

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Action Summary - Tentative

Thursday, September 17, 2020

6:00 PM

Council Chambers

Metro Council

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

President: David James (D-6)

President Pro-Tem: Markus Winkler (D-17)

Call to Order and Pledge of Allegiance

Council President James called the meeting to order at 6:05 p.m. and asked all to rise for the Pledge of Allegiance.

Moment of Silence

Council President James spoke about the increase in COVID-19 cases, especially in children, and noted the number of people who have died (309) as of that morning and tested positive (15,509) as of the previous day in Louisville. He asked that everyone join him in a moment of silence.

Statement Regarding Virtual Attendance by Council Members

Council President James stated that the meeting was being conducted by video teleconference, pursuant to KRS 61.826 and in accordance with Senate Bill 150. He also spoke about provisions regarding any disruptions in remote access for Council Members, which would require a temporary suspension of the meeting, and the time allotted to regain remote access before the meeting resumes.

Council Members attended the meeting remotely, except for the following who were present in Chambers:

- Council President James
- Council Member Kramer
- Council Member Piagentini
- Council Member George
- Council Member Ackerson

Members Roll Call

A quorum was established.

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

Support Staff

Genevieve First, Executive Assistant
Hollie Hopkins, Jefferson County Attorney's Office
Natalie Johnson, Jefferson County Attorney's Office
Joan Sheffer, Department of Information Technology

Clerk(s)

Sonya Harward, Clerk
Connie Dearing, Assistant Clerk

Addresses to the Council1. [ID 20-1201](#)**Addresses to Council - September 17, 2020**

Attachments: [Addresses to Council 9-17-20.pdf](#)
[Handout-T. Rector.pdf](#)

The Clerk called forward the following speakers:

- Cynthia Schepers
- Le Andra Williams
- Tom Rector
- Dan Seum
- Kim Nethery
- Aletha Fields
- Lisa Willner
- Shirley Mae Beard

During the addresses to Council, Council President James briefly relinquished the chair to President Pro-Tem Winkler from 6:17 p.m. to 6:22 p.m.

Council Minutes2. [ID 20-1183](#)**Regular: Metro Council - September 3, 2020**

Attachments: [Action Summary for Metro Council 9-3-20.pdf](#)
[9-3-20 MC Unedited Transcript.pdf](#)

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

Committee Minutes

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

3. [ID 20-1184](#)**Regular: Committee of the Whole - September 3, 2020**

Attachments: [Action Summary for Committee of the Whole 9-3-20.pdf](#)

4. [ID 20-1194](#)**Special: Committee on Equity and Inclusion - September 8, 2020**

Attachments: [Action Summary for Committee on Equity and Inclusion 9-8-20.pdf](#)

5. [ID 20-1195](#)

Regular: Planning and Zoning Committee - September 8, 2020

Attachments: [ActionSummary Planning and Zoning 09-08-20.pdf](#)

6. [ID 20-1180](#)

Regular: Labor and Economic Development Committee - September 8, 2020

Attachments: [Action Summary for Labor and Economic Development Committee 9-8-20.pdf](#)

7. [ID 20-1196](#)

Regular: Public Works Committee - September 8, 2020

Attachments: [ActionSummary for Public Works 09-08-20.pdf](#)

8. [ID 20-1182](#)

Regular: Government Oversight and Audit Committee - September 8, 2020

Attachments: [Action Summary for Government Oversight and Audit Committee 9-8-20.pdf](#)

9. [ID 20-1198](#)

Regular: Community Affairs, Health and Education Committee - September 9, 2020

Attachments: [Action Summary for Community Affairs, Health and Education 09-08-20 .pdf](#)

10. [ID 20-1199](#)

Regular: Public Safety Committee - September 9, 2020

Attachments: [Action Summary for Public Safety Committee 09.09.20.pdf](#)

11. [ID 20-1188](#)

Regular: Appropriations Committee - September 9, 2020

Attachments: [Action Summary for Appropriations Committee 09-09-20.pdf](#)

12. [ID 20-1189](#)

Regular: Parks & Sustainability Committee - September 10, 2020

Attachments: [Action Summary for Parks & Sustainability 9-10-20.pdf](#)

13. [ID 20-1197](#)

Regular: Budget Committee - September 10, 2020

Attachments: [Action Summary for Budget Committee 09-08-20.pdf](#)

14. [ID 20-1209](#)

Regular: Committee on Committees - September 15, 2020

Attachments: [Action Summary for Committee on Committees 9-15-20.pdf](#)

15. [ID 20-1210](#)

Special: Government Oversight and Audit Committee - September 16, 2020

Attachments: [Action Summary for Government Oversight and Audit 9-16-20.pdf](#)

Communications to the Council

The Clerk read the appointments into the record.

