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JANUARY 5, 2015

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COUNCILMAN JAMES: The Regular Louisville Metro Council Meeting of January 5, 2014, will please come to order. Please rise for the Pledge of Allegiance to the 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.

The next order of business is the reading of Certificates of Election. One election certificate will be read in its entirety and then the results of the election of each council district will be read.

Mr. Clerk, a reading of the certificates, please.

MR. CLERK: Board of Elections Jefferson County, Kentucky, Certificate of Election.

We the undersigned duly authorized to canvas the returns do hereby certify the general election held in Jefferson County on November 4, 2014.

The following vote was tabulated for the Office of Louisville Metro Council District 1: Jessica Green, 6,511. Jessica Green, having received the highest number of votes cast for the office, was duly elected to fill such office. Witness our hands this 12th day of November 2014, Jefferson County, Kentucky.

The following vote was tabulated for the Office of Louisville Metro Council District 3: Mary C. Woolridge, 7,154. Mary C. Woolridge, having received the highest number of votes cast for the office, was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 5: John M. Owen, 764, Cheri Bryant Hamilton, 6,198. Cheri Bryant Hamilton, having received the highest number of votes cast for the office, was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 7: Angela Leet 7,828; Bruce Maples, 5,346. Angela Leet, having received the highest number of votes cast for the office, was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 9: Laura A. Rice, 5,000; Bill Hollander, 7,943.

Bill Hollander, having received the highest number of votes cast for the office, was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 11: Kevin J. Kramer, 6,638; Larry Hujow, 5,088. Kevin Kramer, having received the highest number of votes for the office was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 13, Vicki Aubrey Welch, 4,261. Vicki Aubrey Welch, having received the highest number of votes cast for the office, was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 15: Marianne Butler, 5,054. Marianne Butler, having received the highest number of votes cast for the office, was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 17: Glen E. Stuckel, 5,981, Susan Johns, 5,361. Glen E. Stuckel, having received the highest number of votes cast for the office, was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 19: Julie Carmen Denton, 10,194. Julie Carmen Denton, having received the highest number of votes cast for the office, was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 21: Dan Johnson, 3,617; John A. Wit, 1,525; Robert "Bobby" Brooks, 247. Dan Johnson, having received the highest number of votes cast for the office, was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 23: James Peden, 7,599. James Peden, having received the highest number of votes cast for the office, was duly elected to fill said office.

The following vote was tabulated for the Office of Louisville Metro Council District 25: David Yates, 5,623. David Yates, having received the highest number of votes cast for the office, was duly elected to fill said office.

Read in full.

COUNCILMAN JAMES: Thank you, Mr. Clerk.

A roll call, please, Mr. Clerk.

MR. CLERK: Councilwoman Green.

COUNCILWOMAN GREEN: Here.

MR. CLERK: Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: Present.

MR. CLERK: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Present.

MR. CLERK: Councilman Tandy.

COUNCILMAN TANDY: Here.

MR. CLERK: Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: Here.

MR. CLERK: Councilman James.

COUNCILMAN JAMES: Here.

MR. CLERK: Councilwoman Leet.

COUNCILWOMAN LEET: Here.

MR. CLERK: Councilman Owen.

COUNCILMAN OWEN: Here.

MR. CLERK: Councilman Hollander.

COUNCILMAN HOLLANDER: Here.

MR. CLERK: President King.

Councilman Kramer.

COUNCILMAN KRAMER: Here.

MR. CLERK: Councilman Blackwell.

COUNCILMAN BLACKWELL: Here.

MR. CLERK: Councilwoman Aubrey Welch.

COUNCILWOMAN AUBREY WELCH: Present.

MR. CLERK: Councilwoman Fowler.

COUNCILWOMAN FOWLER: Here.

MR. CLERK: Councilwoman Butler.

COUNCILWOMAN BUTLER: Here.

MR. CLERK: Councilman Downard.

COUNCILMAN DOWNARD: Here.

MR. CLERK: Councilman Stuckel.

COUNCILMAN STUCKEL: Here.

MR. CLERK: Councilwoman Parker.

COUNCILWOMAN PARKER: Here.

MR. CLERK: Councilwoman Denton.

COUNCILWOMAN DENTON: Here.

MR. CLERK: Councilman Benson.

COUNCILMAN BENSON: Present.

MR. CLERK: Councilman Johnson.

COUNCILMAN JOHNSON: Here.

MR. CLERK: Councilman Engel.

COUNCILMAN ENGEL: Present.

MR. CLERK: Councilman Peden.

COUNCILMAN PEDEN: Here.

MR. CLERK: Councilwoman Flood.

COUNCILWOMAN FLOOD: Here.

MR. CLERK: Councilman Yates.

Councilman Ackerson.

COUNCILMAN ACKERSON: Present.

MR. CLERK: President King.

Councilman Yates.

COUNCILMAN JAMES: Mr. Clerk, please reflect that President King and Councilman Yates have excused absences.

MR. CLERK: So noted. And we have 24 in attendance and a quorum.

COUNCILMAN JAMES: Thank you, Mr. Clerk.

Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: Can we get a recess before we go into business? There are some things that I don't quite understand. I make a motion we take a recess.

>> I'll second.

COUNCILMAN JAMES: Seconded motion for a recess. Without objection, we will go into a 15-minute recess.

Mr. Clerk, can you start the clock?

[Recess.]

COUNCILMAN JAMES: We are back from recess. This is the January 5th meeting of 2015, the Organizational Meeting for Metro Council.

And where we left off, we were just getting ready to welcome our brand new council members that were newly elected, and I would like to take this time for you to stand up for a second and let everybody see you.

First off with District 1 is Councilwoman Jessica Green.

[Applause.]

And from District 7 we have Angela Leet.

[Applause.]

District 9, Bill Hollander.

[Applause.]

And District 19, Julie Denton.

[Applause.]

Welcome, everybody.

The next part of our agenda is for the election of Metro Council president for 2015. I will go over the rules for nomination and then ask for nominations.

First, the nomination can be made from the floor. No seconds are needed. You do not have to be nominated to be voted for. So when you cast your vote, the clerk will call the roll and you will be asked to cast your vote by name. And number four, a nominee needs 14 votes to be elected.

Are there any further questions before we hold the election for president of council?

COUNCILWOMAN WOOLRIDGE: Mr. President, I have a question.

Seemingly, we may not have 26 council members here tonight. Will we still need 14 votes? Can we get a clarification on that, sir? Thank you.

COUNCILMAN JAMES: Thank you. We are missing two council members; is that correct?

County Attorney, what would you say to that?

COUNTY ATTORNEY: The rule 106 requires the election to be chosen annually by a majority vote of the entire council. So it is still 14, is the answer.

COUNCILMAN JAMES: So we still need 14 votes?

COUNTY ATTORNEY: Yes, sir.

COUNCILWOMAN WOOLRIDGE: Mr. President, I'm kind of questioning that. I thought if it says majority and we have 24 people, would we still need 14?

COUNTY ATTORNEY: It is a majority vote of the entire council.

COUNCILWOMAN WOOLRIDGE: Of the entire council although we have absent members?

COUNTY ATTORNEY: Still a majority, but that majority is still 14.

COUNCILWOMAN WOOLRIDGE: Okay. Thank you.

COUNCILMAN JAMES: Is your question answered okay?

COUNCILWOMAN WOOLRIDGE: Thank you.

COUNCILMAN JAMES: Any other questions before we conduct the elections? All right.

