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LOUISVILLE METRO COUNCIL
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FEBRUARY 9, 2017

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PRESIDENT YATES: The Regular Louisville Metro Council Meeting of February 9, 2017, will please come to order. Please rise for the Pledge of Allegiance to our Flag.

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

Madam Clerk, a roll call, please.

MADAM CLERK: Councilwoman Green.

COUNCILWOMAN GREEN: Here.

MADAM CLERK: Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: Present.

MADAM CLERK: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Present.

MADAM CLERK: Councilwoman Sexton Smith.

COUNCILWOMAN SEXTON SMITH: Present.

MADAM CLERK: Councilwoman Hamilton.

Councilman James.

Councilwoman Leet.

COUNCILWOMAN LEET: Here.

MADAM CLERK: Councilman Coan.

COUNCILMAN COAN: Here.

MADAM CLERK: Councilman Hollander.

COUNCILMAN HOLLANDER: Here.

MADAM CLERK: Councilman Mulvihill.

Councilman Kramer.

COUNCILMAN KRAMER: Here.

MADAM CLERK: Councilman Blackwell.
Councilwoman Welch.
Councilwoman Fowler.
Councilwoman Butler.

COUNCILWOMAN BUTLER: Here.

MADAM CLERK: Councilman Reed.
Councilman Stuckel.
Councilwoman Parker.

COUNCILWOMAN PARKER: Here.

MADAM CLERK: Councilwoman Denton.
Councilman Benson.

COUNCILMAN BENSON: Present.

MADAM CLERK: Councilman Johnson.
COUNCILMAN JOHNSON: Here.

MADAM CLERK: Councilman Engel.
COUNCILMAN ENGEL: Present.

MADAM CLERK: Councilman Peden.
Councilwoman Flood.

COUNCILWOMAN FLOOD: Here.

MADAM CLERK: President Yates.
PRESIDENT YATES: Present.

MADAM CLERK: Councilman Ackerson.
COUNCILMAN ACKERSON: Here.

MADAM CLERK: Councilman Mulvihill.
Councilman Blackwell.

COUNCILMAN BLACKWELL: Here.

MADAM CLERK: Councilwoman Welch.

COUNCILWOMAN AUBREY WELCH: Here.

MADAM CLERK: Councilwoman Fowler.

COUNCILWOMAN FOWLER: Here.

MADAM CLERK: Mr. President, you have a quorum present.

PRESIDENT YATES: Madam Clerk, would you please cause the record to reflect that Council Member Reed as an excused absence?

Are there any who wish to address the council?

Let me remind those wishing to address the council to refrain from profanity or making any derogatory statements to council members.

Council Member Butler.

COUNCILWOMAN BUTLER: Thank you for the point of personal privilege. Several of us participated in the White Coat program. And we shadowed the doctor for the day. And the doctor that I shadowed is here. He is a cardiologist here in town. And he said I would like to shadow you one day. So I said okay. He came down today, and it is appropriate because Councilwoman Woolridge will read that it is heart month. And he is a cardiologist. And then as I talked to him and my colleagues, I found out he grew up down the street from Councilman Mulvihill, and he knows Councilwoman Welch and her husband very well.

So we wanted to recognize the doctor day since it is heart healthy month, and we wanted to give you a certificate of appreciation for your dedication to heart health for all residents of Louisville.

So we wanted to do that.

>> Thank you very much.

[APPLAUSE]

>> Thank you for having me here. I'm trying to get some funding for people who cannot afford coronary calcium scanning, which I talked about on TV at the forum, picking up heart disease at an earlier age. I'm trying though get some money so that the family health centers can give this to people who need it who can't afford it. That's one quick thing.

The second thing I wanted to mention very briefly is that if any of the council members would like to have myself or one of the University of Louisville cardiology faculty come into your district to a church, give a small 15-minute talk about avoiding dropping over dead of a heart attack, things you can do, I would be happy to do that myself, and I have 23, 24 other partners who would be happy to do that.

The last thing that is interesting, next month at the University of Louisville we have the senior associate dean from Vanderbilt, the dean of diversity, Andre Churchwell, coming to give medical rounds at 8:00 in the morning, but if anyone in the council who would like to meet this distinguished person, the first African-American writer on the national banner, and his father was inducted into the Smithsonian hall of fame recently, very distinguished friend of mine who is at Vanderbilt will give a talk next month if anyone wants to join. Thank you for having me.

>> And you may also see the doctor because we does walk with a doc. On the weekends he does that.

COUNCILWOMAN AUBREY WELCH: I want to thank Dr. Sadlow personally. He saved my husband's life ten and a half years ago. Matt was 51 years old. He dropped his car off to get it fixed at Downtown Ford, was going to walk to the courthouse and couldn't make it and nearly dropped

over. He did finally get a ride to the courthouse, did his morning court, still having chest pain, and then went to Norton hospital. At that point he saw Dr. Sadlow, who was his cardiologist, by the way, because he did have high blood pressure. Because Dr. Sadlow knew of his dad's history, he skipped a couple things because all the tests came out pretty normal as far as the cardiac enzymes and things, no heart attack. But luckily Dr. Sadlow went on and did the cardiac cast. He had the 90% blockage in the widow maker, 85%, 75%, three blockages. The next day he did the triple bypass. He didn't, but the other doctor did. But he found it. The other heart surgeons did the triple bypass.

But I want to thank you personally that I still have my Matt, who is a wonderful husband and father. He has done everything right. So no smoking, try not to eat those French fries and hamburgers and try to walk every day. Thank you so much.

PRESIDENT YATES: Doctor, thank you again for being here. And for any of the members that have not participated in wear the White Coat, I recommend it. It is very informative. It is a whole different look. I wear a couple different hats, and to see the doctors if that role the eye-opening.

You may bring the first speaker forward, Madam Clerk.

MADAM CLERK: District of Self.

Connie Marshall.

CONNIE MARSHALL: My name is Connie Marshall. My website is www.justiceforallcitizens.com. Waste, fraud and corrupt officials in Kentucky.

May 24th, 2016, I contacted LG&E to get the telephone number of their damage department. I did not ask LG&E to come to my home because on at least three occasions they have come without ID. LG&E came with police. The police stated LG&E wanted them to come because I videotaped them. By law, I have a right to videotape on my property. I called LG&E and spoke with the manager and asked for the names of the LG&E rep with the police and he stated, I'm not telling you. Due to the fact that I tried to report LG&E to the police in 2012, as they were on my property without ID installing a recorder, the police refused to give me a report number, I was stomped by the police and my rights violated in court, it is clear that the relationship between LG&E and the police isn't --

January 20th, 2016, around 9:15 p.m. the police were banging on my door. They stated did you send e-mails to Malone Staffing? I said what e-mails? This is suspicious in that I just went to court that morning to put Malone Staffing back on the docket as they lied to unemployment. I did eventually get my unemployment. When I filed an open records request the e-mails from Malone Staffing did not exist. However in January 2017 the lieutenant said they did exist but they didn't have a copy. He stated contact Malone Staffing for a copy. Of course I didn't fall for that. I then ask him how they could accuse me of something if they do not have a copy of the evidence. He stated they could and that, quote, he was concerned about his little girl. I stated are you speaking of blank, I don't want to say her name, because the person that I worked under was young and bore the company name. The relationship between Malone Staffing and the police is suspect because they have worked as security in one of

their warehouse locations. This explains the false accusations placed on me when I took Malone Staffing to court.

July 7th, 2016, and July 10th, 2016. I posted two videos on YouTube regarding an LG&E manager violating my rights. I received a call from LG&E security saying the manager discovered a threatening e-mail stating that I was going to kill him. I told the security in telephone conversations the police before involved in the fabricated documents and to contact the FBI. But of course they contacted the police.