16. [ID 20-1190](#)

Okolona Fire Protection District Board - Scott Adkins (New Appointment)

Attachments: [APT Okolona Fire Protection District Board 09.14.20.pdf](#)

17. [ID 20-1191](#)

Planning Commission - Te'Andre Sistrunk (New Appointment)

Attachments: [APT Planning Commission 09.14.20.pdf](#)

Consent Calendar

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

Yes: 26 - Green, Shanklin, Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood, Yates and Ackerson

Legislation forwarded from APPROPRIATIONS COMMITTEE

18. [O-412-20](#)

AN ORDINANCE APPROPRIATING \$5,000 FROM DISTRICT 3 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO I WOULD RATHER BE READING FOR ASSISTANCE WITH A NON-TRADITIONAL INSTRUCTION (NTI) DAY CAMP FOR THE FAMILIES AND STUDENTS OF SHIVELY.

Sponsors:Primary Keisha Dorsey (D-3)

Attachments: [O-412-20 V.1 090320 NDF for NTI Day Camp St. Paul Baptist Church.pdf](#)
[O-412-20 NDF090920NTI03.pdf](#)

This Ordinance was passed on the Consent Calendar.

Enactment No: Ordinance 110-2020

19. [O-425-20](#)

AN ORDINANCE APPROPRIATING \$5,000 FROM DISTRICT 18 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO PLAINVIEW RESIDENTS ASSOCIATION, INC. TO REPLACE TREES THAT HAVE DIED AS A RESULT OF THE EMERALD ASH BORER. THIS IS PART OF A LARGER PLAN TO ENHANCE THE TREE CANOPY, ADDING TO OVERALL QUALITY OF LIFE IN THE SURROUNDING AREA.

Sponsors: Primary Marilyn Parker (R-18)

Attachments: [O-425-20 V.1 090320 - NDF for Plainview Residents Assoc for Trees.pdf](#)
[O-425-20 NDF090920PRA18.pdf](#)

This Ordinance was passed on the Consent Calendar.

Enactment No: Ordinance 111-2020

Legislation forwarded from BUDGET COMMITTEE20. [O-414-20](#)

AN ORDINANCE CONCERNING THE LEVY OF TAXES WITHIN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE LOUISVILLE URBAN SERVICES DISTRICT FOR FISCAL YEAR ENDING JUNE 30, 2021.

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

Attachments: [O-414-20 V.1 090320 Levy of Taxes for FY 20-21.pdf](#)
[Aug. 25, 2020 Letter from State Local Finance Office RE 2020 Assessment Info..pdf](#)

This Ordinance was passed on the Consent Calendar.

Enactment No: Ordinance 112-2020

Legislation forwarded from GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE21. [AP090820CB](#)

APPOINTMENT OF CARL BRAZLEY TO THE WASTE MANAGEMENT DISTRICT 109 BOARD. (TERM EXPIRES JUNE 22, 2022)

Attachments: [APT Waste Management District 109 Board 08.31.20.pdf](#)
[Carl Brazley 08.31.20.pdf](#)
[Applicants for Board - Waste Management District 109 Board 08.31.20.pdf](#)
[Current Board - Waste Management District 109 Board 08.31.20.pdf](#)

This Appointment was approved on the Consent Calendar.

22. [RP090820LN](#)

**REAPPOINTMENT OF LISA NICHOLSON TO THE HOUSING AUTHORITY BOARD.
(TERM EXPIRES AUGUST 15, 2023)**

Attachments: [APT Housing Authority Board 08.31.20.pdf](#)
[Lisa Nicholson 08.31.20.pdf](#)
[Applicants for Board - Housing Authority Board 08.31.20.pdf](#)
[Current Board - Housing Authority Board 08.31.20.pdf](#)

This Reappointment was approved on the Consent Calendar.

23. [AP090820BJ](#)

**APPOINTMENT OF BETTY JARBOE TO THE PLEASURE RIDGE PARK FIRE
PROTECTION DISTRICT BOARD. (TERM EXPIRES JUNE 30, 2023)**

Attachments: [APT Pleasure Ridge Park Fire Protection District Board 08.31.20.pdf](#)
[Betty Jarboe 08.31.20.pdf](#)
[Applicants for Board - PRP Fire Protection District Board 08.31.20.pdf](#)
[Current Board - PRP Fire Protection District Board 08.31.20.pdf](#)

This Appointment was approved on the Consent Calendar.

Legislation forwarded from LABOR AND ECONOMIC DEVELOPMENT COMMITTEE

24. [R-111-20](#)

**A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET
ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING
NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR
LMPHW CONCERNING SPECIALIZED PHYSICIAN SERVICES IN THE AREA OF
CHEMICAL DEPENDENCY TREATMENT - (DR. MARK JORRISCH, M.D. -
\$183,960.00).**

Sponsors: Primary David Yates (D-25)

Attachments: [R-111-20 V. 1 090320 LMPHW - CHEMICAL DEPENDENCY
TREATMENT - \(DR. MARK JORRISCH, M.D. - \\$183,960.00\).pdf](#)
[Dr Mark Jorrisch PSC](#)

This Resolution was adopted on the Consent Calendar.