Nominations are now in order for the office of president.

Councilwoman Butler.

COUNCILWOMAN BUTLER: Thank you, Mr. President.

I am honored to nominate Jim King. He has served as our president for the past four years and done a fabulous job. This council is run very efficiently. He runs the meetings very well. He communicates with people. We have had numerous committees, numerous ad hoc committees. I think he has done a fabulous service to this community, and he deserves our vote again. He is sorry he can't be here this evening. After we hopefully reelect him for a fifth term, I do have a statement to read, and I would ask for that issue, if he is elected again, but I certainly hope that each of you feel as I do and offer him your vote this evening. Thank you.

COUNCILMAN JAMES: Thank you. Any further nominations for the office of president?

Councilman Dan Johnson.

COUNCILMAN JOHNSON: I move the nomination be closed.

COUNCILMAN JAMES: Second?

All those in favor say aye. All opposed.

Ayes have it.

So we have President King in for the nomination of president.

And, Mr. Clerk, would you conduct a roll call?

MR. CLERK: Councilwoman Green.

COUNCILWOMAN GREEN: Yes.

COUNCILMAN JAMES: Point of clarification. So you announce the name of the person you wish to be president.

COUNCILWOMAN GREEN: Jim King.

MR. CLERK: Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: Can you come back to me?

MR. CLERK: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: I pass at this time.

MR. CLERK: Councilman Tandy.

COUNCILMAN TANDY: Jim King.

MR. CLERK: Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: Jim King.

MR. CLERK: Councilman James.

COUNCILMAN JAMES: Jim King.

MR. CLERK: Councilwoman Leet.

COUNCILWOMAN LEET: Pass.

MR. CLERK: Councilman Owen.

COUNCILMAN OWEN: Jim King.

MR. CLERK: Councilman Hollander.

COUNCILMAN HOLLANDER: Jim King.

MR. CLERK: Councilman Kramer.

COUNCILMAN KRAMER: Pass.

MR. CLERK: Councilman Blackwell.

COUNCILMAN BLACKWELL: Jim King.

MR. CLERK: Councilwoman Aubrey Welch.

COUNCILWOMAN AUBREY WELCH: Jim King.

MR. CLERK: Councilwoman Fowler.

COUNCILWOMAN FOWLER: Jim King.

MR. CLERK: Councilwoman Butler.

COUNCILWOMAN BUTLER: Jim King.

MR. CLERK: Councilman Downard.

COUNCILMAN DOWNARD: Mr. President, may I explain my vote?

COUNCILMAN JAMES: Yes, sir.

COUNCILMAN DOWNARD: Thank you. As all of you know, President King is a very close friend of mine. He has been for 40 years. Will be hopefully for close to 40 more. You know we vote closely on a million issues over the past four or five years. I respect Jim King and I admire his strong leadership of this council over the last four years.

That having been said, I have noticed, as have my colleagues, a decided change in leadership style in terms of support for council initiatives and Metro Council authority. We intend no disrespect nor confrontation, but rather a desire for a step back and change. Because of this, Mr. President, I vote present. Thank you.

MR. CLERK: Councilman Stuckel.

COUNCILMAN STUCKEL: Present.

MR. CLERK: Councilwoman Parker.

COUNCILWOMAN PARKER: Present.

MR. CLERK: Councilwoman Denton.

COUNCILWOMAN DENTON: Present.

MR. CLERK: Councilman Benson.

COUNCILMAN BENSON: Present.

MR. CLERK: Councilman Johnson.

COUNCILMAN JOHNSON: Jim King.

MR. CLERK: Councilman Engel.

COUNCILMAN ENGEL: Present.

MR. CLERK: Councilman Peden.

COUNCILMAN PEDEN: Present.

MR. CLERK: Councilwoman Flood.

COUNCILWOMAN FLOOD: Jim King.

MR. CLERK: Councilman Ackerson.

COUNCILMAN ACKERSON: James Oliver King.

MR. CLERK: Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: I want to explain my vote.

COUNCILMAN JAMES: Go ahead.

COUNCILWOMAN SHANKLIN: I feel really bad Jim not being able to represent himself, and I have a lot of respect for Jim, but I just feel like a lot of times that some of us are not included into whatever is going on, and I do not like that. And I think -- this is a brand new

year. I think we need to start over, and everybody should be included in whatever is going on. There should never be any backroom deals going on or anything like that. I'm not saying that he does, but there a lot of times that I don't know what's going on.

And with that being said, I will vote for Jim King, but I would like to be included into whatever is going on.

MR. CLERK: Thank you. Mr. President Pro Tem.

COUNCILWOMAN WOOLRIDGE: Excuse me.

>> You complete the vote.

MR. CLERK: Mr. President Pro Tem, that's 14.

>> Complete the vote.

MR. CLERK: That's what I was asking. Okay.

COUNCILWOMAN WOOLRIDGE: Excuse me. I passed. Do I get a chance to vote?

MR. CLERK: You do. I apologize.

COUNCILWOMAN WOOLRIDGE: Thank you.

MR. CLERK: I was just informing the president pro tem of the number that has been reached, and I was going to ask do I need to complete it.

COUNCILWOMAN WOOLRIDGE: I'm sorry.

MR. CLERK: So I have been answered, so I will complete it.

Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. Clerk.

Mr. President, I would like to explain my vote as well.

COUNCILMAN JAMES: Yes, ma'am.

COUNCILWOMAN WOOLRIDGE: First of all, I would like to see the rules changed. I mean, if someone is running for an office, I just believe they should be present to get the nomination. Of course, our rules don't allow for that. We have talked to the county clerk. And from my understanding from the county attorney's office is Roberts' rules don't account for that either, but we need to change our rules.

I worked with President King since basically the last, I guess, eight or ten years since he has been on the council. I will be voting for him, but I want this to go on record, and I hope this council, like Dr. Shanklin said, be open and honest with all members of this council.

I asked earlier today if Mr. King, President King, was going to be here. I was told he would be here. I was somewhat disappointed that he wasn't here, but seemingly we did get an explanation as to why he was not going to be here, and I certainly understand that explanation. And I am looking forward to him getting back so I can tell him all these things face to face. District 3 proudly casts its one vote for President Jim King. Thank you.

MR. CLERK: Councilwoman Leet.

COUNCILWOMAN LEET: Present.

RMR. CLERK: Councilman Kramer.

COUNCILMAN KRAMER: Present.

MR. CLERK: That does conclude the voting, and Jim King attained 15 votes to be president of 2015.

COUNCILMAN JAMES: You said 15?

MR. CLERK: I did.

COUNCILMAN JAMES: All right. Thank you, Mr. Clerk.

I believe Councilwoman Butler has a message from President King.

COUNCILWOMAN BUTLER: Yes. Thank you. I have some comments from Jim, who couldn't be with us tonight because he is ill, but he would like for me to read these into the record.

Colleagues, it is my distinct honor and privilege to accept your nomination and vote for the Metro Council president. Your continuing vote of confidence by electing me for a fifth consecutive term of president is appreciated and humbling. I am so sorry an illness prevents me from joining you this evening. Please rest assured I am looking forward to leading this very talented body in 2015 and to addressing the challenges and opportunities that lie before us.

I will be forwarding additional comments and goals to you in the near future. And as I said in the past, my election as president does not put me in charge. It puts me in service to you because any power the president has comes from you. Thank you very much, President Jim.

COUNCILMAN JAMES: Thank you very much.

