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LOUISVILLE METRO COUNCIL  
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OCTOBER 6, 2016

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>> PRES. YATES: The Regular Louisville Metro Council Meeting of October 6, 2016, 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.

Before we begin, would you please join me in a Moment of Silence for former State Representative and 9th Ward Alderman "Jerry" Bronger, who passed away. Thank you.

Mr. Clerk, a roll call, please.

MR. CLERK: Council Member Green.

COUNCILWOMAN GREEN: Here.

MR. CLERK: Council Member Shanklin.

COUNCILWOMAN SHANKLIN: Present.

MR. CLERK: Council Member Woolridge.

COUNCILWOMAN WOOLRIDGE: Present.

MR. CLERK: Council Member Tandy.

Council Member Hamilton.

Council Member James.

Council Member Leet.

COUNCILWOMAN LEET: Here.

MR. CLERK: Council Member Owen.

COUNCILMAN OWEN: Here.

MR. CLERK: Council Member Hollander.

COUNCILMAN HOLLANDER: Here.

MR. CLERK: Council Member Mulvihill.

COUNCILMAN MULVIHILL: Here.

MR. CLERK: Council Member Kramer.  
Council Member Blackwell.

COUNCILMAN BLACKWELL: Here.

MR. CLERK: Council Member Aubrey Welch.

COUNCILWOMAN AUBREY WELCH: Here.

MR. CLERK: Council Member Fowler.

COUNCILWOMAN FOWLER: Here.

MR. CLERK: Council Member Butler.

COUNCILWOMAN BUTLER: Here.

MR. CLERK: Council Member Downard.  
Council Member Stuckel.

COUNCILMAN STUCKEL: Here.

MR. CLERK: Council Member Parker.

COUNCILWOMAN PARKER: Here.

MR. CLERK: Council Member Denton.  
Council Member Benson.

COUNCILMAN BENSON: Present.

MR. CLERK: Council Member Johnson.  
Council Member Engel.

COUNCILMAN ENGEL: Present.

MR. CLERK: Council Member Peden.  
Council Member Flood.  
President Yates.

PRESIDENT YATES: Present

MR. CLERK: Council Member Ackerson.

COUNCILMAN ACKERSON: Here.

MR. CLERK: Council Member Tandy.

Council Member Kramer.

COUNCILMAN KRAMER: Here.

MR. CLERK: Council Member Downard.

COUNCILMAN DOWNARD: -- -- (off mic).

MR. CLERK: So noted.

Council Member Denton.

Council Member Peden.

Council Member Flood.

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

PRESIDENT YATES: Thank you, Mr. Clerk. Our Meeting of the Whole went late, so I expect members to come in here shortly. But please cause the record to reflect that Council Members Hamilton, James, and Johnson each have excused absences

MR. CLERK: So noted.

PRESIDENT YATES: If you notice in the chambers, they are decorated with the pink bows. I have asked the members of the Metro Council to wear pink in honor of the many people in our Louisville region and in the United States and throughout the world fighting breast cancer and their families, but also to bring awareness to the disease because the necessity of being tested and diagnosed. So I appreciate each of you that have done that.

I'm honored today -- and I have a couple people in the queue that may wish to speak on that.

Councilman Downard.

COUNCILMAN DOWNARD: Thank you, Mr. President. I wanted to speak on something a little bit different because I'm well aware, since two members of my family had breast cancer. But I wanted to go on something nobody knew about until this evening. And that is everybody who has not received channel 25 on your televisions, you are now getting it as of today. I don't know why. We have a lot of speculation. However, I'm not talking to anyone in the public right now because they didn't know they had it so they don't have it turned on, I guess. But anyway.

PRESIDENT YATES: If they do they probably fell asleep

COUNCILMAN DOWNARD: But you can tell people on the news letters it is out there now.

PRESIDENT YATES: Councilman Blackwell

COUNCILMAN BLACKWELL: I will also point out that October is Domestic Violence Awareness Month, so some organizations, including our own center for women and families, has encouraged us to wear a little purple with our pink. So you can see my tie in addition to purple for that.

PRESIDENT YATES: And we will be wearing purple here shortly

>> We will do both?

