

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Action Summary - Tentative

Monday, January 7, 2019

4:00 PM

FINAL MC AGENDA - AO 01-07-19 2:00 pm

Council Chambers

Metro Council

*Jessica Green (D-1), Barbara Shanklin (D-2), Keisha Dorsey (D-3),
Barbara Sexton Smith (D-4), Donna 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)

Pro-Tem: Pat Mulvihill (D-10)

Call to Order

President James called the meeting to order at 4:10 PM and asked all to rise for the Pledge of Allegiance.

The Clerk read the Certificates of Election for Districts 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, and 25.

The Ceremonial Oath of Office was performed by the Honorable Judge Derwin Webb.

Members Roll Call

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

Sarah Martin and Dee Baltimore, Jefferson County Attorney's Office

Clerks

H. Stephen Ott, CKMC
Jess Helton, CKMC
David B. Wagner, Assistant Clerk
Lisa Franklin Gray, Assistant Clerk

President James welcomed the Newly Elected Council Members.

Transition of the Presiding Officer to President Pro-Tem

President James relinquished the Chair over to President Pro-Tem Mulvihill at 4:37 PM to oversee the election of the 2019 Metro Council President.

Election of Metro Council President - 2019

President Pro-Tem Mulvihill opened the floor for nominations. Council Member Yates nominated Council Member James.

Hearing no further nominations, President Pro-Tem Mulvihill closed the nominations.

Council Member James received 26 votes to become the 2019 Metro Council President.

President James resumed the Chair at 4:42 PM.

Comments by the newly elected Council President

No comments were made.

A prayer was offered by Rabbi Gaylia R. Rooks.

Election and Swearing in of Metro Council Clerk - 2019

Council Member Green nominated H. Stephen Ott as the Clerk for the 2019 Metro Council.

By a Voice Vote, H. Stephen Ott was elected as the 2019 Metro Council Clerk.

Council Minutes

1. [ID 19-0039](#)

Regular: Metro Council - December 13, 2018

Attachments: [12-13-18 MC Action Summary TENTATIVE.pdf](#)

The December 13, 2018 Metro Council minutes were not voted on. They will be voted on at the February 7, 2019 Council meeting.

Committee Minutes

2. [ID 19-0041](#)

Special: Parks and Sustainability Committee - December 13, 2018

Attachments: [Parks and Sustainability SPECIAL 121318 - TENTATIVE.pdf](#)

3. [ID 19-0042](#)

Regular: Parks and Sustainability Committee - December 13, 2018

Attachments: [Parks and Sustainability 121318 - TENTATIVE.pdf](#)

4. ID 19-0040

Regular: Committee of the Whole - December 13, 2018

The Council of the Whole minutes were not attached or voted on.

Old Business5. [O-473-18](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY AND C-1 COMMERCIAL TO CM COMMERCIAL MANUFACTURING AND CHANGING THE FORM DISTRICT FROM REGIONAL CENTER TO SUBURBAN WORKPLACE ON 19.23 ACRES AND CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON 0.18 ACRES ON PROPERTIES LOCATED AT 6008, 6108, AND 6110 NEW CUT ROAD AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1037).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [120418 HANDOUT Opposition Letter from Councilor Aubrey Welch.pdf](#)

[18zone1037.pdf](#)

[O-473-18 V.1 112918 Rezoning from R4 & C1 to CM and R4 to C1 and Form District from RC to SW at 6008-6110 New Cut Rd 18ZONE1037.pdf](#)

[November 27, 2018 Other Minutes.pdf](#)

[November 27, 2018 Staff Reports.pdf](#)

[November 27, 2018 Legal Description.pdf](#)

[November 27, 2018 Applicant Booklet 2 - Copy.pdf](#)

[November 27, 2018 Applicant Booklets - Copy.pdf](#)

[November 27, 2018 Plan.pdf](#)

[18ZONE1037 Approved PC Minutes.pdf](#)

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

Council Member Flood spoke to the item.

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

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

Enactment No: Ordinance 001-2019

6. [O-465-18](#)

AN ORDINANCE AMENDING SECTION 42.44 OF THE LOUISVILLE METRO CODE OF ORDINANCES (“LMCO”) TO INCLUDE METRO-OWNED PARKS IN THE REQUIREMENT FOR METRO COUNCIL APPROVAL TO CLOSE, REPURPOSE, LEASE, OR SELL SUCH PROPERTIES.