At this time I would like to ask that Councilwoman Madonna Flood and Councilman --

COUNCILWOMAN WOOLRIDGE: Point of order. Could we get the vote by each one? I got confused. You said 15 and I counted 14. I missed somebody. I just wanted to get the total.

COUNCILMAN JAMES: Mr. Clerk, could you read the names and the votes, please?

COUNCILWOMAN WOOLRIDGE: Please. Thank you.

MR. CLERK: Councilwoman Green, King.

Councilwoman Shanklin, King.

Councilwoman Woolridge, King.

Councilman Tandy, King.

Councilwoman Hamilton, King.

Councilman James, King.

Councilwoman Leet, present.

Councilman Owen, King.

Councilman Hollander, King.

Councilman Kramer, present.

Councilman Blackwell, King.

Councilwoman Welch, King.

Councilwoman Fowler, King.

Councilwoman Butler, King.

Councilman Downard, present.

Councilman Stuckel, present.

Councilwoman Parker, present.

Councilwoman Denton, present.

Councilman Benson, present.

Councilman Johnson, King.

Councilman Engel, present.

Councilman Peden, present.

Councilwoman Flood, King.

Councilman Ackerson, King.

COUNCILMAN JAMES: Thank you, Mr. Clerk.

Councilwoman Flood and Councilman Kramer, if you all could please announce to Mayor Fischer that the 2015 Metro Council has been formed and is in session, please. Thank you.

The next is the election and swearing in of the Metro Council clerk for 2015.

Nominations can be made from the floor. No seconds are needed. The clerk will call the roll, and you will be asked to cast your vote by name. A nominee needs 14 votes to be elected. And do we have any nominations? I see Councilman Engel over there.

COUNCILMAN ENGEL: Thank you, Mr. President.

It is my great privilege to nominate Stephen Ott for our 2015 Louisville Metro Council Clerk. Since our newly merged government in 2003, Mr. Ott has successfully served our Metro Council staff in many roles. Mr. Ott served as District 19 legislative assistant from 2003 to 2012 and also served as Metro Council clerk since 2013. Mr. Ott has operated the council clerk's office with efficiency and professionalism.

It is my honor to nominate him as this year's Metro Council clerk. Please join me in casting your vote for Mr. Stephen Ott. Thank you.

COUNCILMAN JAMES: Thank you.

Any other nominations for Metro Council clerk?

>> Move that nominations be closed.

COUNCILMAN JAMES: Do we have a second?

>> Second.

COUNCILMAN JAMES: All in favor of closing nominations for Metro Council clerk say aye. Opposed?

Please call the roll for the Metro Council clerk, Mr. Clerk.

MADAME CLERK: Councilwoman Green.

COUNCILWOMAN GREEN: Stephen Ott.

MADAME CLERK: Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: Stephen Ott.

MADAME CLERK: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Stephen Ott.

MADAME CLERK: Councilman Tandy.

COUNCILMAN TANDY: Councilman Ott. Clerk Ott. You know who you are.

MADAME CLERK: Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: Mr. Ott.

MADAME CLERK: Councilman James.

COUNCILMAN JAMES: Stephen Ott.

MADAME CLERK: Councilwoman Leet.

COUNCILWOMAN LEET: Stephen Ott.

MADAME CLERK: Councilman Owen.

COUNCILMAN OWEN: Stephen Ott.

MADAME CLERK: Councilman Hollander.

COUNCILMAN HOLLANDER: Stephen Ott.

MADAME CLERK: Councilman Kramer.

COUNCILMAN KRAMER: Stephen Ott.

Councilman Blackwell.

COUNCILMAN BLACKWELL: Stephen Ott.

MADAME CLERK: Councilwoman Welch.

COUNCILWOMAN AUBREY WELCH: Stephen Ott.

MADAME CLERK: Councilwoman Fowler.

COUNCILWOMAN FOWLER: Stephen Ott.

MADAME CLERK: Councilwoman Butler.

COUNCILWOMAN BUTLER: Stephen Ott.

MADAME CLERK: Councilman Downard.

COUNCILMAN DOWNARD: Proudly casting the number 14 vote for
Stephen Ott.

MADAME CLERK: Councilman Stuckel.

COUNCILMAN STUCKEL: Stephen Ott.

MADAME CLERK: Councilwoman Parker.

COUNCILWOMAN PARKER: Stephen Ott.

MADAME CLERK: Councilwoman Denton.

COUNCILWOMAN DENTON: Stephen Ott.

MADAME CLERK: Councilman Benson.

COUNCILMAN BENSON: Stephen Ott.

MADAME CLERK: Councilman Johnson.

COUNCILMAN JOHNSON: Stephen Ott.

MADAME CLERK: Councilman Engel.

COUNCILMAN ENGEL: Stephen Ott.

MADAME CLERK: Councilman Peden.

COUNCILMAN PEDEN: Stephen Ott.

MADAME CLERK: Councilwoman Flood.

COUNCILWOMAN FLOOD: Stephen Ott.

MADAME CLERK: Councilman Ackerson.

COUNCILMAN ACKERSON: Stephen Ott.

MADAME CLERK: We have 24 votes.

COUNCILMAN JAMES: Thank you, Madame Clerk.

At this time I would like to introduce to you a very special guest, Judge Ann Bailey Smith, who is here to administer the oath of office to the reappointed Council Clerk, Stephen Ott.

[Oath read for Council Clerk Stephen Ott.]

[Applause.]

COUNCILMAN JAMES: Thank you, Judge.

And welcome back, Mr. Ott.

>> Get to work.

COUNCILMAN JAMES: Next we have approval of Council minutes for the Regular Meeting of December 18, 2014. Any corrections or deletions?

>> Move approval.

COUNCILMAN JAMES: May I have a second?

>> Second.

COUNCILMAN JAMES: The minutes have been properly moved and seconded. All those in favor say aye. Opposed? The ayes have it. The minutes are approved as written.

Next we have approval of the following Committee minutes.

Regular: Committee of the Whole, December 18, 2014.

Special: Budget Committee, January 5, 2015.

>> Move approval.

>> Second.

COUNCILMAN JAMES: The minutes have been properly moved and seconded. All those in favor say aye. Opposed? The ayes have it.

Communications from Planning and Design Services.

Mr. Clerk, do you have any communications from the Planning and Design Services?

MR. CLERK: We do, sir.

COUNCILMAN JAMES: Could you please read those into the record?

MR. CLERK: To Jim King, President of the Metro Council. From Emily Lou, Director, Planning and Design Services.

In accordance with the Landmarks Commission Ordinance, the Commission has appointed the following member of the Clifton Architectural Review Committee.

Jessica Murphy, Architect, new appointment.

By ordinance, these are Landmarks Commission, not mayoral appointments, and require Metro Council approval. Also by ordinance, Committee members serve a three-year term. Your prompt action on this appointment is most appreciated.

Read in full.

COUNCILMAN JAMES: This appointment will be forwarded to the Committee on Appointments.

Mr. Clerk, a reading of item number five, a resolution.

MR. CLERK: A RESOLUTION RATIFYING A PERFORMANCE BOND FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CLERK FOR THE 2015-2016 PERIOD.

Read in full.

>> So moved.

>> Second.

COUNCILMAN JAMES: Do we have a second?

This resolution is before us. Is there any discussion?

Councilwoman Butler. For item number five.

COUNCILWOMAN BUTLER: Oh, this is a performance bond that we approve every year for our clerk and the office as they perform their duties for us. And I'm happy to sponsor it.