July 4th, 2016, I heard banging on my door and it was the police stating they had an MIW. I did not open my door. No. I filed open records through the court to get a copy of the MIW which expired but stated that I threatened to kill an LG&E manager. The detective's name on the report was Jeremy Liver, whom I have never met. This is an attempt at a setup by LG&E and Louisville Metro Police Department, as I have caught LG&E in their illegal acts and posted and reported them to several officials.

What is interesting is that I have received 30 death threats, sexual degradation, hate e-mails, numerous threatening telephone calls, someone tried to break into my home whom the police stated that I had sent, four fabricated pleadings filed in the court case, one accusing a federal judge of taking bribes, 130 pieces of mail in the prosecutor's name and LMPD's name in my home, assaulted by the police and nothing has been done. All of you you'll find on my website justiceforallcitizens.com and on YouTube. My e-mail is ConnieCmarshall@gmail.com I would like to hear from some of you.

MADAM CLERK: Cassia Herron.

CASSIA HERRON:good evening. My name is Cassia Herron and I am a resident of Shelby Park neighborhood. And I come to you tonight in support of our city coming up with some sort of sanctuary city status. In trying to prepare my thoughts for tonight, I was kind of all over the place, but I thought that thinking about sanctuary cities and thinking about our compassionate city, designation as a compassionate city, is a way to come at this. I looked at the compassionate city's website, and there was a lot that was there. And most of it was vague and it was ambiguous. And it is something that our mayor and I think many of you have been pushing, the compassionate city mantra.

So tonight you ask that you consider creating an ordinance that puts some teeth behind us being a compassionate city that also is in support with what many communities across the country are doing around sanctuary cities.

It is time that we have law enforcement that decriminalizes immigrants or immigrant status, people of color. There are many times when I ride through my community and neighborhood and there is a black or someone of color who is pulled over, maybe on foot, maybe in a car, and there are seven or eight police cars. And I have started documenting that and sending that stuff to the police department. But it is time that we, the citizens don't have to call our chief of police and say does it really make sense for you to have that many police officers, that much presence around a traffic stop when you are just going to give someone a ticket?

It is time for us to think about education and think about in addition a way that is safe and that students don't come to school having to think about their safety. That when we think about compassion we think

about communities that are struggling with environmental justice issues, that we just don't shrug our shoulders and say that it is a federal government issue but we start localizing these things and start prioritizing them. That's what I think about when I think about sanctuary cities, we are creating a community that is safe and inviting for everybody.

Thinking about a food system that is safe and affordable and accessible to everybody, and it goes way beyond bourbonism, a term we created to support industries that pollute our communities. And we think about an investment culture that redistributes funds in a way that everybody, immigrants, people who live here, anyone, is able to invest in their communities.

I urge you to think about and to support the folks who are coming to talk to you soon, if they have not come to speak with you already, about sanctuary ordinances in our city that make it safe and affordable and improve the quality of life for all residents of Louisville. Thank you.

MADAM CLERK: Chris Hartman.

CHRIS HARTMAN: President Yates, members of the Metro Council, thank you for your time tonight. I'm Chris Hartman. I proudly call District six my home. And this is only the second time I have ever addressed this council as my eight years as director of the fairness campaign.

Fortunately, Louisville's gotten it right for a long time on almost all the fairness campaign's issues. I spend most of my time in other city halls across our commonwealth, Frankfort, Bowling Green, even

tiny Appalachian Vicco. But I come before you tonight because our country is in crisis. And I come before you tonight because I know this will be a difficult vote for some of you. I know that there are political and arguably practical reasons that many may not wish to make Louisville a sanctuary city.

Ultimately, folks won't wish to attract the ire of our general assembly as they whisk our commonwealth along a warpath against civil rights, reproductive freedom, our universities and the city of Louisville itself.

But now is not the time to play things safe or close to the cuff. Not when real people are suffering the very real fear and uncertainty of our deluded and deranged despot in chief racist Muslim ban.

I come tonight on behalf of every immigrant who fears for their safety, including the thousands of LGBTQ immigrants and their families, many of whom have fled countries where they can be fined or jailed or killed because of who they are or woman they love.

I come before you on behalf of our beautifully diverse LGBTQ families, many of which include adopted children from other countries who now fret about whether or not they are, quote, legal and whether or not their families can be torn apart.

These fears are absurd not because they are unjustified, but because how the hell did we get here in 2017? Now is not the time to be timid or complacent or fear Frankfort.

Now is the time to be courageous. Now is the time to stretch out our arms wider than we ever have before to embrace and welcome every single person and family regardless of their color, creed, national

origin, sexual orientation, gender identity, disability status, or their documentation. They will not come for one of us without coming through all of us.

MADAM CLERK: Sarah Nunez.

SARAH NUNEZ: Thank you, council members. My name is Sarah Nunez. I live in District 15 in Councilwoman Butler's district. I'm here today as a member of MI GENTE Louisville, a member of the St. Joseph association, homeowner and engaged community member. I come before you tonight because our families are being torn apart by the current immigration system. New executive orders from the federal government do not make our realities any better. Immigrant advocates, lawyers, and activists have received several recent reports of current instances where ICE is being more aggressive than usual due to these executive orders. They are separating families, and it is only going to get worse. I'm part of a mixed immigration status family. So my father is 65 years old with many health problems. He is also my mother's caretaker. He has not lived in his home country for over 40 years, yet a mistake he made when he was a younger man is affecting his ability to live a full and healthy life with us, his family, at home. I come before you tonight because there are many more families like mine in this community, and we are vulnerable.

Many of us are not in the position to speak to you as I am today. The people who we are representing are people who are often left out of the political process, the board rooms, and the community meetings. A sanctuary city resolution is all we have to hold on to as we face these executive orders and harsh policies from this new administration. So please take the time to hear from us, from all of us, and give us policies

that support Louisville as a truly welcoming and compassionate city. Give us policies that will provide us some protection from these harsh environments. Give us policies that address the spectrum of all immigrants, refugees, the working class, queer, Muslim, black, and undocumented families of Louisville. Give us policies that will help support police and community relationship efforts in our city instead of hurting them.

Give us policies that will make all our communities safer and more courageous. We are asking for policies that will safeguard all of our rights, freedoms, and lives. We need your leadership to make Louisville welcome and safe for everyone. Thank you.

MADAM CLERK: Jessa Warner.

JESSA WARNER: Good evening. My name is Jessa Warner. And I'm in Barbara Sexton Smith's district. Member of the Baptist community at liberty, a member of CLOUT.

And during CLOUT's listening process this fall we heard nearly 500 stories from people who are facing difficult housing situations, and that is why we are here again to ask you to fund the affordable housing trust fund with an annual allocation of \$10 million.

Last January I spoke at Metro Council and shared my own story about struggling to find decently maintained affordable housing in a safe neighborhood. But tonight I'm here to speak to you because my heart is heavy with all the memories of all the different veterans and their families that I have helped who are and who have been homeless. For the past years I have been a case manager at a local non-profit housing program helping veterans find permanent and affordable housing. And I work

with veterans who need a second chance, veterans who have never asked for help before who often urge me to help someone else whose situation is maybe worse than theirs, and veterans who finally reach out because they don't want their can I see to sleep in a car or it is too cold for them to sleep in one themselves. It is my job for them to help them find a home they can afford but it is hard to do because the pickings are slim. It is everyone's right to live in a neighborhood that is safe where there isn't drug deals going down in the parking lot, where there are gunfights in the backyard. It is everyone's right to live in a house where the stove isn't broken for weeks on end and the landlord is negligent and won't fix it. It is not acceptable for people to live in places where there are cock roaches, and smells like urine, and somehow passes a Section 8 test.

These are the apartments I'm trying to put my veterans in, and these what the people are spending a precious \$550 to \$700 a month on, and that is unacceptable. I wouldn't want to live there. Would you? No one should have to. If there was more affordable housing in Louisville, there would be competition and a reason for landlords to have higher standards, a reason to be accountable for their properties. And I'm dismayed that the situation can only get worse when 3,100 federally funded subsidized units will expire in the next few years and landlords can charge more for the sub par apartment and is they can make them unaffordable for the 65,000 Louisville residents who already desperately need them.