PRESIDENT YATES: We will do them all.

>> Thank you.

PRESIDENT YATES: Thank you, Councilman, for bringing that to our awareness. And we are going to light the clock tower pink in recognition of this month being awareness for breast cancer.

Now for the important announcement, I'm very honored to have our honorable Metro Council page here with us today. KAEDIN, would you stand up for us today?

Kaedin Quirin is 9 years old and a 4th grade AP student at Eisenhower Elementary. His interests include football and basketball, which he participates in seasonally. Kaedin is a true outdoorsman. He likes boating and fishing He is always eager to learn and is passionate about political science and law enforcement. His father is a member of LMPD in the crowd with us. Kaedin is ecstatic and thankful to have this opportunity to be here tonight.

I would ask you all to welcome Kaedin.

Mr. Clerk, are there any addresses to the council?

MR. CLERK: Yes, sir, there are.

PRESIDENT YATES: Before you call those forward, let me remind those addressing the council to please refrain from any profanity or making any derogatory statements to the council members directly.

Mr. Clerk, would you please bring them forward?

MR. CLERK: Mariel Gardner.

MARIEL GARDNER: Good evening. I am here to talk about the 1968 riot in Louisville. The riot destroyed the business district of West Louisville and the loss to the entire Louisville economy continues to be devastating today. What also perpetuated the situation was, according to my grandmother, the end of the Pegasus parade route being moved from 18th

and Broadway to 9th and Broadway the derby after the riot. Truly you must understand how it feels to have derby taken from you not once but twice. What if the in-field was issue the down or the Barnstable brown party indefinitely canceled? Instead of fixing the issues that caused Louisvillians to speak up on May 7th, 1968, the city built the ninth street divide, obviously as a punishment. With businesses gone, other citizens, visitors and transplants were never to cross ninth street. Even Muhammad Ali's childhood home sat festering in the Rubbertown toxic air.

Our citizens, whose lives we celebrated 100 strong could have come home from the Rio Olympics to a segregated Louisville.

I'm 34. How many of you were alive in 1968? Just raise your hand. It is interesting. We all should raise our hand, even our young page, because we are still stuck in 1968. With Ali's influence on the world, how did racial equality skip his hometown? I can't get a billboard removed from my front yard. I called the city to get the number for the billboard company and was told there was no permit on file. Close to the bare minimum of compassion required for living in a compassionate city must include its citizens not starting their day opening their door to a 12-foot fetus. The riots in '68 were sparked out of protests for several issues, including fair and equitable housing. What is fair when you can't get a phone number from the city for a company that requires a city permit to operate? What is fair about abandoned houses? What is fair about a bait and switch Walmart, food port, and YMCA? How many more generations have to experience the ninth street divide, which to me has become as powerful as the Berlin wall.

We are 48 years behind Muhammad Ali's message in the 1960s. Proven by the fact this council comes together and is represented by segregated districts. And Louisville is ranked as the fourth most segregated city in America. Thomas Payne, who supported universal suffrage and an end to slavery and who most of us know as the author of "common sense" said this in 1776: "These are the times that test men's souls. Racial equality is a pass we have been failing for 400 years in the country. When are we going to pass the test.

I have materials. I was told they would need to be entered into the record. Let's read about each other. Obviously we don't know about each other enough to come together to collectively make a change for all the citizens of Louisville. I encourage --

PRESIDENT YATES: Finish your thought, please

MARIEL GARDNER: I will. I encourage you to be compassionate like the compassionate city that we are, and I encourage you to have courage to make a difference.

PRESIDENT YATES: Thank you.

MR. CLERK: Michael George Jr.

MICHAEL GEORGE, JR.: Good evening.

PRESIDENT YATES: And before you begin, to our last speaker, if you do have a list of those -- to our last speaker, if you do have a list of those books, if you would to send those to the clerk's office, they could e-mail those out to us

MARIE GARDNER: Definitely.

PRESIDENT YATES: Thank you.