COUNCILMAN JAMES: Thank you.

COUNCILWOMAN BUTLER: This is an emergency. This doesn't need two readings. We ask that it go through in one.

COUNCILMAN JAMES: Thank you. Any further discussion?

Hearing none, this is a resolution allowing a voice vote. All those in favor say aye. Opposed? The ayes have it. The resolution passes.

Mr. Clerk, a reading of item six through 14.

MR. CLERK: A MOTION TO APPROVE A \$2,000 FAITHFUL PERFORMANCE BOND FOR EACH DEPUTY CORONER AS LISTED ON ATTACHMENT A, IN THEIR CAPACITY AS JEFFERSON COUNTY, KENTUCKY DEPUTY CORONER.

A MOTION TO APPROVE A \$10,000 FAITHFUL PERFORMANCE BOND FOR BARBARA WEAKLEY-JONES IN HER CAPACITY AS JEFFERSON COUNTY CORONER OF JEFFERSON COUNTY, KENTUCKY.

A MOTION TO APPROVE TWO SEPARATE FAITHFUL PERFORMANCE BONDS, AND THE AMOUNTS THEREOF, FOR JOHN E. AUBREY IN HIS CAPACITY AS SHERIFF OF JEFFERSON COUNTY, KENTUCKY.

A MOTION TO APPROVE A \$500,000 FAITHFUL PERFORMANCE BOND FOR BARBARA A. HOLSCLOW IN HER CAPACITY AS JEFFERSON COUNTY CLERK OF JEFFERSON COUNTY, KENTUCKY.

A MOTION TO APPROVE A \$10,000 FAITHFUL PERFORMANCE BOND FOR QUEENIE AVERETTE IN HER CAPACITY AS COUNTY JUDGE EXECUTIVE OF JEFFERSON COUNTY, KENTUCKY.

A MOTION TO APPROVE A \$10,000 FAITHFUL PERFORMANCE BOND FOR RICHARD S. MATHENY IN HIS CAPACITY AS JEFFERSON COUNTY SURVEYOR OF JEFFERSON COUNTY, KENTUCKY.

A MOTION TO APPROVE A \$10,000 FAITHFUL PERFORMANCE BOND FOR GEORGE EDWARD WILSON IN HIS CAPACITY AS JEFFERSON COUNTY CONSTABLE OF JEFFERSON COUNTY, KENTUCKY.

A MOTION TO APPROVE A \$10,000 FAITHFUL PERFORMANCE BOND FOR JOHN ZEHNDER IN HIS CAPACITY AS JEFFERSON COUNTY CONSTABLE OF JEFFERSON COUNTY, KENTUCKY.

A MOTION TO APPROVE A \$10,000 FAITHFUL PERFORMANCE BOND FOR MICHAEL THOMPSON IN HIS CAPACITY AS JEFFERSON COUNTY CONSTABLE OF JEFFERSON COUNTY, KENTUCKY.

Read in full.

COUNCILMAN JAMES: The motion is before us. Is there any discussion?

Hearing none, these are motions allowing a voice vote. All those in favor say aye. All opposed? The ayes have it. Without objection, I move the following elected officials and appointees have secured bonds for their respective office in the described amounts and pursuant to the applicable Kentucky revised statute.

Our next order of business is the Consent Calendar. The Consent Calendar comprises item number 15. Are there any additions or deletions?

Mr. Clerk, a second reading of this item.

MR. CLERK: AN ORDINANCE AMENDING ORDINANCE NO. 184, SERIES 2014 WHICH SHOULD HAVE READ AS FOLLOWS: APPROPRIATING (\$4,750) (\$5,750) \$7,250 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$1,000 EACH FROM DISTRICTS 13, 24; \$500 EACH FROM DISTRICTS 8, 21, 6, 1; \$250 EACH FROM DISTRICTS 16, 22, 17, 12, 10, 26, 9, 2, 3, 5, 14, 15, 25; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE COALITION FOR THE HOMELESS, INC., FOR PROGRAMMING EXPENSES ASSOCIATED WITH THE "GIVE-A-JAM" EVENT TO RAISE FUNDS FOR HOMELESS EDUCATION AND YOUTH PROGRAMS; AND SPONSORED BY: COUNCIL MEMBERS AUBREY WELCH, FLOOD, OWEN, JOHNSON, DOWNARD, ENGEL, STUCKEL, BLACKWELL, King, ACKERSON, WARD-PUGH, JAMES, SCOTT, SHANKLIN, WOOLRIDGE, BRYANT HAMILTON, FOWLER, BUTLER, YATES.

Read in full.

COUNCILMAN JAMES: May I have a motion and second for approval?

>> So moved.

>> Second.

COUNCILMAN JAMES: The consent calendar has been properly moved and seconded. It requires a roll call vote.

Mr. Clerk, please open the voting.

>> Mr. President Pro Tem. Our text at the top is not reading what we are voting for as what was just read. The text at the top says item 14.

COUNCILMAN JAMES: That's correct.

Mr. Clerk, can we --

MR. CLERK: I'll explain. Because the group was read together, our system unfortunately doesn't recognize that as a Consent Calendar like we do with the regular Consent Calendar. So the system doesn't group them all together, so we had to choose, unfortunately, one item, and you are voting on all those that were read. And it will reflect that in the minutes.

>> So this is a budget and NDF item.

>> That wasn't on the Consent Calendar.

MR. CLERK: It is one of the motions. I apologize. I'm sorry.

COUNCILMAN JAMES: Good thing we voted first.

MR. CLERK: I apologize. Vote again, please.

COUNCILMAN JAMES: Without objection, the voting is closing.
The voting is closed Mr. Clerk, would you please announce the totals.

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

COUNCILMAN JAMES: Thank you. The Consent Calendar passes.
We are on to Old Business.

Mr. Clerk, a reading of item number 16.

MR. CLERK: AN ORDINANCE AMENDING THE UNIVERSITY OF LOUISVILLE
DEVELOPMENT AREA AS ADOPTED BY ORDINANCE No. 199, SERIES 2010, TO AMEND
THE BOUNDARIES OF THE DEVELOPMENT AREA, TO ADOPT AN ADDENDUM FOR THE
DEVELOPMENT PLAN FOR THE DEVELOPMENT AREA, AMENDING THE LOCAL
PARTICIPATION AGREEMENT FOR THE DEVELOPMENT AREA, 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.

Read in full.

COUNCILMAN JAMES: May I have a motion and second for approval.

>> Motion.

>> Second.

COUNCILMAN JAMES: We have a motion and second. The ordinance
is before us. Do we have any discussion?

COUNCILMAN OWEN: Mr. President Pro Tem, I appreciate being
recognized. I am an employee of the University of Louisville and have
been for 40 years this time. And because of a possible perception that my
participation in both the discussion and voting on this issue would be
construed as a conflict of interest, I will be abstaining. I think I will
just keep my mouth real tight and abstain rather than leaving the room.

COUNCILMAN JAMES: Thank you.

Councilwoman Butler.

COUNCILWOMAN BUTLER: Thank you very much. This came out of
committee today and budget. It came out with five yes and one present.
This is a U of L TIF that was originally passed in 2010. We are not
changing the financial part of this TIF, only changing the footprint of
it. On the bottom portion there was 13 acres that was erroneously put in

with the Churchill Downs TIF. These are acres that used to be in the Yum Center TIF, and when we shrunk that TIF, it opened them up.