Sponsors: Primary James Peden (R-23)

Attachments: [O-465-18 V. 1 112918 Amend LMCO 42.44 to include parks in the requirement for Council approval to close etc. sjm-sh\(11-20-18\).pdf](#)

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

Council Member Fowler spoke to the item.

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

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

Enactment No: Ordinance 002-2019

New Business

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

Legislation assigned to BUDGET COMMITTEE

7. [O-003-19](#)

AN ORDINANCE AMENDING ORDINANCE NO. 054, SERIES 2016 AND AMENDING ORDINANCE NO. 115, SERIES 2017 AS PERTAINING TO THE FISCAL YEAR 2017-18 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 109, SERIES 2018 AS PERTAINING TO THE FISCAL YEAR 2018-2019 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY REALLOCATING \$93,041.51 OF COUNCIL DISTRICT 9 PUBLIC WORKS & ASSETS CAPITAL PROJECTS FUNDS TO COUNCIL DISTRICT 9 SIDEWALK PROJECTS.

Sponsors: Primary Bill Hollander (D-9)

Attachments: [O-003-19 V.1 010719 Amending Capital Budget Ordinances by Reallocating \\$91,041.51 from D9 PWA Capital Projects Funds to D9 Sidewalk Projects.pdf](#)

Legislation assigned to LABOR, ECONOMIC DEVELOPMENT AND CONTRACTS COMMITTEE

8.

A RESOLUTION APPROVING THE GRANTING OF LOCAL INCENTIVES TO ERNST AND YOUNG U.S., LLP AND ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

Sponsors: Primary Pat Mulvihill (D-10)

Attachments: [R-009-19 V.1 010719 Local Incentive Ernst and Young.pdf](#)

[R-009-19 ATTACH Memo KEDFA Board Mbrs Local Incentive Ernst and Young.pdf](#)

[R-009-19 ATTACH Memo Mayor Fischer Support Local Incentive Ernst and Young.pdf](#)

[R--009-19 ATTACH KBI Rpt Local Incentive Ernst and Young.pdf](#)

Legislation assigned to PLANNING, ZONING AND ANNEXATION COMMITTEE**9. [O-019-19](#)**

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO PRD PLANNED RESIDENTIAL DEVELOPMENT ON PROPERTY LOCATED AT 14706 AND 14714 OLD HENRY ROAD CONTAINING 5.69 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1033).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [O-019-19 V.1 020719 PROPOSED FAM Rezoning from R4 to PRD at 14706-14714 Old Henry Rd 18ZONE1033.pdf](#)
[O-019-19 V.1 010719 Rezoning from R4 to PRD at 14706-14714 Old Henry Rd 18ZONE1033.pdf](#)
[18zone1033.pdf](#)
[18ZONE1033 PC Minutes.pdf](#)
[18ZONE1033 Other Minutes.pdf](#)
[18ZONE1033 Staff Reports.pdf](#)
[18ZONE1033 Legal Description.pdf](#)
[18ZONE1033 Applicant Booklets.pdf](#)
[18ZONE1033 Applicant Studies.pdf](#)
[18ZONE1033 Justification Statement.pdf](#)
[18ZONE1033 Plan.pdf](#)

10. [O-020-19](#)

AN ORDINANCE CHANGING THE ZONING FROM R-6 AND R-7 RESIDENTIAL MULTI-FAMILY AND C-M COMMERCIAL MANUFACTURING TO R-8A RESIDENTIAL MULTI-FAMILY ON PROPERTY LOCATED AT 1043, 1045 AND 1051 E. WASHINGTON STREET AND PARCEL 019G02150000 CONTAINING 0.49 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1035).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [18zone1035.pdf](#)
[O-020-19 V.1 010719 Rezoning from R6-R7-CM to R8A at 1043-1051 E Washington St and Parcel ID 019G02150000 18ZONE1035.pdf](#)
[18ZONE1035_PC Minutes.pdf](#)
[18ZONE1035_LDT Minutes.pdf](#)
[18ZONE1035_legal desc.pdf](#)
[18ZONE1035_news article.pdf](#)
[18ZONE1035_staff rpts.pdf](#)
[18ZONE1035_Stmt of Compliance.pdf](#)
[18zone1035_Plan.pdf](#)

11. [O-021-19](#)

AN ORDINANCE CHANGING THE ZONING FROM PEC PLANNED EMPLOYMENT CENTER TO OR-1 OFFICE RESIDENTIAL ON PROPERTY LOCATED AT 11700 INTERCHANGE DRIVE CONTAINING 5.526 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1032).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [18zone1032.pdf](#)