MICHAEL GEORGE, JR.: Good evening. My name is Michael George Jr. and I am a resident of Louisville. I, like most of us, are tired of the murders in this city. There are several suggestions on how to curb the violence. It has been suggested we invest in technology to listen for the gunfire, police retraining, peace walks, and song. Those are all great ideas, but I invite the council to dig a little deeper. I believe that we should invest in our youth as well as grassroots nonprofit organizations. Sure, there are organizations that we can name already that we feel are doing a great job. I'm talking about those ones that don't get all the publicity or all the money. These organizations, like cultivating a youth experience or who's next basketball development team are so busy fundraising that they cannot get the real work done. Just think if the money that was given to the Omni Hotel was distributed to some of those grassroots non-profits. What would the impact be? What if we put as much energy into our youth and these organizations as we did for the Ohio bridge project? How do we, the people of the United States, in order to form a more perfect union, establish justice and ensure domestic tranquility when we neglect everything beyond ninth street?

Once again, if we are looking for solutions, let's start with investing in our youth. This isn't just a west end problem. It is a Louisville problem. The charge that I am leaving you today is finding one grassroots organization in your district that could benefit from your discretionary funds and help them help us all. Thank you.

PRESIDENT YATES: Thank you.

MR. CLERK: Sam Hawkins.

SAM HAWKINS: Thank you very much. First of all, I would like to thank Councilwoman Cheri Bryant-Hamilton for giving me the opportunity to come this afternoon. I have a matter before this council I need to bridge, and I want to thank the council for this opportunity to be here.

One of the things that I want to talk about is a danger, one of the most dangerous happenings in this city that a lot of us don't see. I don't even think about every day. This young man is a part of the danger, the safety of our children and seniors and children. The seniors concerned in the school zone. I know each and every one of us drive and go by the school zones, they are posted 25 miles an hour, 35 miles an hour, but yet it seems to be, and I have witnessed this because I moved right next door to a school, people ignore the basic regular stop signs, slowing down. What I propose is that I know that the national highway safety board has money. This city can look into this. Here is what I propose. Number one, the counselors that are sitting in this hallway right now, what you need to do is have somebody on your staff try this out. Get somebody on your staff to go out in these school zones and check these school zones for at least two weeks. Come back, and find out what the analysis and the study is of how many folks run past school buses, how many folks run past these school zones 25 miles an hour, 40 miles an hour. I have watched them out there. Watched them out there at America -- Murphy Dunn. They go right by past my house. Just take a staff member, I don't know how many days you want to do it, have them go out there to a school in their particular zone in each one of your zones, check it out, two weeks from now, come back, and see what that study is. And then you are going to understand what I am talking about. This young man right here could be killed. He might not

have been here today if somebody had run over him crossing the school zone. Thank you very much. I appreciate it.

PRESIDENT YATES: Councilwoman Woolridge, do you have a special proclamation to present?

COUNCILWOMAN WOOLRIDGE: I do, Mr. President. Thank you. And this is in honor of Breast Cancer Awareness Month. And we do this every year. And I would like to read it at this time.

It says to all whom these letters shall come, greetings. Know ye that the Louisville Metro Council hereby proclaims October as breast cancer awareness month.

Whereas national breast cancer month educates women about the importance of early detection and encourages all women to be proactive by performing monthly breast self-examinations and scheduling regular clinical breast exams and mammograms.

And whereas a result of more women getting mammograms to detect breast cancer in its early stages before physical symptoms can be seen or felt, breast cancer deaths are on the decline. And data indicates that breast cancer death could decline even more if all women aged 40 and above receive mammograms at regular intervals.

And whereas the national breast cancer foundation, among other things, encourages women and breast cancer support groups to utilize its educational resources such as the video entitled "Beyond Shocked" to help the ultimate control of breast cancer, and to host fundraiser to help buy mammograms for women in need. Therefore be it resolved the Louisville Metro Council hereby proclaims the month of October as national Breast Cancer Awareness Month and encourages all women and their families in the

metropolitan area to get the facts about mammograms and further urges all women further years of age and older to get mammograms on a regular basis. Be it further resolved that the council call upon the people of Louisville Metro area to participate in the national breast cancer awareness month with appropriate educational activities such as breast cancer screening fairs, promotions, fundraisers, breast cancer support groups, and monetary contributions as they may be willing and able to do so.

