMATION TECHNOLOGY CAPITAL FUND RELATED TO TECHNOLOGY IMPROVEMENTS.

Read in full.

PRESIDENT YATES: Motion and second for approval.

>> So moved.

>> Second.

PRESIDENT YATES: The item is before us.

Councilwoman Butler.

COUNCILWOMAN BUTLER: Yes. Thank you. This was in committee and passed out with one person voting present, which is why it is on Old Business. But we also discovered there was a section missing in the particular ordinance. So if you look on your system, there should be an amended version on here. The amendment accepts the new text for section six, resulting in the passage of section two of the ordinance. Some of \$864,800 is hereby transferred from the general fund to the capital cumulative reserve fund for technology improvements. And I make that motion.

PRESIDENT YATES: May I have a second, please?

>> Second.

PRESIDENT YATES: Properly moved and seconded with the correction. All those in favor please signify by saying aye. Opposed? The ayes have it. The floor amendment passes.

Any discussion on the ordinance as a whole? Thank you for the explanation, Councilwoman.

Normally, this would require a roll call vote. If the clerk would please open the voting.

Without objection, the voting is closing. The voting is closed.

MR. CLERK: 22 yes votes, one voting present, three not voting.

PRESIDENT YATES: The amended ordinance passes.

MR. CLERK: I'm sorry. Let me announce the "present" vote.

PRESIDENT YATES: Please do.

MR. CLERK: I apologize. I couldn't find it on the screen. The present vote was Council Member Leet.

PRESIDENT YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 51.

MR. CLERK: AN ORDINANCE MODIFYING THE VACANT PROPERTY REVIEW COMMISSION AND THE LANDBANK AUTHORITY GIVEN RECENT CHANGES IN STATE LAW. (AMENDMENT BY SUBSTITUTION)

Read in full.

PRESIDENT YATES: Motion and second for approval, please.

>> So moved.

>> Second.

PRESIDENT YATES: Any discussion?

Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: This was voted on the substitute and amendment. And I wanted to know if there were more people who wanted to speak on the amendments that were made.

PRESIDENT YATES: Thank you, Councilwoman.

ATTORNEY MARTIN: The ordinance before you shifts power pursuant to change in state statute. The general assembly gave the metro to determine which committee it wanted to review the type of powers at the time was under the vacant property review commission. And there was a decision by develop Louisville that the more appropriate committee to make those decisions was the land bank authority. So the ordinance before you simply shifts the powers that were under the vacant property review commission to the land bank ordinance. And there was a discovery of a few mistakes, and then there was a question about, well, what does the vacant property review commission actually do? So there was an additional amendment made that further explains that in the ordinances. So it was a

little clearer. But there weren't any significant changes to the ordinance before you.

PRESIDENT YATES: Thank you, Ms. Martin. Thank you, Councilwoman.

>> We are looking for a yes vote.

PRESIDENT YATES: Thank you. Is there any further discussion?
Councilwoman Leet.

COUNCILWOMAN LEET: Thank you, Mr. President. I just wanted to ask one question, because we also had some changes that we talked about in the general assembly that the governor has now signed into law. Will these be reflected as separate ordinances or will these -- --

>> Those changes will be reflected in a future ordinance. The reason there is a delay in including the changes recently made by the general assembly is because they won't be effective until July. So develop Louisville was interested in implementing this program immediately and wanted to move forward with the land bank and the good work they plan to do.

>> Did we have the draft ordinance ready at the time? We had a little bit of lag on this one. But I agree.

>> I'm sure they are looking for a sponsor.

>> Well, you can count me down.

>> Okay.

PRESIDENT YATES: Thank you, Councilwoman.

Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President. And speaking of sponsors, I would ask to be a cosponsor on this particular ordinance. I want to make sure that is in the record. Thank you.

PRESIDENT YATES: So note, Councilwoman. Thank you. Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote. Without objection, the voting is closing. The voting is closed.

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

PRESIDENT YATES: The amended ordinance passes.

Mr. Clerk, a reading of item 53, please.

MR. CLERK: AN ORDINANCE AMENDING SECTION 115.451 OF THE.

LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES RELATING TO REMOVAL OF VEHICLES BY PRIVATE TOW OPERATORS; FEE LIMITS. (AS AMENDED)

Read in full.

PRESIDENT YATES: Motion and second, please.

>> So moved.

>> Second.

PRESIDENT YATES: The amended ordinance is before us.

Councilman James, public safety.

COUNCILMAN JAMES: Thank you, Mr. President. This came up in public safety and involved a lot of discussion and several amendments were made. And we had some language difficulties and asked the county attorney's office to assist with some of that. Sarah Martin is here, and I believe she can help us with the language difficulties we were trying to address.