[O-021-19 V.1 010719 Rezoning from PEC to OR1 at 11700 Interchange Dr 18ZONE1032.pdf](#)
[18ZONE1032_PC Minutes.pdf](#)
[18ZONE1032_LDT Minutes.pdf](#)
[18ZONE1032_legal_desc.pdf](#)
[18ZONE1032_Plan.pdf](#)
[18ZONE1032_staff_rpts.pdf](#)
[18ZONE1032_Stmt of Compliance.pdf](#)

12. [O-001-19](#)

AN ORDINANCE APPROVING THE FAIRDALE VILLAGE CENTER NEIGHBORHOOD PLAN AND APPROVING ITS EXECUTIVE SUMMARY AS AN AMENDMENT TO THE PLAN 2040 COMPREHENSIVE PLAN (CASE NOS. 18NEIGHPLAN1005 & 18NEIGHPLAN1006).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [18NeighPlan10051006.pdf](#)

[O-001-19 V.1 010719 Fairdale Village Center Neighborhood Plan 18NEIGHPLAN1005 and 18NEIGHPLAN1006.pdf](#)
[18NeighPlan1005 & 1006 Fairdale Village Center Plan Staff Report Final.pdf](#)
[Executive Summary.pdf](#)
[Fairdale Village Center-DRAFT20181130.pdf](#)
[Fairdale-DRAFT-Cover20181130.pdf](#)

13. [O-006-19](#)

AN ORDINANCE AMENDING SEVERAL SECTIONS OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES (“LMCO”) SECTIONS 32.250 TO 32.263 (THE LANDMARKS ORDINANCE).

Sponsors: Primary Brandon Coan (D-8)

Attachments: [O-006-19 V.1 010719 Amending Landmarks Ordinance in LMCO 32.250-32.263.pdf](#)
[O-006-19 V.1 010719 Attachment A - Amendments to Landmarks Ordinance.pdf](#)

14. [O-018-19](#)

AN ORDINANCE CLOSING THE 10 FOOT ALLEY EAST OF N. JOHNSON STREET TO ITS TERMINUS AND BEING IN LOUISVILLE METRO (CASE NO. 18STREETS1016).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [18STREETS1016.pdf](#)

[O-018-19 V.1 010719 Closure of 10' Alley E of N Johnson St](#)

[18STREETS1016.pdf](#)

[O-018-19 V.1 010719 ATTACH Closure Plat 18STREETS1016.pdf](#)

[18STREETS1016_legal desc.pdf](#)

[18STREETS1016_Minutes.pdf](#)

[18STREETS1016_staff rpts.pdf](#)

Legislation assigned to PUBLIC SAFETY COMMITTEE15. [R-010-19](#)

A RESOLUTION RECOGNIZING THE AUTHORITY OF THE JEFFERSON COUNTY SHERIFF TO MAKE APPLICATION FOR AND ENTER INTO AGREEMENTS WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY (“KOHs”) FOR A PROJECT TO OBTAIN PERSONAL PROTECTIVE EQUIPMENT, TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED NECESSARY BY KOHS TO FACILITATE AND ADMINISTER THE PROJECT, AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THE PROJECT.

Sponsors: Primary Pat Mulvihill (D-10)

Attachments: [R-010-19 V.1 010719 Recognize Authority of Jefferson County Sheriff to Enter Agreements with KOHS to Obtain Personal Protective Equipment.pdf](#)

Legislation assigned to PUBLIC WORKS, FACILITIES, TRANSPORTATION AND ACCESSIBILITY COMMITTEE16. [R-008-19](#)

A RESOLUTION REQUESTING THE LOUISVILLE METRO DEPARTMENT OF PUBLIC WORKS TO DEVELOP A POLICY REGARDING CONSTRUCTION ACTIVITY IN PRESERVATION DISTRICTS. (AS AMENDED)

Sponsors: Primary David James (D-6)

Attachments: [R-008-19 V.2 CAM 012919 Requesting Public Works Develop a Policy Regarding Construction in Preservation Districts.pdf](#)
[R-008-19 V.1 010719 Requesting Public Works Develop a Policy Regarding Construction in Preservation Districts.pdf](#)

Announcements

Council Member Shanklin made announcements.

Adjournment

Without objection, President James adjourned the meeting at 5:08 PM.