Done October 6, 2016, Mary C. Woolridge, Metro Council District three. And I would like to be entered into the record.

PRESIDENT YATES: So entered. Thank you

COUNCILWOMAN WOOLRIDGE: Thank you.

PRESIDENT YATES: Next we have approval of Council minutes for the Regular Metro Council Meeting of September 22, 2016. Any corrections or deletions? May I have a motion and Second for approval?

>> Motion.

>> 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 2016:

Regular: Committee on Contracts, September 22.

Regular: Committee of the Whole, September 22.

Special: Ad Hoc Committee on Vacant Properties, September 26.

Regular: Planning/Zoning, Land Design and Development Committee, September 27.

Regular: Public Works, Bridges and Transportation Committee,  
September 27.

Regular: Appropriations, NDFs and CIFs Committee, September 27.

Regular: Public Safety Committee, September 28.

Regular: Committee on Appointments, September 29.

Regular: Ad Hoc Committee on Land Development Code, October 3.

Regular: Committee on Committees, October 4.

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

>> Motion.

>> Second.

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

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

MR. CLERK: We do, sir.

PRESIDENT YATES: Please read those into the record.

MR. CLERK: Dear President Yates: In accordance with the  
Convention and Visitors Bureau Commission Ordinance, I am reappointing the  
following to the Convention and Visitors Bureau Commission:

Michael Berry, re-appointment, term expires August 17, 2019.

James O'Malley, re-appointment, term expires August 16, 2019.

Your prompt action on these appointments is most appreciated.

Sincerely, Greg Fischer, Mayor.

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

Kennedy Lockett, new appointment, term expires September 30, 2018.

Joseph Mallard, new appointment, term expires September 30, 2019.

Aukram Burton, re-appointment, term expires September 30, 2018.

Reginald Glass, re-appointment, term expires September 30, 2018.

Heather Williams, re-appointment, term expires September 30, 2018.

Angela Matos, re-appointment, term expires September 30, 2017.

Dawn Wilson, re-appointment, term expires September 30, 2017.

David Allgood, re-appointment, term expires September 30, 2019.

Your prompt action on these appointments 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:

Charles Lanier, re-appointment, term expires September 30, 2018.

Ibrahim Syed, re-appointment, term expires September 30, 2018.

Leonard Thomas, re-appointment, term expires September 30, 2019.

Judge Kevin Delahanty, re-appointment, term expires September 30, 2017.

Your prompt action on these appointments is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the Kentuckiana Works - Greater Louisville Workforce Development Board Ordinance, I am appointing the following to the Kentuckiana Works - Greater Louisville Workforce Development Board:

Tami Hatfield, new appointment, term expires December 17, 2018.

Your prompt action on these appointments is most appreciated.

Sincerely, Greg Fischer, Mayor.

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

William Wharton, new appointment, term expires June 30, 2017.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Yates: In accordance with the Planning Commission Board, I am appointing the following to the Planning Commission Board:

David Tomes, re-appointment, term expires October 1, 2019.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Read in full.

PRESIDENT YATES: Those appointments requiring Council approval will be forwarded to the Committee on Appointments.

Our next order of business is the Consent Calendar. The Consent Calendar comprises item numbers 21-34. Are there any additions or deletions?

Mr. Clerk, a second reading of these items.

MR. CLERK: AN ORDINANCE APPROPRIATING \$7,000.00 FROM THE DISTRICT 14 NEIGHBORHOOD DEVELOPMENT FUND TO LOUISVILLE METRO PUBLIC WORKS & ASSETS FOR EXPENSES ASSOCIATED WITH THE DISTRICT 14 FALL 2016 COMMUNITY JUNK DROP-OFF EVENT.

AN ORDINANCE APPROPRIATING \$12,500 FROM DISTRICT 10 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE MINISTRIES UNITED OF SOUTH CENTRAL LOUISVILLE, INC., (MUSCL) FOR OPERATING, PROGRAMMING, AND CAPITAL EXPENSES ASSOCIATED WITH ITS SENIOR WELLNESS CENTER LOCATED AT 1016 EAST BURNETT AVENUE.