If you look on your system, you will see a PowerPoint that U of L provided today. It has about 70 slides with pictures. This is up on Hill Street in the Park Hill area and it is an old industrial site. No one's knocking down the doors to redevelop it. This is an opportunity for U of L to go in and help find a developer to redevelop it, which of course as we all know, then dominoes out to the surrounding area. It also has on the west side 24 acres. There is a development that is already ongoing there. They want to add this in there. What this will do is open up some of the adjacent properties around there.

There is a state law that allows properties within a half mile to be eligible for some extra incentives within the TIF, which is another reason they are going 45 acres on the other side, a project on Goss Avenue, a \$32 million project that will benefit from this and some of the financing is key to get this complete. That state law will change later this year, so timing is an issue for this particular TIF.

The TIF itself when we passed it in 2010 it had a cap of \$709,414,000. Currently they have reached the \$200 million minimum, so they are starting to pull down on the TIF. So in four years' time U of L has moved and developed. This is during a recession they have acquired 28 percent of what the cap is already. The cap will not change. It opens the area up. If they are able to develop this land, this is a 30 year TIF, so if they are able to do 28 percent in four years, just imagine what they can do if they keep this momentum going.

So what it does is opens that area up. Doesn't change the financing or the cap -- it is not going any higher -- but what that does is the city will get the money back a little quicker, the return on investment that we helped with that will come back quicker and in terms of jobs and increased property values, in terms of just cleaning up areas that do not have developers knocking down the doors to develop right now.

Currently with the \$200 million cap minimum they have met, they are able to start drawing, that has net 1.5 million back in new city revenue and 11.4 million in state revenue. So it has made an impact already. I know in my district it has made a huge impact. U of L is the

economic engine in my area as well as in the old Louisville area, and it is spreading out over into other areas up into District 4 as well and District 6 and District 10 and District 21. So it has made a huge impact.

We don't have developers knocking on the doors, they have been the economic engine, they are bringing in the new restaurants and developers that want to do housing for students and the research park that is going on the Kentucky Trail is bringing in students from other areas, people that want to come here and be at school. They are doing research. They are getting doctorate students, getting graduate students. People that want to do research, and that helps to put Louisville on the map as well, as we all know.

This also -- I can't say enough about what U of L has been able to do in the areas in this time frame. If you look at the pictures and have driven by campus you have noticed the change. This is part of the Belknap campus TIF, not changing the financing of it all, just changing the footprint to open up that land to make the incentives there available for someone that is going to come in, and I urge your support to pass this. Thank you.

COUNCILMAN JAMES: Thank you, Councilwoman.

Councilman Ackerson.

COUNCILMAN ACKERSON: Thank you, Mr. President.

I talked to both of our caucuses about my position on this. This ordinance has two factors to it, factor A being the 45 acres that has been as U of L has reported drawn to get within half a mile of the Goss Avenue project thus enabling that project to qualify for state funding. That's one aspect of it. The other aspect is the 21.4 acres which is on the opposite side. As my colleague was just talking about, the purpose of the TIF as we all know, we are talking about areas, to use words, developers are not knocking down the doors to get into development, blighted areas, that's important. That's why we have the TIF.

And I would concur. I have driven the area. That 45 acres by Lee Street, Hill Street and Merriweather, it is blighted. It serves the TIF perfectly, what the TIF was intended to do, bring economic development in the area.

No one in the room would dispute that U of L does great things. No one would dispute this council or the City of Louisville has been supportive of U of L also. That being said, even though they brought restaurants into the area, into the TIF, which is what it is intended to do, benefitting the city of Louisville simultaneously, my real concern here is we are perverting the TIF process, and that perversion comes from the inclusion of the 24.1 acres in here. I handed out photos because I drove over there. And if the purpose of the TIF and what we want U of L to do with this is bring development to areas that are not knocking down doors, the 24.1 acres smacks in the face of that reason. That area is being developed. Someone has figured out financially it works for them. They went in there and down the work already. What's next? Should we draw lines over and draw another skyscrapers that are built and things? The purpose of the TIF serves the 45 acres and is completely contrary to what we are trying to do with the 24.1.

We as a body have not gotten a straight answer on why the 24.1 is included in this. We have heard everything from student housing is great. Well, sure it is great. But it doesn't fit the purpose of this TIF. We have heard the financial of building a sky bridge over there. The reality is a sky bridge could be built anywhere over there. So what is the real reason is in the and the closest that I can get to the reason is we will inflate the numbers. The money that is put in there we now allow them to put it on their books or something because I still don't have an answer.

I have heard rumors if they don't get the 24.1 they will pull the project, in which case the Goss Avenue won't get its money from the state and I think that is a load of bull honky. They will move forward with this project because we are giving them 45 more acres that they can work with and grow and do what was intended and that is bring progress to those areas. The 45 acres allows them to reach out to the Underhill Development over there on Goss Avenue so they can economically benefit from that. But the 24.1 acres smacks in the face of reason and smacks in the face of everything we intended the TIF to do and it makes no sense other than the fact they are U of L and therefore give them whatever they want.

My job is to look out for the residents of District 26 and the Metro Louisville as a whole and I cannot in good conscience tonight support something that allows the 24.1 acres to come into that.

As such, I'm going to make a motion to amend this ordinance so that the 45 acres will still be included in the TIF but removing the 24.1 acres. There is a map in the system, and speaking with the county attorney's office I think we just need to reference that for the amendment.

COUNTY ATTORNEY: Yes, sir, that is correct.

COUNCILMAN ACKERSON: So my amendment tonight that I would seek a second on is to amend this TIF district to remove the 24.1 acres that has already been developed from tonight's TIF. And I would ask for a second.

COUNCILMAN JAMES: All right. We have a second to the motion to amend the ordinance to remove 24.1 acres from the TIF district. And we have a second by Councilman Johnson. Discussion.

Councilwoman Butler.

COUNCILWOMAN BUTLER: Thank you. I would urge defeat of this amendment. What we are doing here is opening up. This is a research and engineering and manufacturing and innovation type TIF and that 24 acres will be developed. If you look at what's around the 24 acres what we hope for is the domino effect, which is what is happening in the other areas around. And you don't want the domino effect to stop there because the project wouldn't have happened unless U of L was already doing work there, projects that are already completed they don't qualify, but this is just opening up the land around that for a domino effect so the area around the 24 acres can get developed much more quickly than it would be if no one did anything. Thank you.

COUNCILMAN JAMES: Thank you, Councilwoman Butler.

Councilman Peden.

COUNCILMAN PEDEN: Thank you, Mr. Temporary President. A question for the county attorney just for my own clarification. The original TIF had an original baseline, whatever that total was, and then any improvements U of L created with their expansion and development and so on, that's where they start drawing the TIF money from. So the

addition of the 24 acres and also the 45 acres, does that change the baseline as well?

COUNTY ATTORNEY: It does not change the baseline. All you are doing here is amending the footprint.

COUNCILMAN PEDEN: Right. So my question is looking at the pretty pictures in the pretty book that looks like a really nice piece of student housing, whoever built that. Will U of L or whoever controls the TIF, will they get credit for that addition if their baseline is based on the old boundaries and old development amount, whatever that would be, does this automatically give them some -- I can't think of the word -- credit in the plus column just because it already happens to be in the area they want to take?