ATTORNEY MARTIN: The ordinance before you addresses the specific subsection in 115 on private tow operators that deals with the amount that a private tow operator can charge for an illegally parked vehicle. And during the course of the public safety committee meetings, there was a broader discussion, and Councilwoman Leet was interested in addressing a

concern of when a car is towed by a private tow operator but improperly towed so that the person wouldn't be at the expense of the tow and the storage costs. And on further review of her question in preparing the amendment, it appears that the chapter already addresses that concern. It is in 115.453. But then there came up an additional question of how to enforce that. Between discussions with Robert Kirchdorfer and the attorneys of the board, it seemed like an appropriate discussion to have it at the committee level. It was the county attorney's recommendation this ordinance be transferred back to committee for further discussion about how enforcement should be on this particular issue that Councilwoman Leet wishes to address.

PRESIDENT YATES: Thank you for that explanation. It is my understanding there will be a motion to table this here today.

Just so people in the queue know before they speak.

Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President. And I'm struggling with the ordinance, with the amendment. And I'm struggling because I was here when we were the city of Louisville. And we had an awful lot of problem with private tow, and one person, and I won't call the name because I could be liable if I do.

When we have the private tow -- let me go back.

You know, we always figure out a way to charge the consumer more money for everything. We tried to get an increase in the minimum wage. We can't get that. But we can sit here with the stroke of a pen and decide somebody's going to pay instead of paying \$10 per day for storage they are going to pay \$25. I'm hoping people will not park in private parking lots,

but my question regarding this ordinance, when somebody is towed from a private parking lot, I could say it was a fiasco when we were the city of Louisville. People didn't know where the cars had been towed to. So this private lot, will there be some kind of signage, address, phone number telling this person where they can retrieve their car from? I don't see it in this ordinance, and I would like to see it in this ordinance, saying these private towers will have something posted and saying where they can retrieve their cars from.

PRESIDENT YATES: Thank you, Councilwoman. And I think this will be going back to committee for further discussion. I do believe those are in place in the ordinance.

Councilwoman Leet.

COUNCILWOMAN LEET: Thank you, Mr. President. I did want to make that motion, to send it back to committee. I agree with Councilwoman Woolridge. There were some other issues that we uncovered in our lengthy discussion. And as Ms. Martin already explained, I think it would behoove the council to take that back to the committee level and finish the discussion and make sure we encompass all aspects. Thank you.

PRESIDENT YATES: I have a motion to send back to committee. Do I have a second?

>> So moved.

PRESIDENT YATES: All those in favor please signify by saying aye. All those opposed? This is sent back to committee.

COUNCILMAN ACKERSON: Mr. Chair.

PRESIDENT YATES: Councilman Ackerson.

COUNCILMAN ACKERSON: Just a point of personal privilege because I was in the queue after Councilwoman Leet.

PRESIDENT YATES: The floor is yours, Councilman.

COUNCILMAN ACKERSON: Colleagues, this is an interesting situation here because we pass legislation and when we do in this case there are fines and penalties. We passed legislation years ago and decades ago that regarded fines and penalties. What we are noticing is with the towing, when we pass the towing penalties, they don't keep up with the cost of inflation and cost of doing business. This is an example of a lot of fines and penalties so we are properly charging people with the enforcement that is involved with doing the government business we do. While this deals with towing, the reality is we have tremendously hundreds of ordinances out there that have fines and penalties attached to them that were passed a decade ago or two decades ago. And ultimately those fines and penalties all need to be reviewed with some sort of mechanism that will advance with the cost of inflation into the future. Hypothetically being ten years ago if we thought something was worthy of a \$100 penalty to discourage behavior, the \$100 penalty doesn't carry the same weight as it did ten years ago. I hope this will be the tip of the iceberg for this body to go back and find those other things. Thank you, Mr. President.

PRESIDENT YATES: Thank you, Councilman, for the explanation and I apologize for overlooking you.

Is there any further discussion before moving forward?

Next item of business is new business. The as you leave the chambers, please do so quietly so the clerk may read new business. I would

ask those council members that wish to make announcements to please remain in the chambers and request to speak on your system under announcements.

New business comprises of items 54-85. Will the clerk read those and the assignments to committee.

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

AN ORDINANCE APPROPRIATING \$12,750 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$4,000 FROM DISTRICT 15; \$2,000 EACH FROM DISTRICTS 21 AND 25; \$750 FROM DISTRICT 14; \$500 EACH FROM DISTRICTS 3, 9, 10, 12, AND 23; AND \$250 EACH FROM DISTRICTS 4, 5, 6, 7, 20, AND 22; TO LOUISVILLE METRO PARKS DEPARTMENT FOR PROGRAMMING COSTS ASSOCIATED WITH THE 2017 SERIES OF MOVIES, ART EVENTS, FESTIVALS, AND OTHER FREE AND LOW COST EVENTS OPEN TO THE PUBLIC AT IROQUOIS PARK AMPHITHEATER.