RE-APPOINTMENT OF MICHAEL GARDNER TO THE AFFORDABLE HOUSING TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2018.

APPOINTMENT OF SARAH ROBBINS TO THE CONVENTION AND VISITORS BUREAU COMMISSION. TERM EXPIRES AUGUST 31, 2019.

APPOINTMENT OF DANNY DESPAIN TO THE KENTUCKIANA WORKS-GREATER LOUISVILLE WORKFORCE DEVELOPMENT BOARD. TERM EXPIRES JULY 28, 2019.

APPOINTMENT OF SHANNON FLOYD TO THE LIBRARY ADVISORY COMMISSION. TERM EXPIRES DECEMBER 31, 2018.

APPOINTMENT OF OLUWAFUNMITO (FUNTO) SETON TO THE LIBRARY ADVISORY COMMISSION. TERM EXPIRES DECEMBER 31, 2018.

APPOINTMENT OF DR. FLORENCE CHANG TO THE LIBRARY ADVISORY COMMISSION. TERM EXPIRES DECEMBER 31, 2018.

A RESOLUTION HONORING THE LIFE AND LEGACY OF MR. ARCH GLEASON.

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT - (HEALTHY COMMUNITIES INSTITUTE CORPORATION - \$32,000.00).



A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - LOUISVILLE VISUAL ART ASSOCIATION, INC., (\$61,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT - (INNOVATIVE INTERFACES INCORPORATED - \$300,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT - (POM, INCORPORATED - \$75,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT - (HUB PARKING TECHNOLOGY USA, INC. - \$300,000.00).

Read in full.

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

>> Motion to approve.

>> Second.

PRESIDENT YATES: Consent Calendar has been properly moved and seconded, requiring a roll call vote. Would the clerk please open the voting. Without objection, the voting is closing. The voting the closed

MR. CLERK: 22 yes votes and four not voting.

PRESIDENT YATES: The Consent Calendar passes.

Next item of business is Old Business. Mr. Clerk, a reading of item 35.

MR. CLERK: A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. \$125,000.00).

Read in full.

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

>> Motion to approve.

PRESIDENT YATES: May I have a second?

>> Second.

PRESIDENT YATES: The resolution is before us. Is there any discussion?

Councilman Benson

COUNCILMAN BENSON: Thank you, Mr. Chairman. The next three ones are resolutions dealing with the University of Louisville, and we have several members who would like to probably abstain, so we pulled them off to be on Old Business.

PRESIDENT YATES: Thank you, Councilman.

Councilman Owen, please.

COUNCILMAN OWEN: Yes. Thank you very much, Mr. President, and thank you for acknowledging that there is a possible perceived conflict of interest. I am a longstanding employee at the university of Louisville, so I will be abstaining.

PRESIDENT YATES: Thank you, Council Member, for the explanation.

Councilman James is not with us this evening.

Is there any other discussion on this item? Ordinarily this would be a voice vote, but in order to record the abstention, we will use our system for roll call vote. The clerk will please open the voting. Without objection, the voting is closing. The voting is closed.

MR. CLERK: 21 yes votes, one abstention and four not voting. The one abstention is Council Member Owen.

PRESIDENT YATES: The resolution passes with one abstention.

Mr. Clerk, a reading of item 36.

MR. CLERK: A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY MEDICAL CENTER, INC., D/B/A UNIVERSITY OF LOUISVILLE HOSPITAL/JAMES GRAHAM BROWN CANCER CENTER - \$46,000.00).

Read in full.

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

>> Motion.

>> Second.

PRESIDENT YATES: The item has been properly moved and seconded. It is now before us.

PRESIDENT YATES: Councilman Benson, same issue?

COUNCILMAN BENSON: Yes.

PRESIDENT YATES: The floor is yours, Councilman Owen.

COUNCILMAN OWEN: Yes. Just as the item before, I'll be needing to abstain for possible perceived conflict of interest.

PRESIDENT YATES: Seeing no further discussion, we will leave this open for a roll call vote to record the abstention. Without objection, the voting is closing. The voting is closed.