Enactment No: Resolution 091-2020

25. [R-112-20](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT FROM PARC CONCERNING MAINTENANCE SERVICE AND REPLACEMENT PARTS FOR PROPRIETARY PRODUCTS PURCHASED FROM - (HUB PARKING TECHNOLOGY USA, INC. - \$299,140.74).

Sponsors: Primary David Yates (D-25)

Attachments: [R-112-20 V. 1 090320 PARC - \(HUB PARKING TECHNOLOGY USA, INC. - \\$299,140.74\).pdf](#)
[DocuSignHUB Agreement FY21 PARC.pdf](#)

This Resolution was adopted on the Consent Calendar.

Enactment No: Resolution 092-2020

26. [R-113-20](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT FOR PARC CONCERNING PARKING METER REPLACEMENT PARTS - (POM, INCORPORATED - \$75,000.00).

Sponsors: Primary David Yates (D-25)

Attachments: [R-113-20 V. 1 090320 PARC - PARKING METER REPLACEMENT PARTS - \(POM, INCORPORATED - \\$75,000.00\).pdf](#)
[PARC - Contract \(Sole Source\) with POM Incorporated FY21 073020_Redacted.pdf](#)

This Resolution was adopted on the Consent Calendar.

Enactment No: Resolution 093-2020

27. [R-114-20](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT FOR EMS CONCERNING CPR, FIRST AID AND CARDIOVASCULAR CARE MATERIALS - (AMERICAN HEART ASSOCIATION, INC., - \$300,000.00).

Sponsors: Primary David Yates (D-25)

Attachments: [R-114-20 V. 1 090320 EMS - CPR, FIRST AID, CARDIOVASCULAR CARE MATERIALS - \(AMERICAN HEART ASSOCIATION, INC., - \\$300,000.00\).pdf](#)
[DocuSign AHA Contract EMS.pdf](#)

This Resolution was adopted on the Consent Calendar.

Enactment No: Resolution 094-2020

28. [R-115-20](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR LMPD CONCERNING A COORDINATOR FOR THE SEXUAL ASSAULT FORENSIC EXAMINER PROGRAM - (UNIVERSITY MEDICAL CENTER, INC., D/B/A UNIVERSITY OF LOUISVILLE HOSPITAL/JAMES GRAHAM BROWN CANCER CENTER - \$92,000.00).

Sponsors:Primary David Yates (D-25)

Attachments: [R-115-20 V. 1 090320 LMPD -COORDINATOR FOR SEXUAL ASSAULT FORENSIC EXAMINER PROGRAM - \(\\$92,000.00\).pdf](#)
[Univ Hosp SAFE PSC](#)

This Resolution was adopted on the Consent Calendar.

Enactment No: Resolution 095-2020

Legislation forwarded from PLANNING AND ZONING COMMITTEE

29. [O-396-20](#)

AN ORDINANCE CLOSING A PORTION OF THE RIGHT-OF-WAY KNOWN AS ANDERSON STREET AND AN ASSOCIATED, UNNAMED ALLEY CONTAINING APPROXIMATELY 9,169 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 20STRCLOSURE0009).

Sponsors:Primary Barbara Sexton Smith (D-4)

Attachments: [O-396-20 V.1 090320 Closing Portion of Anderson St and Unnamed Alley.pdf](#)
[20-STRCLOSURE-0009.pdf](#)
[20-STRCLOSURE-0009_PC Minutes_082120.pdf](#)
[20-STRCLOSURE-0009_Staff Report_082120.pdf](#)
[20-STRCLOSURE-0009_Legal Description_082120.pdf](#)
[20-STRCLOSURE-0009 Plat_082120.pdf](#)

This Ordinance was passed on the Consent Calendar.

Enactment No: Ordinance 113-2020

30. [O-403-20](#)

AN ORDINANCE AMENDING THE METRO LAND DEVELOPMENT CODE RELATING TO A REDUCTION OF MINIMUM PARKING REQUIREMENTS IN CERTAIN AREAS AS SUGGESTED IN PLAN 2040 COMPREHENSIVE PLAN ("PLAN 2040") (CASE NO. 20-LDC-0001).

Sponsors:Primary Brandon Coan (D-8) and Primary Nicole George (D-21)

Attachments: [O-403-20 V.1 090320 Reduction of Minimum Parking Requirement.pdf](#)
[20-LDC-0001.pdf](#)
[20-LDC-0001 PC Minutes.pdf](#)
[20-LDC-0001 Staff Report.pdf](#)

This Ordinance was passed on the Consent Calendar.