AN ORDINANCE APPROPRIATING \$5,300 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,000 FROM DISTRICT 9; \$1,200 FROM DISTRICT 8; \$500 EACH FROM DISTRICTS 14 AND 25; \$300 EACH FROM DISTRICTS 12 AND 15; AND \$250 EACH FROM DISTRICTS 4 AND 6; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE LOUISVILLE INDEPENDENT BUSINESS ALLIANCE, INC., FOR OPERATING EXPENSES ASSOCIATED WITH THE NINTH ANNUAL BUY LOCAL FAIR.

The following legislation will be assigned to the Budget Committee.

AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2016 AS PERTAINING TO THE 2016-2017 CAPITAL BUDGET CHANGING THE LOCATION OF PROJECT NUMBER 11 APPROPRIATED TO THE DEPARTMENT OF CORRECTIONS.

AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2016 AND ORDINANCE NO. 101, SERIES 2016 RELATING TO THE FISCAL YEAR 2016-17 CAPITAL AND OPERATING BUDGETS, RESPECTIVELY, BY TRANSFERRING \$22,000 FROM THE DISTRICT 5 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUND AND BY TRANSFERRING \$22,000 FROM THE DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUND TO LOUISVILLE METRO COUNCIL DISTRICT 5 GENERAL OPERATIONS.

AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2016 AND ORDINANCE NO. 102, SERIES 2016 RELATING TO THE FISCAL YEAR 2016-17 OPERATING AND CAPITAL BUDGETS, RESPECTIVELY, BY TRANSFERRING \$20,000 FROM THE DISTRICT 20 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 20 CAPITAL INFRASTRUCTURE FUND.

AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2016 AND ORDINANCE NO. 101, SERIES 2016 RELATING TO THE 2016-2017 CAPITAL AND OPERATING BUDGETS, RESPECTIVELY, BY ADDING A CAPITAL PROJECT TITLED VESSEL ACQUISITION APPROPRIATED TO THE WATERFRONT DEVELOPMENT CORPORATION AND BY TRANSFERRING \$750,000 TO THE CAPITAL CUMULATIVE RESERVE FUND.

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

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT (BEN MILES- \$30,000.00).

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

NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT - (DICKINSON WRIGHT PLLC - \$50,000.00).

APPOINTMENT OF CINDI SULLIVAN TO THE AIR POLLUTION CONTROL DISTRICT BOARD. TERM EXPIRES JUNE 30, 2020.

RE-APPOINTMENT OF DAVID ALLGOOD TO THE CITIZENS COMMISSION ON POLICE ACCOUNTABILITY BOARD. TERM EXPIRES MARCH 27, 2021.

RE-APPOINTMENT OF MICHAEL GRISANTI TO THE CONVENTION AND VISITORS BUREAU COMMISSION. TERM EXPIRES FEBRUARY 28, 2020.

APPOINTMENT OF RICHARD COOPER NEW FIRE FIGHTER ELECT APPOINTMENT TO THE EASTWOOD FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2019.

APPOINTMENT OF JUANITA WHITE TO THE CEMETERY BOARD. TERM EXPIRES APRIL 13, 2018. APPOINTMENT OF ANDREW HARPOLE TO THE CEMETERY BOARD. TERM EXPIRES APRIL 13, 2020.

APPOINTMENT OF DR. SCOTT GILTNER TO THE CEMETERY BOARD. TERM EXPIRES APRIL 13, 2018.

APPOINTMENT OF SAM WARD TO THE CEMETERY BOARD. TERM EXPIRES APRIL 13, 2019.

APPOINTMENT OF PHILIP DIBLASI TO THE CEMETERY BOARD. TERM EXPIRES APRIL 13, 2019.

APPOINTMENT OF MONICA BROWN TO THE DOWNTOWN DEVELOPMENT REVIEW OVERLAY DISTRICT COMMITTEE. TERM EXPIRES DECEMBER 31, 2017.

RE-APPOINTMENT OF JONATHAN HENNEY TO THE DOWNTOWN DEVELOPMENT REVIEW OVERLAY DISTRICT COMMITTEE. TERM EXPIRES JANUARY 31, 2020.

RE-APPOINTMENT OF ANNA TATMAN TO THE DOWNTOWN DEVELOPMENT REVIEW OVERLAY DISTRICT COMMITTEE. TERM EXPIRES JUNE 30, 2018.

RE-APPOINTMENT OF TIMOTHY MULLOY TO THE DOWNTOWN DEVELOPMENT REVIEW OVERLAY DISTRICT COMMITTEE. TERM EXPIRES JANUARY 31, 2020.