MR. CLERK: There are 19 yes votes, one abstention, and six not voting. The one abstention is Council Member Owen.

PRESIDENT YATES: And the resolution passes with one abstention. Mr. Clerk, a reading of item 37, please.

MR. CLERK: A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. \$84,000.00) (AMENDED BY SUBSTITUTION).

Read in full.

PRESIDENT YATES: Councilman Owen

>> Same reason as before.

PRESIDENT YATES: This would ordinarily allow a voice vote, but we will open the voting for recording the abstention.

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

MR. CLERK: I have 21 yes vote, one abstention, and four not voting. The one abstention is Council Member Owen.

PRESIDENT YATES: The amended resolution passes with the one abstention.

Mr. Clerk, a reading of item 38.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM EZ-1 ENTERPRISE ZONE TO M-3 INDUSTRIAL ON PROPERTY LOCATED AT 7310, 7400 AND 7402 GRADE LANE CONTAINING 2.62 ACRES AND BEING IN LOUISVILLE METRO. (CASE NO. 16ZONE1021).

Read in full.

>> Motion to approve.

>> Second.

PRESIDENT YATES: The ordinance is before us.

Council Member Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. At this time I would ask that you return this to committee to allow us to further discuss a binding element that we felt might be necessary on this piece of property. The property is in front of us because of an enforcement action for change of zoning and a CUP, so there has been some discussion of a binding element that we need to talk with the county attorney about and the applicant's attorney.

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

>> Second.

PRESIDENT YATES: Is there any further discussion? All those in favor please signify by saying aye. Those opposed? The ayes have it. The amendment to return to the committee passes.

Mr. Clerk, a reading of item 39, please.

MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-7 MULTI-FAMILY RESIDENTIAL TO C-R COMMERCIAL/RESIDENTIAL ON PROPERTIES

LOCATED AT 1225 AND 1231 WEST JEFFERSON STREET CONTAINING 1.884 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1000).

Read in full.

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

>> Motion.

>> Second.

PRESIDENT YATES: The ordinance is before us.

Again to you, Council Member Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. As you can see from the record, this is the St. Peter's United Church of Christ property, and they are actually not going to be renovating the church but doing some work on other property they own with it. What this expansion will allow them to do is to actually meet some of the needs, a broader base of needs for the Russell and Shawnee neighborhoods. And the Russell neighborhood and the Beecher community, I'm sorry. They already serve about a thousand clients a week. And this will let them broaden their ability to help those in need. So I would ask for your support, but this is also in council member David Tandy's district.

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

Councilman Tandy, would you like the floor?

COUNCILMAN TANDY: Thank you, Mr. President. I just want to encourage all of my colleagues to support this zoning change. The church, they are St. Peter's evangelical church, worshipping in a church that is a great historic structure that is there, so they are going to go about the redevelopment of the church in phases. So the church is going to remain, but on the northwestern corner of Jefferson and 12th Street is where this

two-story commercial property is going to go, which is greatly needed in the area to offer some different retail opportunities and other potential -- I can foresee a restaurant or sandwich shops or what have you in the area. And it goes along with the redevelopment that is taking place there in the Russell neighborhood, particularly with the choice neighborhood grant process that we are going through.

So I want to applaud the work that has been done by reverend Ferguson and the rest of her parishioners at the church and the work that the city is doing. I encourage everyone's approval.

PRESIDENT YATES: Thank you, Councilman.

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. The voting is closed.

MR. CLERK: There are 22 yes votes and four not voting.

PRESIDENT YATES: The ordinance passes.

The next item of business is new business. As you leave the chamber, please do so quietly so the clerk may read new business. I would ask those council members that wish to make announcements to please remain in chambers and request to speak on your system. New business comprises items 40 to 70. Would the clerk read the legislation and assignments to committee.

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

AN ORDINANCE APPROPRIATING \$5,750 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$1,500 EACH FROM DISTRICTS 12 AND 5; \$750 FROM DISTRICT 1; AND \$500 EACH FROM DISTRICTS 4, 13, 14 AND 25; TO METRO

PARKS FOR THE URBAN WILDERNESS CANOE ADVENTURE TO BE HELD OCTOBER 1ST AT RIVERVIEW PARK AND SEPTEMBER 30TH AT SHAWNEE PARK.