Enactment No: Ordinance 114-2020

31. [O-404-20](#)

AN ORDINANCE AMENDING SECTION 8.2.1 OF THE LOUISVILLE METRO LAND DEVELOPMENT CODE (“LDC”) REGARDING CHANGING IMAGE SIGNS (CASE NO. 20-LDC-0002).

Sponsors: Primary James Peden (R-23)

Attachments: [O-404-20 V.1 090320 - Amend LDC 8.2.1 Re Changing Image Signs.pdf](#)
[20-LDC-0002.pdf](#)
[20-LDC-0002 PC Minutes.pdf](#)
[20-LDC-0002 Staff Reports.pdf](#)

This Ordinance was passed on the Consent Calendar.

Enactment No: Ordinance 115-2020

Legislation forwarded from PUBLIC WORKS COMMITTEE

32. [O-402-20](#)

AN ORDINANCE AMENDING SEVERAL SECTIONS OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES (“LMCO”) SECTIONS 72.200 TO 72.999 (THE RESIDENTIAL PARKING PERMIT PROGRAM ORDINANCE).

Sponsors: Primary Brandon Coan (D-8) and Primary Nicole George (D-21)

Attachments: [O-402-20 V.1 090320 Residential Parking Permit Program.pdf](#)
[O-402-20 ATTACH Amendments to LMCO 72.200-72.999.pdf](#)

This Ordinance was passed on the Consent Calendar.

Enactment No: Ordinance 116-2020

Old Business

See the "Unedited Transcript of Metro Council Meeting - September 17, 2020.pdf" attached at the end of this Action Summary for additional information regarding the discussion of each item.

33. [R-110-20](#)

A RESOLUTION OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT EXPRESSING CONCERNS IN THE LEADERSHIP OF MAYOR GREG FISCHER AND URGING IMPROVED PARTNERSHIP WITH METRO COUNCIL TO ADDRESS THE ISSUES AFFECTING THE CITY OF LOUISVILLE (AMENDMENT BY SUBSTITUTION).

Sponsors: Primary Kevin Kramer (R-11), Primary Stuart Benson (R-20), Primary Robin Engel (R-22), Primary Marilyn Parker (R-18), Primary Scott Reed (R-16), Primary Anthony Piagentini (R-19) and Primary James Peden (R-23)

Attachments: [R-110-20 V.2 FABS 091720 No Confidence.pdf](#)
[R-110-20 V.1 082020 No Confidence.pdf](#)

A motion was made by Council Member Sexton Smith, seconded by Council Member Purvis, that this Resolution be approved.

The following spoke to this item:

- Council Member Green
- Council Member Kramer
- Council Member Winkler

A motion was made by Council Member Winkler, seconded by Council Member Sexton Smith, that this Resolution be amended by substitution, as shown in the attached document titled "R-110-20 V.2 FABS 091720 No Confidence.pdf."

The following spoke to the amendment by substitution:

- Council Member Peden
- Council Member Coan

Council Member Yates explained that he would be abstaining from the vote because he has a conflict of interest concerning the Explorer case, which is referenced in the current Resolution.

The discussion regarding the amendment by substitution continued and the following spoke:

- Council Member Parker
- Council Member Green
- Council Member Piagentini

Council President James briefly relinquished the chair to President Pro-Tem Winkler at 7:19 p.m., and resumed the chair at 7:22 p.m.

The discussion regarding the amendment by substitution continued and the following spoke:

- Council Member Fox

- Council Member Kramer

A motion was made by Council Member Kramer, seconded by Council Member Piagentini, that the proposed amendment by substitution to the Resolution be amended as follows:

- Delete Whereas clauses 11 and 12

- Add a new Whereas clause that states: "WHEREAS, the Council believes that every Louisville Metro Citizen has the right to feel safe in his/her own neighborhood. The membership of the Louisville Metro Council believes new leadership in the Mayor's Office is essential to bringing the change needed at LMPD, and we believe that the lack of trust that has occurred between our citizens and our government has unfortunately been fostered by the false claims of transparency and accountability by an administration marred by scandals in multiple departments, overtime abuses, as well as record high homicide and crime rates within our city."

The following spoke to the proposed amendment:

- Council Member Winkler
- Council Member Blackwell
- Council Member Mulvihill
- Council Member McCraney
- Council Member Fowler

The motion to amend the proposed amendment by substitution failed by the following vote:

Yes: 7 - Kramer, Fowler, Parker, Piagentini, Benson, Engel and Peden

No: 17 - Green, Shanklin, Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Blackwell, Fox, Triplett, Winkler, George, Flood and Ackerson

Absent: 1 - Reed

Abstain: 1 - Yates

Enactment No: Resolution 096-2020

The discussion returned to the proposed amendment by substitution and the following spoke:

- Council Member Hollander
- Council Member Shanklin
- Council Member Blackwell
- Council Member Dorsey
- Council Member Purvis
- Council Member Sexton Smith
- Council Member George
- Council Member Fowler
- Council Member Kramer

A motion was made by Council Member Kramer, seconded by Council Member Piagentini, that the proposed amendment by substitution to the Resolution be amended as follows:

-Change current SECTION III to SECTION IV.