Please don't let this situation get worse. We need for affordable housing. That is why we are here to ask you to fund the affordable housing trust fund with an annual allocation of \$10 million.

Please help people like me and our veterans who are making very hard housing choices each day. Thank you.

MADAM CLERK: Evelyn Clark.

EVELYN CLARK: Good evening. My name is Evelyn Clark and I live in David James' district. I attend Bethel Baptist church, a member of CLOUT. I am here tonight to ask you to fund the affordable housing trust fund with an annual allocation of \$10 million starting with a \$10 million budget allocation this year.

I am just one face of Louisville's affordable housing crisis. I am a USAR United States Army reserves veteran retired after 20 years of service. During my service which consisted of training and preparedness to protect my country, I gained so many personal experiences, traveling and enjoyment even though on two occasions it got real with the pending war, activation to war.

While I served I worked full-time and earned my BA. I am now retired. Today it truly breaks my heart to see that our veterans are without basic needs such as adequate housing, medical treatment, etc. I know there are many who served less time than I did, so they are without a retirement check, but they experienced war, death, and could share tales of horrible conditions they had to endure for us that resulted in homelessness, joblessness, mental illness, and many other problems that many times involve their families.

In my case I purchased a home through the assistance of new directions, which afforded me many benefits such as low interest, paid closing costs, etc. After 30 years, I am still in my home but I know the expense of upkeep to include installing telephone service,

air-conditioning, replacement of concrete, toilet, sinks, faucets, and right now I need a new bathtub, and it is draining my income. It leaves no money to adequately save and retirement is a reduced income. If we say it is our government's responsibility, well, we are the government. Affordable housing can make it possible for us to get resources to them and their families.

We have a community of veterans who are in need on many levels. If 2015 Louisville committed to end veteran homelessness by finding permanent for the 360 known homeless veterans in our city. This is a wonderful initiative, but the 360 veterans living on the streets are the tip of the iceberg. Thousands of veterans like me have a roof over their head but are struggling to afford housing upkeep or are unable to save for assisted living. And we know the situation will only get worse as 3,100 federally subsidized units expire in the next few years.

That is why we are here to ask you fund the Louisville affordable housing trust fund with an annual allocation of \$10 million. Support people like me who are making very hard choices. Thank you.

MADAM CLERK: Elizabeth Fields.

That concludes the addresses to council.

PRESIDENT YATES: Thank you.

Councilwoman Woolridge, do you have a special proclamation?

COUNCILWOMAN WOOLRIDGE: Yes. I have two proclamations that I would like to read.

First of all, the black history proclamation, February is set aside for Black History Month I would like to read into the record.

[Black History Month Proclamation read into the record.]

Done this ninth day of February 2011, Councilwoman Mary C Woolridge.

PRESIDENT YATES: Thank you, Councilwoman.

Do you have another proclamation?

COUNCILWOMAN WOOLRIDGE: Yes, Mr. President. I have a proclamation. As we all, February is also national heart awareness month.

PRESIDENT YATES: Before you begin, I believe that you have another colleague that would like to chime in on your first.

COUNCILWOMAN LEET: On your first one, I would also like to congratulate all the names you listed, but also, with your permission, like to add one name, our lieutenant governor, Jeannine Hampton. I would like to add her name as the first African-American woman elected to office in the state of Kentucky.

COUNCILWOMAN WOOLRIDGE: That is a friendly amendment, and I accept it.

COUNCILWOMAN LEET: Thank you very much.

COUNCILWOMAN WOOLRIDGE: Okay, Mr. President. As we know, February is also National Heart Awareness Month. And I have the little pins, my assistant, Donna Saunders, was able to get us 20 of these today. So if anybody would like a pin, I would love for you all to wear the dress.

To all whom these letters shall come, greetings. Know ye that the Louisville Metro Council hereby proclaims February as National Heart Awareness Month.

[National Heart Awareness Month proclamation read into the record.]

Thank you, Mr. President. And you all be aware of Heart Awareness Month. And again, I have the little dresses if anybody cares to have one. Thank you.

PRESIDENT YATES: Thank you, Councilwoman.

Next we have approval of Council minutes for the Regular Metro Council Meeting of January 26, 2017. Any corrections or deletions? May I have a motion and second for approval?

>> Move approval.

>> 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, January 26.

Regular: Planning/Zoning, Land Design and Development Committee, January 31.

Regular: Public Works, Parks, Sustainability and Transportation Committee, January 31.

Regular: Labor and Economic Development Committee, January 31.

Regular: Government Accountability, Ethics and Intergovernmental Affairs Committee, January 31.

Regular: Community Affairs, Housing, Health and Education Committee, February 1.

Regular: Public Safety Committee, February 1.

Regular: Appropriations, NDFs and CIFs Committee, February 1.

Regular: Contracts and Appointments Committee, February 2.

Special: Budget Committee, February 2.

Regular: Committee on Committees, February 7.

Hearing those, are there new corrections or deletions?

>> Motion to approve.

PRESIDENT YATES: Properly moved and seconded. All those in favor respond by saying aye, opposed? The ayes have it. The minutes are approved as written.

Madam Clerk, do we have any communications from the Mayor?

MADAM CLERK: Yes, sir.

PRESIDENT YATES: Please read those into the record for us.

MADAM CLERK: Dear President Yates: In accordance with the Affordable Housing Trust Fund Board Ordinance, I am appointing the following to the Affordable Housing Trust Fund Board:

Anne Mayhugh, reappointment, term expires December 31, 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:

Timothy Findley, new appointment, 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 Ethics Commission Ordinance, I am appointing the following to the Ethics Commission Board:

Delores Pregliasco, new 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 the Housing Authority Board, I am appointing the following to the Housing Authority Board:

Manfred Reid, Sr., reappointment, term expires March 31, 2020.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the Human Relations Commission - Enforcement Board Ordinance, I am appointing the following to the Human Relations Commission - Enforcement Board:

William Sutter, new appointment, term expires September 30, 2018.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the NuLu Review Overlay District Committee (Advisory) Ordinance, I am appointing the following to the NuLu Review Overlay District Committee (Advisory):

Jon Crumbie, reappointment, term expires February 26, 2019.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Read in full.

PRESIDENT YATES: Those appointments needing Council approval will be assigned to the Committee on Appointments.

Our next order of business is the Consent Calendar. The Consent Calendar comprises item numbers 22-42. Are there any additions or deletions?

Madam Clerk, a second reading of these items.

MADAM CLERK: AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2016, RELATING TO THE FISCAL YEAR 2016-17 OPERATING BUDGET FOR LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$20,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUND TO LOUISVILLE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 15).

AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2016 RELATING TO THE FISCAL YEAR 2016-17 CAPITAL BUDGET BY APPROPRIATING \$425,000 TO EMERGENCY SERVICES' EMERGENCY MANAGEMENT AGENCY RELATED TO RELOCATION AND PURCHASE OF EQUIPMENT ASSOCIATED WITH 1300 AND 1306 BARDSTOWN ROAD.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING IN AN AMOUNT UP TO \$20,000 FROM THE U OF L RESEARCH FOUNDATION FOR THE 4YOUR CHILD PROGRAM TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES.

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT - (DR. MARK JORRISCH, M.D. \$90,000.00).

RE-APPOINTMENT OF VENU VANAPARTHY TO THE WASTE MANAGEMENT DISTRICT 109 BOARD. TERM EXPIRES JANUARY 15, 2019.

RE-APPOINTMENT OF DARREL RHODES, SR. TO THE WASTE MANAGEMENT DISTRICT 109 BOARD. TERM EXPIRES JANUARY 15, 2019.

APPOINTMENT OF ROBERT SCHINDLER TO THE WASTE MANAGEMENT DISTRICT 109 BOARD. TERM EXPIRES JANUARY 15, 2018.