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

RE-APPOINTMENT OF MICHAEL BERRY TO THE CONVENTION AND VISITORS BUREAU COMMISSION. TERM EXPIRES AUGUST 17, 2019.

RE-APPOINTMENT OF JAMES O'MALLEY TO THE CONVENTION AND VISITORS BUREAU COMMISSION. TERM EXPIRES AUGUST 16, 2019.

APPOINTMENT OF KENNEDY LUCKETT TO THE HUMAN RELATIONS COMMISSION-ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2018.

APPOINTMENT OF JOSEPH MALLARD TO THE HUMAN RELATIONS COMMISSION-ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2019.

RE-APPOINTMENT OF AUKRAM BURTON TO THE HUMAN RELATIONS COMMISSION-ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2018.

RE-APPOINTMENT OF REGINALD GLASS TO THE HUMAN RELATIONS COMMISSION-ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2018.

RE-APPOINTMENT OF HEATHER WILLIAMS TO THE HUMAN RELATIONS COMMISSION-ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2018.

RE-APPOINTMENT OF ANGELA MATOS TO THE HUMAN RELATIONS COMMISSION-ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2017.

RE-APPOINTMENT OF DAWN WILSON TO THE HUMAN RELATIONS COMMISSION-ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2017.

RE-APPOINTMENT OF DAVID ALLGOOD TO THE HUMAN RELATIONS COMMISSIONS-ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2019.

RE-APPOINTMENT OF CHARLES LANIER TO THE HUMAN RELATIONS COMMISSIONS-ENFORCEMENT BOARD. TERM EXPIRES SEPTEMBER 30, 2018.



RE-APPOINTMENT OF IBRAHIM SYED TO THE HUMAN RELATIONS COMMISSION-ENFORCEMENT BOARD. TERM EXPIRES SEPTEMBER 30, 2018.

RE-APPOINTMENT OF LEONARD THOMAS TO THE HUMAN RELATIONS COMMISSION-ENFORCEMENT BOARD. TERM EXPIRES SEPTEMBER 30, 2019.

RE-APPOINTMENT OF JUDGE KEVIN DELAHANTY TO THE HUMAN RELATIONS COMMISSION-ENFORCEMENT BOARD. TERM EXPIRES SEPTEMBER 30, 2017.

APPOINTMENT OF TAMI HATFIELD TO THE KENTUCKIANA WORKS-GREATER LOUISVILLE WORKFORCE DEVELOPMENT BOARD. TERM EXPIRES DECEMBER 17, 2018.

APPOINTMENT OF WILLIAM WHARTON TO THE MCMAHAN FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2017.

RE-APPOINTMENT OF DAVID TOMES TO THE PLANNING COMMISSION BOARD. TERM EXPIRES OCTOBER 1, 2019.

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

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY OF LOUISVILLE - \$70,250.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT - (SPORTSFIELD SPECIALTIES, INC. D/B/A PROMATS ATHLETICS. - \$210,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT - (DAKTRONICS, INC. - \$1,400,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT - (KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM/UNIVERSITY OF KENTUCKY COMMUNITY COLLEGE SYSTEM FOR JEFFERSON COMMUNITY COLLEGE - \$130,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED CONTRACT - (MORE AND MORE CONTRACTING SERVICES, LLC - \$600,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT- (MRB SOLUTIONS, INC - \$140,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - PARSONS BRINCKERHOFF, INC. - \$25,000.00).

The following Legislation will be assigned to COMMUNITY AFFAIRS AND HOUSING.

A RESOLUTION HONORING THE LIFE OF CARL R. HINES, SR.