COUNTY ATTORNEY: Based on my understanding of the KRS, there would not be any kind of change that way. What you are talking about here is there is a minimal capital investment that has to be reached before that money pours in. And there's also money coming in from the state. So bringing in more territory will in theory create more incremental revenue coming in, so you should hit that threshold quicker.

COUNCILMAN PEDEN: And I understand that part. But I guess my question is, does any of the net gain in acreage, I guess, of the net gain in acreage if we are not changing the baselines, which is based on the old boundaries, how much of what exists there on January 5th, 2015, does any of that count towards automatically get thrown in as "look what we have built, or look what's happened" and move us toward the figure faster? You already said we moved the baseline. Why would it or why would it not -- and I don't know the answer -- why would it or why would it not count towards the plus column automatically, what's already there?

COUNTY ATTORNEY: It wouldn't council towards the plus column because it is something already there. The purpose of the TIF is for infrastructure to be built so anything that is added to it you would baseline off of the old revenues and then the incremental would be the new revenues coming in.

COUNCILMAN PEDEN: Which is why I'm asking if we are not changing the baseline from the original TIF district, how does this not count toward their plus column?

COUNTY ATTORNEY: I guess I'm not quite understanding the question correctly.

COUNCILMAN PEDEN: I'm going to go back because I used this in caucus. We had the Yum Center TIF district that kind of got off to a bad start because the moment we created the TIF district some large employer went away, which basically we were starting in the negative. So a couple years later we went and amended that out. Geographically changed the map. That changed the baseline so that we are back at least starting at 0. And I guess I'm looking at this from the other direction. If we are going to amend the map, why aren't we amending the baseline on jobs and development and so on to wherever this new starting total would be? That's what I'm asking.

COUNTY ATTORNEY: As a policy standpoint, I don't know why that's not being added. All they wanted to do here was to amend the footprint. It wasn't to amend the numbers or do anything with the way that that was set up. The only thing they are changing here is where the area is going to be included.

COUNCILMAN JAMES: Are you okay with your answer?
Councilwoman Green.

COUNCILWOMAN GREEN: Respectfully, I will be abstaining from this vote. I always want to make informed decisions, and I do not feel like I'm abreast enough to make an informed decision tonight.

COUNCILMAN JAMES: Thank you, Councilwoman Denton -- green.
Councilwoman Denton.

COUNCILWOMAN DENTON: Is it appropriate for us to ask someone of U of L to answer questions?

COUNCILMAN JAMES: No, ma'am. We can ask questions of the county attorney's office.

COUNCILWOMAN DENTON: Thank you. Do you know how many of the 24.1 acres is eligible for new development? I know according to Councilman Ackerson that there is already some development in progress there. So do you know how many of those acres are currently not being developed and are actually blighted that aren't in the process?

COUNTY ATTORNEY: Unfortunately, Councilwoman, I have not toured the area and do not know exactly what has been developed and what is going to be developed.

COUNCILWOMAN DENTON: May I ask another question?

COUNCILMAN JAMES: Yes, ma'am.

COUNCILWOMAN DENTON: Thank you. If this were to pass this evening, once this goes into effect, my assumption is then that those developments that are in the process of being built, that if they are not completed before this goes into effect, then the TIF will then be applied to that area and those developments will then come under the TIF.

COUNTY ATTORNEY: That's correct. Those will come into the footprint. And any kind of incremental revenue will be based on that start point.

COUNCILWOMAN DENTON: May I ask another?

COUNCILMAN JAMES: Yes, ma'am.

COUNCILWOMAN DENTON: Thank you. Then those development, those projects that are already in progress, those are not blighted areas as such, so there's not a need to encourage development in those areas; is that correct?

COUNTY ATTORNEY: I guess that's really a policy question that you would need to answer. As far as a legal, all I can do is provide you what the state law says.

COUNCILWOMAN DENTON: All right. Thank you very much, Mr. President. Thank you.

COUNCILMAN JAMES: Thank you, ma'am.

Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President. The sponsor of this amendment said if the 24.1 acres is removed then the project would be pulled. Can someone speak to that, that the project would? I don't know if anyone's here from U of L or if anybody has this knowledge other than my colleague over there that made the remark, but I would like to know. And if that's the case, it sounds like it may be a little bullying going on here. So I would like, Mr. President, for them to speak to that, if I could.

COUNCILMAN JAMES: I will turn to the sponsor, Councilwoman Butler, to see if she may be able to talk to that.

COUNCILWOMAN BUTLER: You're asking if the 24 acres is out whether or not U of L will continue on?

COUNCILWOMAN WOOLRIDGE: That is basically what the sponsor of the amendment said, and I stand to be corrected, but I think I am correct that he said that removing the 24.1 acres would pull the project.

COUNCILWOMAN BUTLER: I have not heard anyone say that, but I must tell you that this is the domino effect. Those 24 acres would not be under construction and the projects that will happen around those would not be in construction without that TIF in place, without U of L's commitment to do stuff. And that is why the 24 acres is there, to help around that. And if that area's improved, then that helps with the safety of the campus and for the students and with lighting and with that sort of thing. So that's why they want that, to help with the safety of the campus, because they can't spend any TIF dollars on infrastructure and other things unless it is within the TIF area.

COUNCILWOMAN WOOLRIDGE: Mr. President, I serve on the Budget Committee. I have heard U of L's presentation today as well as before we went on holiday break, and I was just trying to get a clarification on the 24 acres being pulled. And seemingly maybe that is, maybe it isn't true. Thank you.

COUNCILMAN JAMES: Would it help if I asked Councilman Ackerson, who I believe was the person that made that comment, to respond?

COUNCILWOMAN WOOLRIDGE: Yes. Thank you.

COUNCILMAN JAMES: Councilman Ackerson.

COUNCILMAN ACKERSON: Yes, Councilwoman. The 24 acres we are talking about has no blighted area in it whatsoever. If you look in the packet, half of it is inhabited apartments. A quarter is a structure prepared for people ready to move in and a quarter of it is apartment foundation that is poured, the piping and everything is there, and the studs and walls are ready to go up. So there is no blighted area in the 24. Ultimately, what begged the question was if the purpose of the TIF is to encourage development, why not have 24 acres next to it or someplace else that is blighted that would encourage development versus drawing in

something that has been done? The domino effect this took place without the domino effect, so it is done. You are essentially drawing in an area that doesn't need help. Does that help you understand?

COUNCILWOMAN WOOLRIDGE: No, it does not, Mr. President. I believe you said, Councilman, that removing the 24.1 acres, they would pull this project. So we can just move on. I thought that's what you said.

COUNCILMAN ACKERSON: I didn't say that. That's something that I was told.

COUNCILWOMAN WOOLRIDGE: Thank you.

COUNCILMAN JAMES: Thank you.

Councilman Downard.

COUNCILMAN DOWNARD: Thank you, Mr. President, or pro tem sir. What do you call it? Honorable -- whatever you call it.

Let me just see if I can bring some clarity to this. Because there is a lot of confusion. On the 24.1 acres, this under section four and five of this ordinance we don't change the commencement date or activation date. At the commencement date or the activation date, one of which is when the TIF starts and the other is the baseline date -- don't know which is which, but I know they are there. If that doesn't get changed, it is my thought that during 2009 when this was originally done, which I think it was here, some of the buildings weren't there. So I believe that increase then of value and the real estate taxes and presumably the occupational taxes -- I think we have about 80 percent of all of it in there -- would become eligible for the TIF not in there now, which in my mind is a positive thing. We get a lot more dollars in quickly. Didn't seem to get incented by the TIF.