APPOINTMENT OF RANDAL STROBO TO THE WASTE MANAGEMENT DISTRICT 109 BOARD. TERM EXPIRES JANUARY 15, 2019.

APPOINTMENT OF DEBRA THOMPSON TO THE WASTE MANAGEMENT DISTRICT
109 BOARD. TERM EXPIRES JANUARY 15, 2018.

APPOINTMENT OF AARON COLE TO THE CODE ENFORCEMENT BOARD. TERM
EXPIRES FEBRUARY 9, 2020.

APPOINTMENT OF JEREMY KIRKHAM TO THE CODE ENFORCEMENT BOARD.
TERM EXPIRES FEBRUARY 9, 2020.

APPOINTMENT OF NATHANAEL INGERSOLL TO THE HIGHVIEW FIRE
PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2019.

APPOINTMENT OF TRAVIS FRICK TO THE REVENUE COMMISSION. TERM
EXPIRES OCTOBER 1, 2019.

RE-APPOINTMENT OF LATANYA HENRY TO THE REVENUE COMMISSION. TERM
EXPIRES OCTOBER 1, 2019.

RE-APPOINTMENT OF NANCY GROVE TO THE REVENUE COMMISSION. TERM
EXPIRES OCTOBER 1, 2019.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE
COMMONWEALTH OF KENTUCKY IN THE AMOUNT OF \$50,000 TO BE ADMINISTERED BY
ECONOMIC DEVELOPMENT FOR REMEDIATION SERVICES.

AN ORDINANCE CHANGING THE STREET NAME OF A SECTION OF HIGH
WICKHAM PLACE TO JAMES THORNTON WAY AND BEING IN LOUISVILLE METRO (CASE
NO. 16STREETS1016).

AN ORDINANCE CLOSING THE NORTHERN TERMINUS OF WEBSTER STREET
CONTAINING 0.205 ACRES AND BEING IN LOUISVILLE METRO (CASE NO.
16STREETS1009).

A RESOLUTION AUTHORIZING THE MAYOR TO MAKE APPLICATION FOR AND,
UPON APPROVAL, TO ENTER INTO AN AGREEMENT WITH THE KENTUCKY OFFICE OF
HOMELAND SECURITY (KOHS), TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED

NECESSARY BY KOHS TO FACILITATE AND ADMINISTER THE PROJECT AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THIS PROJECT IN THE AMOUNT OF \$18,000.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$297,000 OF ADDITIONAL FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR CONTINUED DESIGN OF THE HUBBARDS LANE PROJECT TO BE ADMINISTERED BY PUBLIC WORKS & ASSETS.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$400,000 OF FUNDING FROM THE KENTUCKY TRANSPORTATION CABINET TO BEGIN DESIGN WORK FOR IMPROVEMENTS TO DIXIE HIGHWAY FROM CRUMS LANE TO BROADWAY TO BE ADMINISTERED BY DEVELOP LOUISVILLE.

Read in full.

PRESIDENT YATES: Before I asking for a motion and second, Councilman Stuckel, you clicked in the queue.

COUNCILMAN STUCKEL: Did I mishear? I think item number 24 you read \$200,000. My copy says \$20,000.

MADAM CLERK: It is \$20,000.

PRESIDENT YATES: That was a technical correction. Properly moved and seconded. The Consent Calendar is before us. Would the clerk please open the voting for a roll call.

Without objection, the voting is closing.

Councilman Stuckel.

The voting is closed.

MADAM CLERK: There are 25 yes votes and one member not voting.

PRESIDENT YATES: The Consent Calendar passes.

A reading of 43, please.

MADAM CLERK: AN ORDINANCE AMENDING ORDINANCE NO. 206, SERIES 2016 RELATING TO AN APPROPRIATION FROM NEIGHBORHOOD DEVELOPMENT FUNDS TO FERN CREEK/HIGHVIEW UNITED MINISTRIES, INC. IN ORDER TO INCREASE THE AMOUNT APPROPRIATED FROM DISTRICT 23 FROM \$1,000 TO \$4,000. (AS AMENDED)

PRESIDENT YATES: The item is before us.

Councilman Blackwell.

COUNCILMAN BLACKWELL: This was amended to add sponsors and money. We'd appreciate your support.

PRESIDENT YATES: I don't see anyone in the queue. Is there any discussion on this?

Hearing none, this is an ordinance requiring a roll call vote. Without objection, the voting is closing. The voting is closed.

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

PRESIDENT YATES: The amended ordinance passes.

Madam Clerk, a reading of item 44, please.

MADAM CLERK: AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2016 AS PERTAINING TO THE 2016-2017 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 1, SERIES 1998-1999 as PERTAINING TO THE FORMER JEFFERSON COUNTY, KENTUCKY GOVERNMENT BUDGET AND AMENDING ORDINANCE NO. 111, SERIES 2008 AS PERTAINING TO THE 2008-2009 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 90, SERIES 2009 AS PERTAINING TO THE 2009-2010 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 118, SERIES 2010 AS PERTAINING TO THE 2010-2011 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \$250,310.99 IN PUBLIC WORKS CAPITAL PROJECTS FOR A NEW PROJECT TITLED PWA CENTRAL GARAGE IMPROVEMENTS AND CHANGING REQUIREMENTS

FOR PROJECT 48, ALLEY IMPROVEMENT MATCH PROJECTS. (AMENDED BY
SUBSTITUTION.

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: The amended ordinance is before us.

Is there any discussion?

Councilwoman Butler.

COUNCILWOMAN BUTLER: Yes, thank you. This passed unanimously in our committee, but it was amended. Nothing to do with the public works, but it was with this particular budget ordinance because we failed to put a date on there for the alley match. This is allowing people that would like to use the alley match funds to go beyond December 31st to now April 30th. And that went as well unanimously.

PRESIDENT YATES: Any discussion? This is an ordinance requiring a roll call vote.

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

MADAM CLERK: 25 yes votes and one member not voting.

PRESIDENT YATES: The amended ordinance passes.

Madam Clerk, a reading of item 45.

MADAM CLERK: A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$51,728.00 FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY HAZARD MITIGATION GRANT PROGRAM AND \$8,966.00 FROM THE JEFFERSON COUNTY FISCAL COURT TO BE

USED BY THE EMERGENCY SERVICES' EMERGENCY MANAGEMENT AGENCY FOR THE LOUISVILLE METRO HAZARD MITIGATION 5 YEAR PLAN UPDATE.

Read in full.

PRESIDENT YATES: Motion and second, please.

>> So moved.

PRESIDENT YATES: May I have a second?

>> Second.

PRESIDENT YATES: Properly moved and seconded.

Discussion?

Councilman James.

COUNCILMAN JAMES: During the Public Safety Committee meeting last week we made a technical correction to replace all instances Carlisle County with the term Jefferson County. After further review, however, we realized that not only did FEMA grant letter need to be correct, but needed to correct the entire resolution. So this amendment by substitution amends title and body of the resolution to correctly state the amounts of money granted to Louisville metro from FEMA and the Commonwealth of Kentucky for the Louisville metro hazard mitigation five-year plan.

PRESIDENT YATES: Thank you, Councilman James.

May I have a motion and second for the floor amendment?

>> So moved.

>> Second.

PRESIDENT YATES: It is before us. Is there any discussion on the floor amendment which Councilman James just explained.

Hearing none, all those in favor please signify by saying aye. Opposed? The ayes have it. The floor amendment passes. Is there any further discussion?

All those in favor please signify by saying aye. Those opposed? Resolution as substituted is adopted.

Madam Clerk, a reading of item 46.

MADAM CLERK: APPOINTMENT OF DAVID PEARL TO THE CODE ENFORCEMENT BOARD. TERM EXPIRES FEBRUARY 9, 2019

Read in full.

PRESIDENT YATES: Motion and second, please.

>> So moved.

>> Second.

PRESIDENT YATES: The amended appointment is before us.

Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President. The reason this is on Old Business, the contracts and appointments met last week and we had to amend this by changing the term expiration to two years from three years. And that is also going to happen with the next one. So just a technical error.

PRESIDENT YATES: Okay. I'll take that in the form of a floor amendment. It has already been amended. Is there any further discussion?

Hearing none, all those in favor please signify by saying aye. Those opposed? The ayes have it. The amended appointment is approved.

Thank you for getting that.

Madam clerk, a reading of item 47.

MADAM CLERK: APPOINTMENT OF MIKE MORRIS TO THE CODE ENFORCEMENT BOARD. TERM EXPIRES FEBRUARY 9, 2019 (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 appointment is before us.

Councilwoman Woolridge, the same reason?

COUNCILWOMAN WOOLRIDGE: Yes, this is the same reason, Mr. President. We changed the expiration from three years to two years. So I would like to move that motion.

PRESIDENT YATES: So the floor amendment's already been moved and seconded. Is there any further discussion? Hearing none, all those in favor respond by saying aye. Opposed? The ayes have it. The amended appointment is approved.

Madam Clerk, a reading of item 48.

MADAM CLERK: A RESOLUTION OF LOUISVILLE METRO GOVERNMENT SUPPORTING AN NBA TEAM LOCATED IN METRO LOUISVILLE (AS AMENDED)

Read in full.

>> Motion.

>> Second.

PRESIDENT YATES: Been properly moved and seconded.

Councilman Johnson, would you like the floor?

COUNCILMAN JOHNSON: We have been working on this for a month and a half now, and I appreciate y'all's support. It has been changed by

several people and made to where it is a pretty good resolution. I have had a lot of support from a lot of people, and I sure hope we can get this passed tonight. Thank you for supporting it. Let's try it and see if we can get online to get us an expansion team.

PRESIDENT YATES: Thank you, Councilman Johnson.

Councilman Engel.

COUNCILMAN ENGEL: Thank you, Mr. President. I want to speak to this and explain my vote. I want to applaud Councilman Johnson for his persistence for so many years. You may not agree with the councilman on everything, but you have to agree that he has been passionate behind this particular project and issue. That's not the reason I'm going to support that, but I am going to support this. I took a raw poll from an interesting group of young men at St. X High School about a week ago. I was speaking to a classroom. And this issue came up from one of them, and I said I want to take a poll with you gentlemen here today. I want how many of you would support an NBA arena in our community? And I tell you it was 90% plus raised our hand. But then I said in the event there was an issue with the funding and/or the support of that NBA team and it would potentially impact your wallet, how many of you would support the NBA team? Their hands kind of went down a little bit.

But that's not what we are talking about here, folks. This is not, and I want to explain to my constituents, my support for this resolution is not supporting taxpayer dollars. We don't have skin in the game right now with this legislation. It is merely a resolution. So, Mr. President, I just wanted to explain my vote. I will be supporting this, and I look forward to the dialogue of thinking big in Louisville,

just like you did, Mr. President, today at the committee on committees. You brought a think-big project, an aquarium idea. And so I'm signing on to this, and I appreciate Jay Bruce Miller taking time in my office today. For 30 minutes he could talk facts and figures, and it could go for another hour and a half. This guy understands this thing. So just wanted to let you folks know that I'm going to support this. Thank you.

PRESIDENT YATES: I can't believe you got the 30-minute version.
Councilman Benson.

COUNCILMAN BENSON: Thank you, Mr. President. I told Dan a while back that I would be a sponsor. I think as Councilman Engel said, if we want our community to go forward, we have to be together. And I really appreciate Dan. I told him I would sponsor it. And I want to be added as a sponsor.

I learned something the other day. When we get together and we talk, it is surprising how much you can learn. A young man said that our University of Louisville is only supported by half of the community. And I thought, what? He said because the other half supports U of K. Never even thought about it. He said if we have an NBA team, it could be supported by the whole community. We fill the arena with U of L fans every single game. If you have the rest of the community, and some people say we can't support it, I disagree now. I want to be a sponsor. Thank you.

PRESIDENT YATES: Thank you, Councilman.
Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President. I have supported this NBA from the inception, however, Mr. President, and to the sponsor, I'm looking for the WNBA. That was what I had asked, and I see

this resolution has been amended, but I don't see the word WNBA. I have looked at it on my screen and my book.

COUNCILMAN JOHNSON: We included it. I hope it is there.

I don't see it. Nevertheless, that was wasn't of the reasons I was supporting them. We need to get these females in here too. Thank you, Mr. President.

PRESIDENT YATES: Thank you, Councilwoman. And thank you for your leadership on that. That is on the updated version.

>> And I guess we have to do that by amendment, put that in?

PRESIDENT YATES: No, it has already been done.

COUNCILWOMAN BRYANT HAMILTON: Question.

PRESIDENT YATES: Councilwoman Cheri Bryant-Hamilton.

COUNCILWOMAN BRYANT HAMILTON: Could we amend the title to support an NBA and WNBA team added to the title as well as the body?

PRESIDENT YATES: Is that a request?

>> Is that what you had in mind, Councilwoman?

>> That is the reason I couldn't find it, Mr. President, because I'm looking for it in the title, not in the entire document.

>> If there's an amendment to that, I would support it.

PRESIDENT YATES: In the form of a friendly amendment the title be changed, all those in favor please signify by saying aye. Those opposed? The ayes have it. As a friendly amount, to have NBA as well as WNBA.

Councilwoman Barbara Shanklin.

COUNCILWOMAN SHANKLIN: Thank you, Mr. President. I know Councilman Dan Johnson, he worked on this really hard, and he always does.

It is like he worked on the arena years ago. And he didn't give up, and we ended up with the arena. And so we are very proud of you, Dan. And I want to be included as a sponsor.

PRESIDENT YATES: Madam Clerk, do you have that? Councilwoman Barbara Shanklin as a sponsor as well.

MADAM CLERK: Yes, sir.

PRESIDENT YATES: There may be some issues as far as the speakers. Is there anyone else in the queue to speak? Seeing none.

Is there any further discussion on this item?

Hearing none, all those in favor please respond by saying aye. Those opposed? The ayes have it. The amended resolution is adopted.

Madam Clerk, a reading of item 49.

MADAM CLERK: AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1206 DURRETT LANE CONTAINING 0.34 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1054).

Read in full.

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

>> So moved.

>> Second.

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

Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. As it states in part of the title, this is a training facility. It is an add-on to an existing -- the Louisville electrician's union. This will be to allow a safety classroom to be built and everything else that is associated with

the apprenticeship program. And the materials that will be used, this piece of property, the building will match the property next to it. And also they are building sidewalks on the DURRETT lane side.

This is in councilman Dan Johnson's district. He may wish to address the council.

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

It is Councilman Johnson's district.

Councilwoman Flood, thank you for the explanation.

Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote. If the clerk would please open the voting.

The voting is closing. The voting is closed.

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

PRESIDENT YATES: The ordinance passes.

Madam Clerk, a reading of item 50.

MADAM CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 436-452 ROBERTS AVENUE CONTAINING 1.36 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1025).

Read in full.

>> Motion to approve.

>> Second.

PRESIDENT YATES: Been properly moved and seconded. The ordinance is before us.

Again to Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. This is for an expansion of an existing business. There is one long building to be used as storage and construct one new building. This is in Councilwoman Vicki Aubrey Welch's district, and she may wish to address the council.

PRESIDENT YATES: Would you like the floor?

COUNCILWOMAN AUBREY WELCH: Yes. I haven't seen opposition to this. This is an odd street on the edge of my district. It is a very small street but it has residential, commercial and industrial all along the way. One of those different kinds of neighborhoods. But always glad to have expansion of the district. And I approve of this and appreciate your support.

PRESIDENT YATES: Thank you for the explanation.

Is there any further discussion? Hearing none, would the clerk please open the voting?

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

MADAM CLERK: There are 23 yes votes, three members not voting.