-Add a new SECTION III that states: "The council recognizes that the 14 proceeding issues are ones that the Mayor has thus far failed to accomplish and requests that the Mayor re-examine his resolve and consider resignation.

-Add "If the Mayor refuses to resign" at the beginning of SECTION IV in front of the following language: "the Council stands ready as a co-equal branch of government to work with Mayor Greg Fischer and the Administration to advance these policies for the benefit of all residents of Louisville Metro. Failure to advance these objectives will result in further actions by the Council."

**The following spoke to the proposed amendment:
- Council Member Coan**

The motion to amend the proposed amendment by substitution failed by the following vote:

Yes: 6 - Kramer, Parker, Piagentini, Benson, Engel and Peden

No: 18 - Green, Shanklin, Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Blackwell, Fox, Fowler, Triplett, Winkler, George, Flood and Ackerson

Absent: 1 - Reed

Abstain: 1 - Yates

Enactment No: Resolution 096-2020

**The discussion on the proposed amendment by substitution resumed and the following spoke:
- Council Member Winkler**

A motion was made by Council Member Winkler, seconded by Council Member Green, to Call the Question on discussion of the amendment by substitution. The motion carried by the following vote:

Yes: 21 - Green, Shanklin, Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Blackwell, Fox, Fowler, Triplett, Winkler, Parker, Benson, George, Engel, Peden and Flood

No: 3 - Kramer, Piagentini and Ackerson

Absent: 1 - Reed

Abstain: 1 - Yates

Enactment No: Resolution 096-2020

The motion to amend by substitution carried by the following vote:

Yes: 14 - Green, Shanklin, Dorsey, Sexton Smith, Purvis, James, McCraney, Mulvihill, Blackwell, Fox, Fowler, Triplett, Winkler and Flood

No: 11 - Coan, Hollander, Kramer, Reed, Parker, Piagentini, Benson, George, Engel, Peden and Ackerson

Abstain: 1 - Yates

Enactment No: Resolution 096-2020

**The following spoke to the Resolution as amended by substitution:
- Council Member Ackerson**

Council President James briefly relinquished the chair to President Pro-Tem Winkler at 8:55 p.m., and resumed the chair at 8:58 p.m.

The discussion on the Resolution as amended by substitution continued and the following spoke:

- Council Member Kramer
- Council Member Piagentini

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

- Yes:** 22 - Green, Shanklin, Dorsey, Sexton Smith, Purvis, James, McCraney, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, Engel, Flood, Yates and Ackerson
- No:** 4 - Coan, Hollander, George and Peden

Enactment No: Resolution 096-2020

NOTES: (1) Some Council Members explained their votes, and Council Member Yates explained that he no longer had a conflict since the Resolution as amended by substitution no longer references the Explorer case. (2) All of the original sponsors, except for Council Member Peden, chose to remain sponsors of the Resolution as amended by substitution.

Enactment No: Resolution 096-2020

34. [O-413-20](#)

AN ORDINANCE CREATING A NEW CHAPTER OF THE LOUISVILLE METRO CODE OF ORDINANCES TO PROHIBIT MENTAL HEALTH PROFESSIONALS FROM ENGAGING IN SEXUAL ORIENTATION AND GENDER IDENTITY CHANGE EFFORTS.

Sponsors: Primary Bill Hollander (D-9), Primary Brandon Coan (D-8), Primary Nicole George (D-21), Primary Jessica Green (D-1), Primary Barbara Shanklin (D-2), Primary Kevin Triplett (D-15), Primary Pat Mulvihill (D-10), Additional David James (D-6), Additional Markus Winkler (D-17) and Additional Keisha Dorsey (D-3)

Attachments: [O-413-20 V.1 090320 Ordinance Prohibiting Conversion Therapy.pdf](#)

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

The following spoke to this item:

- Council Member Hollander
- Council Member Benson
- Council Member Ackerson
- Council Member George
- Council Member Yates
- Council Member Piagentini
- Council Member Winkler
- Council Member Dorsey

Council President James, Council Member Winkler, and Council Member Dorsey asked to be added as co-sponsors.

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

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

No: 1 - Benson

Absent: 1 - Reed

Enactment No: Ordinance 117-2020

35. [O-409-20](#)

AN ORDINANCE APPROPRIATING \$10,000 FROM DISTRICT 19 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CITY OF MIDDLETOWN TO PROVIDE NEEDED SAFETY EQUIPMENT FOR THE MIDDLETOWN POLICE DEPARTMENT MOBILE RADIO UPDGRADES AND BALLISTIC HELMETS WITH FACE SHIELDS FOR THE MIDDLETOWN POLICE DEPARTMENT (AS AMENDED).