The thing that confuses me is what happens to all of the occupational taxes and real estate taxes that were paid last year? Do they have to be recouped? Or is it just starting from -- because we are not changing the activation date -- are we taking these properties and they start including their real estate taxes and their occupational taxes from the activation date of this amendment, which I guess is another time, probably after the initiative is signed.

COUNTY ATTORNEY: Yes, Councilman. It would be when the activation and the passing of the ordinance, at that date you would be including those new incremental.

COUNCILMAN DOWNARD: And they would be included as incrementals because the original baseline which we didn't change is 0 or less. I don't know if it was 0, but it was less. A lot less there, I think, which I think is positive. So I share some of the confusion, but it all seems to me to come down on the right side. And I have been in opposition to too many of U of LTIF to not find one that I like, so I'm going to leave it alone.

COUNCILMAN JAMES: Thank you, sir.

Councilman Kramer.

COUNCILMAN KRAMER: Thank you, Mr. President.

I think in the conversation as I'm listening to the people put information out there, there seems to be some confusion about what it means to be in the TIF area and how that changes the project and all of that. I just would brings us back to focus that the amount of money that U of L is talking about is not changing. The project that the university had intended is not changing. The TIF area may change, but the TIF area has no impact on development in the TIF area. If anything, what it does is it means that if you want to develop in an area that we have TIF'd in the future it will not be available for a TIF in the future. That's where that is.

So as far as offering a TIF and looking only at blighted areas, I think many of us would argue that we were in favor of putting the arena on the waterfront because we believed that was the best place for the arena not because that area was blighted but that was because where we think the arena belonged. We are talking about housing for students, so it makes sense that housing for students would be in this location. It is not the suggestion or implication that a TIF is only for blighted areas. I don't think that's entirely accurate. And the suggestion that every bit of the TIF area needs to be blighted in order for us to use that, I don't think that is accurate either. There were portions of what we declared in the TIF zone to build the arena that were in fact not at all blighted. No one argued they were blighted, but we did see a benefit there. We saw

increase in businesses there and increase of revenue coming in to the State of Kentucky as a direct result of the work we did at the arena.

The argument had been made and I will make the argument tonight that putting housing in the exact place they have promised in the project they will do, this is unchanging, but putting the housing in there we will see an increase in revenue in that part of our community. It benefits students who are going to college at the University of Louisville.

Also in committee we asked the question and they were able to point out that the change in demographic of students at University of Louisville over the last five years has been incredible and has moved much, much in the direction of this becoming a residential college instead of a commuter college. The numbers bear out. And when you have a residential college, you have higher levels of graduation. When you have higher levels of graduation, you have students who like where they are living, they graduate from the university and they are likely to stay close.

If we are interested in having students coming into Louisville, attending our university, getting a degree and staying here, we need to build housing. That's the project they planned all along. They told us they wanted to spend X number of dollars, they are not changing it. They said we can recoup the dollars with this footprint. They had to redo the footprint. All they did was come back and say we want to borrow the same amount of money for the exact project. Instead of this footprint, we will use this one.

The answer to Councilman Peden's question about does this change the baseline. The bottom line is when they started the construction we were collecting taxes on that property and it wasn't worth very much because they started construction there. The property will be worth more and we will collect more taxes and instead of the state or Louisville getting all of the revenue we will get the 20 percent of increased revenue. Remember in a TIF we are not losing revenue. We will collect everything plus 20 percent more up until the time the TIF is paid off, at which point they get it all. The sooner they pay off the TIF, the sooner we get it all. By increasing the footprint, we simply make it quicker we get back our investment. So reducing the size of the footprint doesn't

make a lot of sense to me. Seems to me like we should move along and encourage the university to put in housing and encourage the university to attract new students and support them in their efforts. Thank you.

COUNCILMAN JAMES: Thank you, Councilman Kramer.

Councilman Ackerson.

COUNCILMAN ACKERSON: Thank you, colleagues. I want to address four points that have been made against this amendment. We will start with the most recent and work way back.

The building of housing. Well, the 24.1 acres, the housing's already there. By including that, we are not encouraging housing. It is already there. Think about that. If we really wanted to encourage housing, rather than include the housing that is there, we draw in TIF areas there is not housing. Vacant lot areas or vacant properties that we could encourage housing. This TIF will not bring more housing to students. That is just a puppy dog and rainbow argument to make you feel good about it. But it is already there. How does including it bring it there?

There was talk about the arena. Well, the arena's a whole different beast because the arena TIF we are trying to recoup the dollars that a city decided to make an arena downtown in the city. We are using it to pay for it which we thought was important. The arena's a whole different beast. So the arena isn't about blightedness, it is about the city recouping an arena we thought was important to have. This is a different situation. U of L, we allow them benefits here. That is what we are talking about. Benefit so they can further develop the area around there that ultimately helps the city. That comes back to developing the area. This argument of the domino effect should induce further development to come along. The 24.1 acres isn't being induced to come along. It is there. So if we want to domino effect, we should draw in 24.1 acres somewhere else, next to it to further out the domino effect versus drawing in what's already there.

And finally, Councilman Downard brought up the real estate occupational taxes and when that might take place, was it based on the 2009 or 2010 when we put this in place? And the answer was present. And it raises the important question of ultimately there are tax dollars that

will flow away from the city. While we may get 20 percent, this is already built. Are we just flowing out with capital and cash that we can afford to give money away?

Every year we talk about budget cuts. Now if it were a blighted area an area where there wasn't a housing project or business built there, they would have brought it there, in which case they are entitled to 80 percent of what they brought in and we will get 20 percent. The fact it is built and we hand it off to them that smacks in the face of reason as far as the tax situation here.

Your vote should be pretty simple. Think about what makes logical sense here. Is this the norm or is this for some reason extremely out of the norm that we don't have an explanation for? I would tell you to think about that. I appreciate the time. I won't comment on anything else tonight. If it passes, it passes. If it doesn't, it doesn't, the world's not going to end, but we have a responsibility to this city to make good business decisions. And this TIF going forward without this 24 acres is still a good deal for U of L, still a good deal for Underhill Development and still a good deal for the city.

With the 24.1 acres, I don't think it is as good a deal for the city. Still great for Underhill Development and even better for the University of Louisville. Who do we represent? Thank you, Mr. President.

COUNCILMAN JAMES: Thank you.

Councilwoman Butler.

COUNCILWOMAN BUTLER: Thank you. The dollars from this TIF go to the engineering and science research park at U of L. That is where we are talking about. If it is not in the footprint, they can't use the TIF dollars to help with any of the infrastructure, sidewalks and connectivity and additional lighting to make it safe and inviting for students. That's what we want. We want them to have a wonderful experience so they stay here and live here, raise a family here, invest in our community. This area did not have anything on it in 2010. It was a domino effect. We want it to go even more right across the street from the 24 acres you have blight. But hopefully someone will see what was put up here and what can happen and it will continue on. All this does is accelerate the TIF and allows the TIF cap to be met faster and money comes back to the City of

Louisville and the State of Kentucky faster. I urge you to defeat the amendment. Let's go ahead and defeat that, pass the ordinance, and I call the question on the amendment, sir.

COUNCILMAN JAMES: The question has been called on the amendment. All in favor of calling the question say aye. All opposed? The ayes have it.

I will be abstaining from this vote because of my employment with the University of Louisville and any perceptions of a conflict of interest.

COUNCILWOMAN BUTLER: We need to take a roll call vote to reflect that.