PRESIDENT YATES: The ordinance passes.

Madam Clerk, a reading of item 51, please.

MADAM CLERK: AN ORDINANCE APPROVING THE OAKDALE NEIGHBORHOOD PLAN AND APPROVING ITS EXECUTIVE SUMMARY AS AN AMENDMENT TO THE CORNERSTONE 2020 COMPREHENSIVE PLAN (CASE NOS. 16NEIGHPLAN1005 & 16NEIGHPLAN1006).

Read in full.

PRESIDENT YATES: May I have a motion and second.

>> Motion.

>> Second.

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

Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. This neighborhood plan was started in March of 2016 and it was initiated by Councilwoman Butler, and at this time I would like to yield the floor to Councilwoman Butler, who worked very hard on this.

PRESIDENT YATES: Councilwoman Butler, the floor is yours.

COUNCILWOMAN BUTLER: Thank you. This plan came about after there was an advisory group. They had several neighborhood meetings that were very well-attended. And this is going to help this neighborhood, which is just south of Churchill Downs near U of L as we go forward and look for monies and dollars and federal grants. It will help us with that. This is a neighborhood with some great housing stock, has the ability if you live there to get anywhere in town pretty quickly because you are right on the Waterston.

And it should be a destination place for people that want to bring up their families. So we are hoping to kick this off and this plan was the first part of that.

So I ask for your support.

PRESIDENT YATES: Thank you, Councilwoman.

Is there any other discussion?

Hearing none, this is an ordinance requiring a roll call vote. Would the clerk please open the voting?

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

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

PRESIDENT YATES: The ordinance passes.

Madam Clerk, a reading of item 52.

MADAM CLERK: AN AREA-WIDE ZONING CHANGE ORDINANCE AFFECTING 3,647 PARCELS IN THE PORTLAND NEIGHBORHOOD AND BEING IN LOUISVILLE METRO (CASE NO. 15AREA1004).

Read in full.

PRESIDENT YATES: Back to you, councilwoman.

>> Motion to approve.

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

>> Second.

PRESIDENT YATES: Properly seconded and first. We are getting too redundant.

Councilwoman, the floor is yours.

COUNCILWOMAN FLOOD: Maybe we are going to have to break up the zoning.

This is an area-wide rezoning for Portland neighborhood. This is the last piece of a long and tedious rezoning portion. I wanted to note that there was one address that was left out at the owner's request, and that was 2820 Duncan Street, which is not in the area-wide rezoning. And I would like to yield the floor to Councilwoman Cheri Bryant-Hamilton, because this has been years and a lot of work done by her office to accomplish this.

PRESIDENT YATES: Councilwoman Hamilton, would you like the floor?

COUNCILWOMAN BRYANT HAMILTON: Thank you, Mr. President. As Councilwoman Flood said, this has been going on for years. This is the

last parcel, the last mass rezoning. The Portland neighborhood plan was adopted in 2008 by this council, and three years procedure to that the community started working on the Portland neighborhood plan. So it has been a long time coming. I'm hoping it is not out of date because there have been so many County of Los Angeles in the Portland neighborhood. But I think all of those things were taken into consideration, ask the progress we have made so far has helped to bring about a lot of the revitalization that we are experiencing now in the Portland neighborhood.

So I would like to ask to be a cosponsor of this and to ask for your approval.

PRESIDENT YATES: Thank you for your leadership.

Is there any further discussion?

Madam Clerk, you have that extra sponsorship.

MADAM CLERK: Yes, sir.

PRESIDENT YATES: Hearing none, this is an ordinance requiring a roll call vote. The voting is open. Without objection, the voting is closing. The voting is closed.

MADAM CLERK: There are 23 yes votes, three members not voting.

PRESIDENT YATES: The ordinance passes.

Madam Clerk, a reading of item 53.

MADAM CLERK: AN AREA-WIDE ZONING CHANGE ORDINANCE CHANGING THE ZONING FROM R-6 AND R-7 RESIDENTIAL MULTI-FAMILY AND OR-2 OFFICE/ RESIDENTIAL TO C-1 COMMERCIAL AND OR OFFICE/ RESIDENTIAL AFFECTING 12 PARCELS IN THE JACOBS NEIGHBORHOOD AND BEING IN LOUISVILLE METRO (CASE NO. 16AREA1003).

Read in full.

PRESIDENT YATES: May I have a motion.

>> So moved.

>> Second.

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

Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. This as it states is an area-wide change in zoning for the Jacobs project, and this is in Councilwoman Butler's district, and I'm sure she would like to address the council.

PRESIDENT YATES: The floor is yours.

COUNCILWOMAN BUTLER: Thank you. This is the result of a neighborhood plan in the neighborhood that is across from Oakdale, the one we just approved. This went on for several months as well. We had advisory committees. They did their weekend community meetings and they were well-attended as well. Then when it came up to the zoning changes, that meeting was very well-attended. No one objects to this. This is keeping the business on the main thoroughfares rather than in the middle of the neighborhoods.

And then it is also putting the zoning on these properties which have been in place for some time, so they have already been a neighborhood pub for several decades, so what we are doing is taking them out of the grandfather stage and putting them up into C-1 so they are in compliance with zoning.

So we are doing that, and as you may have seen on the news this past week, the Jacobs neighborhood got an infusion. We are going to take a

large school, and it is a little over a \$12 million apartment, and then senior apartments. This is all enhancing this. A lot of good things are happening in this neighborhood, and I encourage you support.

PRESIDENT YATES: Thank you, Councilwoman, for your work and leadership.

Is there any further discussion?

Hearing none, this is an ordinance requiring a roll call vote.

Would the clerk please open the voting?

Without objection, the voting is closing.

Councilwoman Leet.

The voting is closed.

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

PRESIDENT YATES: The ordinance passes.

Madam Clerk, a reading of item 54.

MADAM CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-4

RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 6300 GREENWOOD ROAD CONTAINING 4.67 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1033).

Read in full.

>> Motion to approve.

>> Second.

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

COUNCILWOMAN FLOOD: Thank you, Mr. President. This change of zoning is to allow a shopping center to be built with two restaurants with drive-throughs. It is also next to a mixed development area. There will be egress and ingress off the access road and at greenwood road, and this is

in councilman Rick Blackwell's district, and he may wish to address the council.

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

COUNCILMAN BLACKWELL: It is a plan that early on they got neighbors on board to talk about the issues with greenwood and what they would be bringing, some of the possible tenants in the area. So they worked through some of the issues with traffic and so on and the residents are in favor as well. It will be a good they think for greenwood road and the area.

PRESIDENT YATES: Thank you, Council Member. Appreciate your work.

Is there any further discussion on this project?

This is an ordinance requiring a roll call vote. If the clerk would please open the voting.

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

MADAM CLERK: There are 24 yes votes, two members not voting.

PRESIDENT YATES: The ordinance passes.

Madam Clerk, a reading of item 55.

MADAM CLERK: AN ALLEY CLOSURE ORDINANCE OF A PORTION OF A 10' ALLEY NORTH OF E. WASHINGTON STREET AND SOUTHWEST OF BUCHANAN STREET AND BEING IN LOUISVILLE METRO (CASE NO. 16STREETS1019).

Read in full.

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

>> So moved.

>> Second.

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

Last one, Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President, I'm not sure the reason why we are bringing the alley over. It usually goes on Consent Calendar. They are normally 100% of the property owners that abut these areas agree to this, but I'll give you the quick information of what I have and my understanding.

This is a ten-foot alley that begins at east Washington street and terminates at Buchanan. The reason for this closure, there was a minor subdivision plat to take the three lots that are existing now and make them two lots.

The staff received no comments or inquiries from any interested party. It is also associated with cases for a variance which had to have prior BOZA approval and also 16 minor plat, a minor plat change for the change of lots.

Also the metro health department, metro public works, the fire department also approved the closure of this little piece of alleyway. So I'm not sure what we are doing here.