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

AN ORDINANCE ESTABLISHING A DEVELOPMENT AREA PURSUANT TO PROVISIONS OF KRS 65.7041 - 65.7083 TO BE KNOWN AS THE MAIN AND FIRST DEVELOPMENT AREA, DESIGNATING THE METRO DEVELOPMENT AUTHORITY, INC. AS AN "AGENCY", ADOPTING A DEVELOPMENT PLAN, APPROVING ENTERING INTO ALOCAL

PARTICIPATION AGREEMENT, AUTHORIZING THE PAYMENT OF THE "RELEASED AMOUNT" PURSUANT TO THE TERMS AND CONDITIONS OF THE LOCAL PARTICIPATION AGREEMENT, REQUIRING THE SUBMISSION OF REGULAR REPORTS TO LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND AUTHORIZING THE EXECUTION AND DELIVERY OF ANY OTHER DOCUMENTS AND THE TAKING OF ANY OTHER ACTIONS NECESSARY TO ACCOMPLISH THE PURPOSES AUTHORIZED BY THIS ORDINANCE.

The following legislation will be assigned to the Planning/Zoning, land design and development committee.

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO OR-3 OFFICE/RESIDENTIAL AND CHANGING THE FORM DISTRICT FROM NEIGHBORHOOD TO REGIONAL CENTER ON PROPERTIES LOCATED AT 4113, 4190, 4200 AND 4206 SIMCOE LANE CONTAINING 4.50 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1070).

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO OR OFFICE/RESIDENTIAL AND C-1 COMMERCIAL ON PROPERTY LOCATED AT 4524-4528 CANE RUN ROAD CONTAINING 5.64 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1039).

AN ORDINANCE APPROVING A TEXT AMENDMENT TO CHAPTER 2, PART 8 OF THE LAND DEVELOPMENT CODE FOR THE SOBRO PLANNED DEVELOPMENT DISTRICT ALLOWING STUDENT HOUSING AS A CONDITIONAL USE WITHIN THE BROADWAY SUBAREA AND BEING IN LOUISIVLLE METRO (CASE NO. 16ZONE1038).

The following legislation will be assigned to the Public Works, Bridges, and Transportation committee.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$114,535 OF ADDITIONAL FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR CONTINUATION OF THE DESIGN AND CONSTRUCTION PHASE FOR THE

PORTLAND ELEMENTARY SAFE ROUTES TO SCHOOL PROJECT ADMINISTERED BY THE DEPARTMENT OF PUBLIC WORKS & ASSETS.

Read in full.

PRESIDENT YATES: Thank you, Mr. Clerk. Without objection, we are now adjourned.

However, next we have announcements.

Councilman Owen.

COUNCILMAN OWEN: Yes. Thank you, Mr. President. I am fortunate to represent the 8th Metro Council district. A lot goes on in a public way. We are a place that people come regionally for festivals and activities, and this weekend is no exception. And I am speaking on the sixth day of October. So when I say this weekend, I'm talking about Saturday the eighth and ninth.

Among them, for instance, Bowman Field. They are hosting the first-ever aviation heritage weekend. There will be plane rides, exhibits, historic aircrafts on display. There is an admission fee, so I don't want folks to just come rolling out there thinking that it is all free. \$10 for adults and five for children, and kids under five are free. But the same weekend continuing, for instance on the eighth, Saturday the eighth, we are going to be closing this time.

Baxter Avenue a Halloween festival will be held, and then starting at 4:00. There will be a parade from there on Baxter Avenue all the way down to Mid City Mall there at rosewoods up to Bardstown Road, and that will be the chainsaw festival. People with decorations and costumes and fake chainsaws. It is kind of a crazy event. Happens every year

usually on Bardstown Road. This year it is on Baxter. That is on Saturday the eighth.

And then Friday night the 7th, tomorrow night, and then all day on the 8th there on the Douglas Loop the Belknap neighborhood will have its festival, and that is Friday and Saturday the 7th and 8th.

And then Saturday and Sunday the 8th and 9th, this is about 500 yards out of my district, Mr. President. The Farmington historic home will be hosting their harvest festival, Sunday October the ninth. There is a whole kit and caboodle. There will be demonstrations and exhibits and all the money goes to support the maintenance of that historic home there across from gardener ring shopping center. It is a busy, busy weekend in the 8th district and adjacent. Thank you, Mr. President.

PRESIDENT YATES: Thank you, Councilman.

Our next council meeting will be Thursday, October 20th, 2016, at 6:00 p.m. And that concludes our meeting today.

[Regular Meeting adjourned.]