COUNCILMAN JAMES: Yes. Is there any further discussion? No? Hearing none, this ordinance requires a roll call vote.

COUNCILWOMAN BUTLER: Excuse me. Point of order. This is a vote on the amendment.

COUNCILMAN JAMES: Oh, the amendment. I'm sorry.

COUNCILWOMAN BUTLER: Well, they have to abstain.

COUNCILMAN JAMES: Yes. So this will be a roll call vote on the amendment offered by Councilman Ackerson.

The voting is closing. The voting is closed.

MR. CLERK: Two yes votes, 16 no votes, six abstentions, and two not voting. 16 no votes: Council Members Woolridge, Tandy, Bryant-Hamilton, Kramer, Blackwell, Aubrey Welch, Fowler, Butler, Downard, Stuckel, Parker, Denton, Benson, Engel, Peden and Flood. Six abstentions are from Councilwoman Green, Council Members Shanklin, James, Leet, Owen, and Hollander.

COUNCILMAN JAMES: Thank you. The amendment fails. That puts us back at the original ordinance.

COUNCILWOMAN BUTLER: Call the question on the original ordinance.

COUNCILMAN JAMES: Do we have a second?

>> Second.

COUNCILMAN JAMES: All in favor of calling the question on the original ordinance say aye. All opposed? The ayes have it.

Mr. Clerk, please open the voting. The voting is closing. The voting is closed.

MR. CLERK: 17 yes votes and six abstentions and one present. Six abstentions are Council Members Green, Shanklin, James, Leet, Owen, and Hollander. The one present is Councilman Ackerson.

COUNCILMAN JAMES: Thank you. The ordinance passes.

Next item of business is New Business. As you leave chambers, please do so quietly so the clerk may read New Business. New Business comprises items 17 through 22. Will the clerk read the assignments to committee.

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

APPOINTMENT OF JESSICA MURPHY TO THE CLIFTON ARCHITECTURAL REVIEW COMMITTEE. TERM EXPIRES DECEMBER 18, 2017.

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

AN ORDINANCE CLOSING A 20' WIDE ALLEY LOCATED ON THE NORTH SIDE OF EASTBOURNE AVENUE, RUNNING BETWEEN THE PROPERTIES AT 3301 EASTBOURNE AVENUE AND 135-141 NORTH CRESTMOOR AVENUE CONTAINING 3,461 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 14STREETS1009).

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO OR-3 OFFICE/RESIDENTIAL ON PROPERTY LOCATED AT 12610 LA GRANGE ROAD CONTAINING 3.3 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 14ZONE1036).

The following three addendums will be assigned to the Budget Committee.

AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, PROVIDING FOR AND AUTHORIZING THE ISSUANCE OF CERTAIN GENERAL OBLIGATION BONDS AND NOTES OF THE METRO GOVERNMENT IN ONE OR MORE SERIES TO FINANCE THE COSTS OF THE DEVELOPMENT OF THE CENTER CITY PROJECT IN THE LOUISVILLE DOWNTOWN REVITALIZATION DISTRICT DEVELOPMENT AREA; SETTING FORTH THE TERMS AND CONDITIONS ON WHICH THE BONDS AND NOTES ARE TO BE ISSUED AND PROVIDING FOR A COMPETITIVE, ADVERTISED SALE THEREOF; DEFINING AND PROVIDING FOR THE RIGHTS OF THE HOLDERS OF THE BONDS AND NOTES AND

PROVIDING FOR THE APPLICATION OF THE PROCEEDS THEREOF; AND TAKING OTHER RELATED ACTION RELATING TO THE ISSUANCE AND SALE OF THE BONDS AND NOTES.

AN ORDINANCE AMENDING ORDINANCE NO. 179, SERIES 2007 IN. ORDER TO AMEND THE BOUNDARIES OF THE CENTRAL DOWNTOWN REVITALIZATION DISTRICT DEVELOPMENT AREA, APPROVING ENTERING INTO A SECOND AMENDED AND RESTATED LOCAL PARTICIPATION AGREEMENT, REDUCING THE AMOUNT OF THE MINIMUM CAPITAL INVESTMENT DECLARING CERTAIN PROPERTIES SURPLUS AND AUTHORIZING THEIR SALE AND AUTHORIZING THE EXECUTION AND DELIVERY OF ANY OTHER DOCUMENTS AND THE TAKING OF ANY OTHER ACTIONS NECESSARY TO ACCOMPLISH THE PURPOSE AUTHORIZED BY THIS ORDINANCE AND AMENDING ORDINANCE NO. 102, SERIES 2014 RELATING TO THE FISCAL YEAR 2014-1-25 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY GOVERNMENT, BY AUTHORIZING AN ADDITIONAL APPROPRIATION TO THE OFFICE OF MANAGEMENT AND BUDGET IN ACCORDANCE WITH A CERTAIN DEVELOPMENT AGREEMENT ENTERED INTO JULY 5, 2001, AS AMENDED.

AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY. METRO GOVERNMENT, AUTHORIZING AND DIRECTING THE PARKING AUTHORITY OF RIVER CITY, INC., TO ISSUE ITS TAXABLE FIRST MORTGAGE REVENUE BONDS (CENTER CITY GARAGE PROJECT) TO FINANCE THE ACQUISITION AND DEVELOPMENT OF PARKING FACILITIES TO BE LOCATED IN THE CENTER CITY PROJECT IN THE CENTRAL DOWNTOWN REVITALIZATION DISTRICT DEVELOPMENT AREA; AUTHORIZING THE EXECUTION OF A SUPPLEMENTAL INDENTURE AND SUPPLEMENTAL LEASE NECESSARY TO EFFECT THE ISSUANCE OF SUCH BONDS; AND TAKING OTHER RELATED ACTION.

Read in full.

COUNCILMAN JAMES: Thank you. Before adjournment we have a motion to adjourn the meeting.

COUNCILMAN OWEN: I would be happy to make that motion.

COUNCILMAN JAMES: You will?

COUNCILMAN OWEN: I will.

COUNCILMAN JAMES: Thank you very much. So we are adjourned. And next we have announcements. And call on any council members who wish to speak to speak.

COUNCILMAN OWEN: Thank you, Mr. President Pro Tem. I just have one announcement.

I think there are at least 800 people who know that there is an eighth district council rhythm, and that rhythm is that the last Saturday

of every month I make a point to show up in a coffee shop somewhere in the eighth district on that last Saturday of the month and I sit there from 9:00 to 11:00, and I welcome any constituents or citizens to stop by and chat with me about any concern or idea that they have. And I welcome that.

COUNCILMAN JAMES: Do you know what coffee shop you will be at?

COUNCILMAN OWEN: I do indeed. In fact, the last newsletter made a mistake. It said I would be at Heine Brothers in the Gardiner Lane Shopping Center from 9 to 11. Wrong. That's not the last Saturday. We made an error in distributing that message. And that's what I'm correcting right now, Mr. President.

COUNCILMAN JAMES: Well, that's a great thing to do.

COUNCILMAN OWEN: On the 31st of January, the first Talk with Tom will be from 9:00 to 11:00 at Heine Brothers Coffee and the schedule announced in the newsletter and the next newsletter will be in effect. At least for January, 9:00 to 11:00, Heine Brothers on Gardiner Lane.

COUNCILMAN JAMES: Thank you. I would like to remind everybody the next council meeting will be Thursday, January 22nd at 6:00 p.m. Thank you.