PRESIDENT YATES: Thank you for that thorough explanation. Is there any further discussion? Hearing none, this is an ordinance requiring a roll call vote. If the clerk would please open the voting.

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

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

PRESIDENT YATES: The ordinance passes.

Madam Clerk, a reading of item 56, please.

MADAM CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-4 AND R-5 RESIDENTIAL SINGLE FAMILY TO R-5A RESIDENTIAL MULTI-FAMILY ON PROPERTY LOCATED AT 11404, 11312 AND 11314 TAYLORSVILLE ROAD CONTAINING 29.071 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1020).

Read in full.

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

>> So moved.

>> Second.

PRESIDENT YATES: Properly moved and seconded. The ordinance is before us. Last one, Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. This change in zoning is to allow a 347-unit apartment complex to be built there. Two stories and three stories. 61% of the lot is treed at the present time. They are going to save 15% of the existing trees. It allows 12 dwelling units per acre which is slightly under what the density approved for this is. And if you may notice in the record it would have been unanimous but there was an abstention by a brand new member to the Planning Commission who did not make the first meeting, so there were two night meetings held on this. There was an approved turning lane. There are two areas for egress and ingress, but also I think the reason we are here tonight too is to let Councilman Benson, I believe he had been working on an amendment on a substreet, and I haven't been copies of that, so I would like to yield the floor to Councilman Benson.

PRESIDENT YATES: Thank you, Councilwoman.

Councilman Benson, the floor is yours.

COUNCILMAN BENSON: Thank you, Mr. President, madam chair. We have added a binding element for this. And one of the problems that I have had in my district, and most of our city's kind of developed out, but we don't have connectivity. Sometimes when we are developing property, we are having all this property and the roads are the same so the traffic just builds up and builds up and people just can't get around. And so in this situation we have come up with a situation possibly at the bottom of this property the people who have the apartment will give us access to the bottom of the land at the bottom of the property if we secure a road on the right side and the property on the left that would connect Chenoweth Run Road to Taylorsville Road. And Sarah Martin has the amendment, and if she would read it and I will explain a little bit more.

SARAH MARTIN: The proposed amendment reads applicant/developer shall request of DPDS, metro public works, and transportation planning (Planning Commission to the extent its regulations require) that the approved detail district development plan in parentheses DDDP, end of parentheses, associated with the rezoning be revised to include reservation on its property of a future road corridor as shown on the attached exhibit to this ordinance amendment. If the approved DDDP as revised hereby is not approved as contemplated above, then the applicant/developer shall be under no continued obligation to include this future road corridor on its approved plans.

On the other hand, if it is approved as contemplated above, then the reservation shall continue until such time as a dedication of same is requested by metro public works, at which time -- be dedicated or until five years from date hereof, whichever shall first occur.

PRESIDENT YATES: Councilman, just to keep it clear, that would be the floor amendment?

>> Yes, sir.

PRESIDENT YATES: May I have a motion and second for the floor amendment?

>> I'll make a motion.

PRESIDENT YATES: And we will keep the discussion open.

>> To me we can't really get involved in zoning cases, and one of the things that I have a little bit of trouble with, and also it is getting clear to the people if planning, design, and public works, that we should be looking at our properties from above and find out if we are developing big parcels of land how can we make connector roads? Not roads that go from one subdivision to another and people are traveling through the neighborhood to get to someplace, that is not good. We need 35 miles an hour roads. And so by this amendment we have a right of way at the bottom of the property, and there is a curb right beside it that has a 1,000 foot driveway that they might donate that to the public, that we will now be able to connect that and with 1,000 feet to the left be able to go to Chenowith Run Road.

Then we would have a road that went from Chenowith Run Road, Taylorsville Road, take the pressure off Taylorsville Road and Chenowith run and Blankenbaker road, how can you get a really accurate traffic count if it is sitting still if traffic isn't moving, I don't know how you count a car. That is the way it is if the area. We have been told it is not going to be any worse than it was. And my view, that is not acceptable. Every time we have something, we should try to make it better. And so this

is a way that possibly -- and this piece of property and future properties that we are going to start trying to make a grid that makes our communities, makes the area I'm in, and I hope we can do this for every area, make transportation move. Because that is one of our problems in our community. If you want to live here, you like amenities but you want to be able to get to them. You don't want to sit in traffic. So I need y'all's approval of this binding element for this zoning case. Thank you.

PRESIDENT YATES: Thank you, Councilman, for that detailed explanation.

Councilman Brent Ackerson.

COUNCILMAN ACKERSON: Thank you, Mr. President. I sat on planning and zoning when we heard this, and the concern is the traffic problem. Taylorsville Road is already a bottleneck there. And what the councilman is talking about requiring a second or third entrance on Chenowith.

>> And Taylorsville Road.

COUNCILMAN ACKERSON: What I'm hearing is, A, this is not such a good idea because of the traffic congestion we have. But the alternative road could alleviate that. But what we have just heard, essentially, in my opinion, is in five years they are going to try to make it happen but if not the requirement goes away. What doesn't make sense to me is if we as a body are sitting here saying the congestion is too much already, that all of a sudden we don't have a guarantee really for a secondary road to handle this congestion. So it just seems without having the guarantee that we are making a poor decision here that has long-term ramifications to further complicate already a terrible congestion area. I think that we have a bigger responsibility than that. I don't have an alternative

suggestion here, but based upon the fact of hearing this is a problem, the congestion's a problem, my deduction is this development is a bad idea for this location at the moment. And until they guarantee it, I can't support that tonight. And I hope that we will think about these decisions we are making and if they are potentially bad, we will get guaranteed up front rather than playing the if-come.

Thank you, Mr. President.

PRESIDENT YATES: Thank you, Councilman. Is there any further discussion? Seeing none and hearing none, this is an ordinance requiring a roll call vote. Would the clerk please -- we do have the amendment. It has been motioned and seconded. It is before us. All those in favor of the floor amendment respond by saying aye. Opposed? The ayes have it. No discussion, please open the voting, Madam Clerk.

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

MADAM CLERK: There are 19 yes votes, five no votes, two members not voting. The no votes are Councilwoman Fowler, Councilwoman Parker, Councilman Benson, Councilman Peden, and Councilman Ackerson.

PRESIDENT YATES: The ordinance passes. The amended ordinance passes.

The next item of business is new business. As you leave the chambers, please do so quietly so the clerk may read new business.

I ask those members who wish to make announcements or speak please remain in chambers and request to make announcements.

Would the clerk please read the assignments to committees.

MADAM CLERK: The following is assigned to the appropriations, NDFs and CIFs committee.

AN ORDINANCE APPROPRIATING \$17,008.95 NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,669.65 EACH FROM DISTRICTS 20, 11, AND 18; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSONTOWN FIRE PROTECTION DISTRICT FOR AN ALL-TERRAIN RESPONSE VEHICLE.

AN ORDINANCE APPROPRIATING \$46,000 IN NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$28,000 FROM DISTRICT 23; \$12,000 FROM DISTRICT 24; AND \$6,000 FROM DISTRICT 13; TO METRO PARKS FOR THE 2017 FRIDAYFEST CONCERT SERIES AT HIGHVIEW PARK.

AN ORDINANCE APPROPRIATING \$11,500 IN NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 12; \$3,000 EACH FROM DISTRICTS 13, 14; AND \$500 FROM DISTRICT 3; TO METRO PARKS FOR THE 2017 RIVERVIEW INDEPENDENCE FESTIVAL.

AN ORDINANCE APPROPRIATING \$16,750 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 13; \$3,500 FROM DISTRICT 14; \$1,500 FROM DISTRICT 15; \$1,000 EACH FROM DISTRICTS 12, 23, 24, 25; \$750 FROM DISTRICT 1; \$500 EACH FROM DISTRICTS 10, 17; AND \$250 EACH FROM DISTRICTS 3, 4, 8, 21; TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR FORESTFEST 2017, THE ANNUAL BLUEGRASS FESTIVAL TO BE HELD AT THE JEFFERSON MEMORIAL FOREST.