Sponsors: Primary Anthony Piagentini (R-19)

Attachments: [O-409-20 V.2 092920 NDF COM Police Safety Equipment.pdf](#)
[O-409-20 UPDATED NDF090920COM19 \(Part 1\).pdf](#)
[O-409-20 UPDATED NDF092220COM19 \(Part 2\).pdf](#)
[O-409-20 V.1 NDF COM Police Safety Equipment.pdf](#)
[O-409-20 NDF90920COM19.pdf](#)
[Email - Letter with Additional Information - Sept. 10, 2020.pdf](#)

A motion was made by Council Member Fox, seconded by Council Member Purvis, that this Ordinance be recommended for approval.

The following spoke to this item:

- Council Member Blackwell
- Council Member Piagentini
- Council Member Fox
- Council Member Coan
- Council Member Kramer
- Council Member Ackerson
- Council Member Peden
- Council Member Yates
- Council Member Sexton Smith
- Council Member Dorsey
- Natalie Johnson, Jefferson County Attorney's Office
- Council Member McCraney
- Council Member Parker

A motion was made by Council Member Piagentini, seconded by Council Member Kramer, that this Ordinance be recommitted to the Appropriations Committee. The motion to recommit carried by a voice vote.

36. [AP090820JT](#)**APPOINTMENT OF JAMES TUTT TO THE DOWNTOWN DEVELOPMENT OVERLAY DISTRICT BOARD. (TERM EXPIRES JANUARY 31, 2023)**

Attachments: [APT Downtown Development District Overlay Board 08.31.20.pdf](#)
[James Tutt 08.31.20.pdf](#)
[Applicants for Board - DDRO District Board 08.31.20.pdf](#)
[Current Board - DDRO District Committee 08.31.20.pdf](#)

A motion was made by Council Member Engel, seconded by Council Member McCraney, that this Appointment be approved.

The following spoke to this item:
- Council Member Ackerson

Council Member Sexton Smith and Council President James explained why they would be abstaining.

Council President James relinquished the chair to President Pro-Tem Winkler at 10:20 p.m.

The motion carried by the following vote and the Appointment was approved:

*Council President James resumed the chair after the vote results were announced at 10:22 p.m.

Yes: 19 - Dorsey, Purvis, McCraney, Coan, Hollander, Mulvihill, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Benson, George, Engel, Peden, Flood and Ackerson

Absent: 5 - Green, Shanklin, Kramer, Piagentini and Yates

Abstain: 2 - Sexton Smith and James

37. [O-164-20](#)**AN ORDINANCE RELATING TO THE ALTERNATIVE PLAN FOR CONNECTIVITY FOR, AND THE ZONING OF, PROPERTIES LOCATED AT 7000 RIDGE CREEK ROAD 6601 SUNNY HILL ROAD, AND 7191 SOUTH HURSTBOURNE PARKWAY CONTAINING APPROXIMATELY 16.55 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE1029) (AS AMENDED).**

Sponsors: Primary Madonna Flood (D-24)

- Attachments:** [O-164-20 V.2 CAM 090820 Rezoning at 7000 Ridge Creek Rd and 6601 Sunny Hill Rd 7191 S Hurstbourne Pkwy.pdf](#)
[O-164-20 V.1 042320 Rezoning at 7000 Ridge Creek Rd, 6601 Sunny Hill Rd & 7191 S Hurstbourne Pkwy 19ZONE1029.pdf](#)
[19ZONE1029.pdf](#)
[19-ZONE-1029 PC Minutes.pdf](#)
[19-ZONE-1029 Other Minutes.pdf](#)
[19-ZONE-1029 Staff Reports.pdf](#)
[19-ZONE-1029 Legal Description.pdf](#)
[19-ZONE-1029 Applicant Booklet.pdf](#)
[19-ZONE-1029 Applicant Booklet Pg 2.pdf](#)
[19-ZONE-1029 Justification Statement.pdf](#)
[19-ZONE-1029 Public Materials.pdf](#)
[19-ZONE-1029 Approved Plan.pdf](#)
[19-ZONE-1029 Amended Minutes.pdf](#)

A motion was made by Council Member Purvis, seconded by Council Member Dorsey, that this Ordinance be approved.

The following spoke to this item:

- Council Member Flood
- Council Member Peden

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

Yes: 22 - Dorsey, Sexton Smith, Purvis, James, McCraney, Coan, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Winkler, Parker, Piagentini, Benson, George, Engel, Flood, Yates and Ackerson

No: 1 - Peden

Absent: 3 - Green, Shanklin and Reed

Enactment No: Ordinance 118-2020

38. [O-327-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 2962 BRECKENRIDGE LANE CONTAINING APPROXIMATELY 1.23 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 20ZONE0007).