RE-APPOINTMENT OF DANIEL FORTE TO THE DOWNTOWN DEVELOPMENT REVIEW OVERLAY DISTRICT COMMITTEE. TERM EXPIRES DECEMBER 31, 2017.

APPOINTMENT OF RUDY SPENCER TO THE DOWNTOWN DEVELOPMENT REVIEW OVERLAY DISTRICT COMMITTEE. TERM EXPIRES DECEMBER 31, 2017.

APPOINTMENT OF DON RODGERS TO THE DOWNTOWN DEVELOPMENT REVIEW OVERLAY DISTRICT COMMITTEE. TERM EXPIRES APRIL 13, 2020.

APPOINTMENT OF NOELLE PENTA TO THE DOWNTOWN DEVELOPMENT REVIEW OVERLAY DISTRICT COMMITTEE. TERM EXPIRES APRIL 13, 2020.

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

A RESOLUTION AMENDING RESOLUTION NO. 148, SERIES 2012 REGARDING THE GRANTING OF LOCAL INCENTIVES TO LIFE SAFETY SERVICES, LLC PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32 TO MODIFY THE PROJECT AND ADD APPROVED AFFILIATES.

The following legislation will be assigned to the planning and zoning, land design and development committee.

AN ORDINANCE CHANGING THE ZONING FROM R-5 RESIDENTIAL SINGLE FAMILY TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1101 AND 1103 LYDIA STREET CONTAINING 0.165 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1050).

AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON REZONING, CONDITIONAL USE PERMIT, SUBDIVISION, AND CATEGORY 2B AND 3 DEVELOPMENT PLAN APPLICATIONS IN AN AREA OF LEXINGTON ROAD PENDING A STUDY, REVIEW AND

RECOMMENDATION BY THE PLANNING COMMISSION OF LAND USES AND ZONING DESIGNATIONS IN THE AREA.

The following legislation will be assigned to the public works, parks, sustainability, and transportation committee.

AN ORDINANCE AMENDING ORDINANCE NO. 94, SERIES 2007 APPROPRIATING THE DISTRICT 20 NEIGHBORHOOD DEVELOPMENT FUND BALANCE OF \$66,707.59 FROM THE DISTRICT 20 FLOYDS FORK PARK CONSTRUCTION PROJECT TO THE DISTRICT 20 CHARLIE VETTNER PARK IMPROVEMENTS PROJECT TO BE ADMINISTERED BY LOUISVILLE METRO PARKS AND RECREATION.

A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION ACTION AGAINST THE OWNER OF CERTAIN PROPERTY, BEING TRACTS A AND B OF PARCEL NO. 38, IN JEFFERSON COUNTY IN CONNECTION WITH BUECHEL BANK ROAD WIDENING A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION ACTION AGAINST THE OWNER OF CERTAIN PROPERTY, BEING TRACTS A, B, AND COF PARCEL NO. 31, IN JEFFERSON COUNTY IN CONNECTION WITH BUECHEL BANK ROAD WIDENING.

A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION ACTION AGAINST THE OWNER OF CERTAIN PROPERTY, BEING TRACTS A AND B OF PARCEL NO. 1 IN JEFFERSON COUNTY IN CONNECTION WITH BUECHEL BANK ROAD WIDENING.

Read in full.

PRESIDENT YATES: Thank you, Mr. Clerk. With no further business to discuss and without objection, we stand adjourned.

Next we have announcements.

Councilwoman Barbara Sexton Smith.

COUNCILWOMAN SEXTON SMITH: Yes. Thank you, Mr. President. As always, we have many exciting things and something for everyone in District 4. I have four announcements to make with one additional one.

Tomorrow Friday March 24th we can all join in on the Russell Community Garden Cleanup. Sign up to get your gardens ready for the summer. 9:00 a.m. to 4:00 p.m. At the corner of 22nd and Cedar Street.

Saturday March 25th in Shelby Park Community Center from 10:00 to noon will be the Better Block Design workshop.

Saturday March 25th come on over to Smoketown for the ground breaking of the Smoketown family wellness center at 760 Hancock Street.

Also wanted to remind everyone that March 31st is the deadline this year for the lye heap assistance. Mark your calendar for that.

And finally I want to invite everyone to join me April 1st Saturday in Smoketown for the one poem at a time. It will be a new historical poetry walk throughout Smoketown. It will be the unity monument. The boxing glove sculpture at 800 South Hancock Street. Thank you, Mr. President.

PRESIDENT YATES: Thank you, Councilwoman.

That concludes our remarks. We are adjourned.

[REGULAR MEETING ADJOURNED.]