The following legislation is assigned to the Budget Committee.

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 \$5,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 16) TO LOUISVILLE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 16) AND BY TRANSFERRING \$37,000 FROM

THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 16) TO THE CAPITAL INFRASTRUCTURE FUND (DISTRICT 16).

The following legislation is assigned to the Community Affairs, Housing, Health, and Education Committee.

A RESOLUTION HONORING REV. EDDIE L. WHITE BY DEDICATING THE NORTHEAST CORNER OF 28TH AND GRAND STREETS TO BE NAMED "REV. DR. E. L. WHITE AVE." IN HIS HONOR.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A NEIGHBORHOOD STABILIZATION PROGRAM GRANT AS A SUBRECIPIENT OF THE COMMONWEALTH OF KENTUCKY FROM THE UNITED STATES DEPARTMENT OF HOUSING AND DEVELOPMENT IN THE AMOUNT OF \$63,671.00 TO BE ADMINISTERED BY DEVELOP LOUISVILLE.

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

RE-APPOINTMENT OF ANNE MAYHUGH TO THE AFFORDABLE HOUSING TRUST BOARD. TERM EXPIRES DECEMBER 31, 2019.

APPOINTMENT OF TIMOTHY FINDLEY TO THE CITIZENS COMMISSION ON POLICE ACCOUNTABILITY BOARD. TERM EXPIRES MARCH 27, 2021.

APPOINTMENT OF DELORES PREGLIASCO TO THE ETHICS COMMISSION. TERM EXPIRES JUNE 30, 2019.

RE-APPOINTMENT OF MANFRED REID, SR. TO THE HOUSING AUTHORITY BOARD. TERM EXPIRES MARCH 31, 2020.

APPOINTMENT OF WILLIAM SUTTER TO THE HUMAN RELATIONS COMMISSION - ENFORCEMENT BOARD. TERM EXPIRES SEPTEMBER 30, 2018.

RE-APPOINTMENT OF JON CRUMBIE TO THE NULU REVIEW OVERLAY DISTRICT COMMITTEE (ADVISORY). TERM EXPIRES FEBRUARY 26, 2019.

The following legislation is assigned to the Government Accountability, Ethics, and Intergovernmental Affairs Committee.

AN ORDINANCE OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT TO APPROVE THE ANNEXATION BY THE CITY OF ST. MATTHEWS OF 28 HOMES.

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

A RESOLUTION OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING THE APPOINTMENT OF PNC CAPITAL MARKETS LLC AS A CO-REMARKETING AGENT FOR THE \$128,000,000 OUTSTANDING PRINCIPAL AMOUNT OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, POLLUTION CONTROL REVENUE BONDS, 2003 SERIES A (LOUISVILLE GAS AND ELECTRIC COMPANY PROJECT) (THE "2003 SERIES A BONDS"); AUTHORIZING THE EXECUTION OF ONE OR MORE LETTER AGREEMENTS IN CONNECTION WITH THE REMARKETING OF THE (i) 2003 SERIES A BONDS, (ii) \$31,000,000 OUTSTANDING PRINCIPAL AMOUNT OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, ENVIRONMENTAL FACILITIES REVENUE REFUNDING BONDS, 2007 SERIES A (LOUISVILLE GAS AND ELECTRIC COMPANY PROJECT), AND (iii) \$35,200,000 OUTSTANDING PRINCIPAL AMOUNT OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, ENVIRONMENTAL FACILITIES REVENUE REFUNDING BONDS, 2007 SERIES B (LOUISVILLE GAS AND ELECTRIC COMPANY PROJECT); AND TAKING OTHER ACTIONS RELATED TO THE REMARKETING OF THE ABOVE-IDENTIFIED BONDS.

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

AN ORDINANCE CHANGING THE STREET NAME OF SWOPE AUTOCENTER DRIVE TO AUTOCENTER DRIVE AND BEING IN LOUISVILLE METRO (CASE NO. 16STREETS1023) .

AN ORDINANCE ASSIGNING THE NAME OF HOOVER BARTON ROAD TO A PRIVATE ACCESS EASEMENT SERVING FIVE TRACTS AT 17301 TAYLORSVILLE ROAD AND BEING IN LOUISVILLE METRO (CASE NO. 16STREETS1024) .

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY AND PEC PLANNED EMPLOYMENT CENTER TO OR-3 OFFICE/RESIDENTIAL AND C-2 COMMERCIAL ON PROPERTY LOCATED AT 13508 FACTORY LANE AND 2520 TERRA CROSSING BOULEVARD CONTAINING 105.96 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1019) .

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO R-5 RESIDENTIAL SINGLE FAMILY ON PROPERTY LOCATED AT 3403 STONY BROOK DRIVE AND TAX BLOCK 45, LOT 927 CONTAINING 18.1 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1032) .

AN ORDINANCE CHANGING THE ZONING FROM R-5 RESIDENTIAL SINGLE FAMILY TO R-6 RESIDENTIAL MULTI-FAMILY ON PROPERTY LOCATED AT 1919 S. PRESTON STREET CONTAINING 28,600.19 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1045) .

AN ORDINANCE CHANGING THE ZONING FROM OR-3 OFFICE/RESIDENTIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1170 E. BROADWAY CONTAINING 0.213 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1057) .

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 5103 OUTER LOOP CONTAINING 0.9979 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1045) .

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

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$1,280,000 OF FUNDING FROM THE KENTUCKY TRANSPORTATION CABINET FOR CONTINUED DESIGN WORK FOR IMPROVEMENTS TO DIXIE HIGHWAY TO BE ADMINISTERED BY DEVELOP LOUISVILLE.

Read in full.

PRESIDENT YATES: Thank you, Madam Clerk.

With no further business to discuss, our meeting will stand adjourned.

However, next we have announcements.

Councilwoman Cheri Bryant-Hamilton.

COUNCILWOMAN BRYANT HAMILTON: Thank you, Mr. President, I have four announcements.

First of all, if you need free tax service from VITA volunteers, they will be at the Urban League Monday through Thursday 12:00 to 8:00 and Saturdays from 10:00 to 4:00. Your household has to make less than \$62,000 a year. The Neighborhood House will have their annual fundraiser race for success on February 23rd at Ali center. The entertainment this year is Louisville's own Lincoln. For information visit NHKY.org.

On February 19th U of L and the Yearlings Club forum series will have the topic salute to African-American athlete trail blazers who broke color barriers in college sports. That will be 3:30 to 6:00 p.m. on the 19th, which is a Sunday at the Yearlings Club, 4309 West Broadway.

Finally, the District five February meeting will be at 6:00 p.m. on Monday February 20th at the Yearlings Club again. The topic that night

will be strategies to reduce youth violence in Louisville presented by reverend Vincent James, president of the IMC, and also staff member of the office of safe neighborhoods, and we will have an update on the no more red dots program for Dr. Eddy Wood.

So if you are in strategies to reduce youth violence in our community please come to the Yearlings Club Monday night 6:00 p.m. February 20th.

Thank you.

PRESIDENT YATES: Thank you, Councilwoman.

Councilwoman Barbara Sexton Smith.

COUNCILWOMAN SEXTON SMITH: Yes, thank you, Mr. President. I would just like to make an announcement that on Thursday February 16th there will be at Louisville Metro Police Department youth chat, and I want to thank all of our police officers that take their time to come out and visit with our young youth in our community. And on Thursday February 16th that youth chat will be at camp Edwards located in what we formally know and love as the Presbyterian community center located at 701 South Hancock. The meeting will be from 6:00 to 7:30. So we are inviting all the youth to please join Louisville Metro Police Department folks there on that evening.

Thank you, Mr. President.

PRESIDENT YATES: Thank you very much, Councilwoman.

And that concludes our meeting.

[Regular Meeting adjourned.]