Sponsors: Primary Madonna Flood (D-24)

- Attachments:** [O-327-20 V.1 081120 Zoning at 2962 Breckenridge Ln.pdf](#)
[20-ZONE-0007.pdf](#)
[20-ZONE-0007 Other Mins 072820.pdf](#)
[20-ZONE-0007 Staff Reports 072820.pdf](#)
[20-ZONE-0007 Legal Description 072820.pdf](#)
[20-ZONE-0007 Justification Statement 072820.pdf](#)
[20-ZONE-0007 Public Materials 072820.pdf](#)
[20-ZONE-0007 Plan 072820.pdf](#)
[20-ZONE-0007 PC Minutes 073120.pdf](#)

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

The following spoke to this item:

- Council Member Flood
- Council Member Ackerson

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

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

Absent: 3 - Green, Shanklin and Reed

Enactment No: Ordinance 119-2020

39. [O-371-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 534-538 EAST BRECKINRIDGE STREET CONTAINING APPROXIMATELY 0.331 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 20ZONE0030).

Sponsors: Primary Madonna Flood (D-24)

- Attachments:** [O-371.20 V.1 082520 Zoning at 534-538 E. Breckingridge St.pdf](#)
[20-ZONE-0030.pdf](#)
[20-ZONE-0030 PC Minutes 080520.pdf](#)
[20-ZONE-0030 Other Minutes 080520.pdf](#)
[20-ZONE-0030 Staff Reports 080520.pdf](#)
[20-ZONE-0030 Legal Description 080520.pdf](#)
[20-ZONE-0030 Applicant Booklet 080520.pdf](#)
[20-ZONE-0030 Applicant Justification 080520.pdf](#)
[20-ZONE-0030 Plan 080420.pdf](#)

A motion was made by Council Member Purvis, seconded by Council Member Dorsey, that this Ordinance be approved.

The following spoke to this item:

- Council Member Flood

- Council Member Sexton Smith

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

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

Absent: 3 - Green, Shanklin and Reed

Enactment No: Ordinance 120-2020

New Business

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

Legislation assigned to APPROPRIATIONS COMMITTEE

40. [O-433-20](#)

AN ORDINANCE APPROPRIATING \$5,000.00 FROM DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO NEIGHBORHOOD HOUSE INC., TO GO TOWARD THE PURCHASE AND INSTALLATION OF A BOILER.

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

Attachments: [O-433-20 V.1 091720 Purchase & Install Boiler NDF.pdf](#)
[O-433-20 NDF Boiler for Neighborhood House.pdf](#)

Legislation assigned to BUDGET COMMITTEE

41. [O-438-20](#)

AN ORDINANCE AMENDING ORDINANCE NO. 072, SERIES 2020, RELATING TO THE FISCAL YEAR 2020-2021 CAPITAL BUDGET FOR LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$20,500 BETWEEN DISTRICT 26 CAPITAL INFRASTRUCTURE FUND PROJECTS.

Sponsors: Primary Brent Ackerson (D-26)

Attachments: [O-438-20 V.1 091720 District 26 Capital Budget.pdf](#)

Legislation assigned to COMMUNITY AFFAIRS, HEALTH AND EDUCATION COMMITTEE

42. [R-119-20](#)

RESOLUTION URGING THE JEFFERSON COUNTY CLERK TO RELEASE THE DETAILS FOR THE GENERAL ELECTION IN NOVEMBER 2020.

Sponsors: Primary David James (D-6)

Attachments: [R-119-20 V.1 091720 - County Clerk 2020 Election Plan.pdf](#)

Legislation assigned to LABOR AND ECONOMIC DEVELOPMENT COMMITTEE**43. [R-117-20](#)**

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR LMPHW CONCERNING ITS EMPLOYMENT OF A LABORATORY DIRECTOR - (UNIVERSITY OF LOUISVILLE - \$51,079.00).

Sponsors:Primary David Yates (D-25)

Attachments: [R-117-20 V.1 091720 LMPHW - LABORATORY DIRECTOR - \(UNIVERSITY OF LOUISVILLE - \\$51,079.00\).pdf](#)
[U of L Lab Director](#)

Legislation assigned to PLANNING AND ZONING COMMITTEE**44. [O-426-20](#)**

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 7600 & 7602 BARDSTOWN ROAD AND 9700, 9703, 9608 AND 9610 BARTLEY DRIVE CONTAINING APPROXIMATELY 4.7 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 20ZONE0041).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [O-426-20 V.1 091720 Zoning at 7600 -7620 Bardstown Rd.-9700 9703 9608 9610 Bartley Drdocx.pdf](#)
[20-ZONE-0041.pdf](#)
[20-ZONE-0041 PC Minutes.pdf](#)
[20-ZONE-0041 PC Minutes 2.pdf](#)
[20-ZONE-0041 LDT Minutes.pdf](#)
[20-ZONE-0041 Staff Reports.pdf](#)
[20-ZONE-0041 Legal Description.pdf](#)
[20-ZONE-0041 Applicant Booklet.pdf](#)
[20-ZONE-0041 Justification.pdf](#)
[20-ZONE-0041 Traffic Impact Study.pdf](#)
[20-ZONE-0041 Plan.pdf](#)

45. [O-427-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 10001 CEDAR CREEK ROAD CONTAINING APPROXIMATELY 58.03 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 20ZONE0005).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [O-427-20 V.1 091720 Zoning at 10001 Cedar Creek Rd.pdf](#)
[20-ZONE-0005.pdf](#)
[20-ZONE-0005 PC Minutes.pdf](#)
[20-ZONE-0005 PC Minutes 2.pdf](#)
[20-ZONE-0005 Other Minutes.pdf](#)
[20-ZONE-0005 Staff Reports.pdf](#)
[20-ZONE-0005 Legal Description.pdf](#)
[20-ZONE-0005 Applicant Studies.pdf](#)
[20-ZONE-0005 Booklet.pdf](#)
[20-ZONE-0005 Justification.pdf](#)
[20-ZONE-0005 Plan.pdf](#)

46. [O-428-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 5206 STONY BROOK DRIVE CONTAINING APPROXIMATELY 0.8339 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1089).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-428-20 V.1 091720 Zoning at 5206 Stony Brook Dr .pdf](#)
[18ZONE1089.pdf](#)
[18ZONE1089.pdf](#)
[18ZONE1089 PC Minutes.pdf](#)
[18ZONE1089 PC Minutes 2.pdf](#)
[18ZONE1089 Other Minutes.pdf](#)
[18ZONE1089 Staff Reports.pdf](#)
[18ZONE1089 Legal Description.pdf](#)
[18ZONE1089 Applicant Booklet.pdf](#)
[18ZONE1089 Plan.pdf](#)

47. [O-440-20](#)

AN ORDINANCE RELATING TO THE TIME AND LOCATION OF PLANNING COMMISSION PUBLIC HEARINGS DURING STATES OF EMERGENCY

Sponsors: Primary Cindi Fowler (D-14)

Attachments: [O-440-20 V.1 091720 Planning Commission Night Meetings.pdf](#)
[Proposed Bylaw Amendment - Sept 2020_v9.pdf](#)
[PC Bylaws and Policies 2020.09.17.pdf](#)

Legislation assigned to PUBLIC SAFETY COMMITTEE48. [R-120-20](#)

AN RESOLUTION URGING METRO GOVERNMENT TO TAKE ALL POSSIBLE STEPS TO REQUIRE DRUG AND ALCOHOL TESTING OF LOUISVILLE METRO POLICE DEPARTMENT OFFICERS WHEN CRITICAL INCIDENTS OCCUR.

Sponsors: Primary David James (D-6) and Primary Barbara Sexton Smith (D-4)

Attachments: [R-120-20 V.1 091720 Drug Testing for LMPD After Incidents.pdf](#)

Legislation assigned to PUBLIC WORKS COMMITTEE49. [R-116-20](#)

A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION ACTION AGAINST THE OWNERS OF CERTAIN PROPERTY, PARCEL NO. TWO (2), IN JEFFERSON COUNTY IN CONNECTION WITH THE TUCKER STATION ROAD PROJECT.

Sponsors: Primary Stuart Benson (R-20)

Attachments: [R-116-20 V.1 091720 Condemnation Action Against Owners Parcel No 2.pdf](#)
[R-116-20 Exhibit A - Monica Kute Parcel - Legal Description.pdf](#)
[R-116-20 Exhibit B - Monica Kute Parcel Acquisition.pdf](#)

50. [R-118-20](#)

A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION ACTION AGAINST THE OWNERS OF CERTAIN PROPERTY, PARCEL NO. THREE (3), IN JEFFERSON COUNTY IN CONNECTION WITH THE WHIPPS MILL ROAD AND LAGRANGE ROAD INTERSECTION.

Sponsors: Primary Paula McCraney (D-7)

Attachments: [R-118-20 V.1 and Exhibit A 091720 Whipps Mill Rd - LaGrange Rd Condemnation Action.pdf](#)
[R-118-20 Exhibit B - Weiter and Perkins Parcel Acquisition.pdf](#)

Announcements

Council President James informed the Council the Council Member Green had to leave the meeting a little early because she was on her way to bring new life into the world.

Council President James announced that the next Metro Council meeting would be on Thursday, October 8, 2020 at 6:00 p.m.

Adjournment

Without objection, Council President James adjourned the meeting at 10:39 p.m.

Unedited Transcript of Meeting

[ID 20-1270](#)

Unedited Transcript of Metro Council Meeting - September 17, 2020

NOTE: This script is produced by an outside company and has not been edited.

Attachments: [Unedited Transcript of Metro Council Meeting - September 17, 2020.pdf](#)