

# Louisville Metro Government

601 W. Jefferson Street  
Louisville, KY 40202



## Action Summary - Final

Thursday, February 25, 2016

3:30 PM

Council Chambers

### Metro Council

(D) – Jessica Green (1), (D) – Barbara Shanklin (2), (D) – Mary C. Woolridge (3),  
(D) – David Tandy (4), (D) – Cheri Bryant Hamilton (5), (D) – David James (6),  
(R) – Angela Leet (7), (D) – Tom Owen (8), (D) – Bill Hollander (9),  
(D) – Pat Mulvihill (10), (R) – Kevin Kramer (11), (D) – Rick Blackwell (12),  
(D) – Vicki Aubrey Welch (13), (D) – Cindi Fowler (14), (D) – Marianne Butler (15),  
(R) – Kelly Downard (16), (R) – Glen Stuckel (17), (R) – Marilyn Parker (18),  
(R) – Julie Denton (19), (R) – Stuart Benson (20), (D) – Dan Johnson (21),  
(R) – Robin Engel (22), (R) – James Peden (23), (D) – Madonna Flood (24),  
(D) – David Yates (25), (D) – Brent Ackerson (26)

President: David Yates (25)

Pro-Tem: Bill Hollander (9)

**Call to Order**

**President Yates called the meeting to order at 3:36 PM and asked all to rise for the Pledge of Allegiance.**

**Members Roll Call**

**Present:** 24 - Council Member Jessica Green (D-1), Council Member Barbara Shanklin (D-2), Council Member Mary C. Woolridge (D-3), Council Member David Tandy (D-4), Council Member Cheri Bryant Hamilton (D-5), Council Member David James (D-6), Council Member Angela Leet (R-7), Council Member Tom Owen (D-8), Council Member Bill Hollander (D-9), Council Member Pat Mulvihill (D-10), Council Member Kevin Kramer (R-11), Council Member Rick Blackwell (D-12), Council Member Vicki Aubrey Welch (D-13), Council Member Cindi Fowler (D-14), Council Member Marianne Butler (D-15), Council Member Glen Stuckel (R-17), Council Member Marilyn Parker (R-18), Council Member Stuart Benson (R-20), Council Member Dan Johnson (D-21), Council Member Robin Engel (R-22), Council Member James Peden (R-23), Council Member Madonna Flood (D-24), Council President David Yates (D-25) and Council Member Brent Ackerson (D-26)

**Excused:** 2 - Council Member Kelly Downard (R-16) and Council Member Julie Denton (R-19)

**Support Staff**

**Deborah Bilitski and Jonathan Baker, Jefferson Coutny Attorney's Office**

**Clerks**

**H. Stephen Ott, CKMC and David Wagner, Assistant Clerk**

**Guests**

1. [ID 16-0179](#)

**Council Member James recognized Ms. Rachael Cooper, 2016 Chestnut Street Youth Achiever with the Black Achiever Program**

2. [ID 16-0204](#)

**Council Member Green recognized Dr. Kelly McMasters and Beth Hendrickson McMasters, celebrating the life and memory of their son Owen Frederick McMasters.**

**Council Minutes**3. [ID 16-0183](#)**Metro Council Meeting - February 11, 2016**

**Attachments:** [02-11-16 Action Summary.](#)

[02-11-16 UNEDITED Transcript](#)

[ADDRESS TO COUNCIL HANDOUT - RENNER 021116](#)

[ADDRESS TO COUNCIL HANDOUT - COBBLE 021116](#)

A motion was made by Council Member Woolridge, seconded by Council Member Johnson, the Council Minutes be recommended for approval. The motion carried by a voice vote.

**Committee Minutes**4. [ID 16-0167](#)**Regular: Committee on Sustainability and Parks - February 11, 2016**

**Attachments:** [2-11-16 Sustainability & Parks Action Summary](#)

5. [ID 16-0185](#)**Regular: Committee of the Whole - February 11, 2016**

**Attachments:** [02-11-16 COW Action Summary](#)

[02-11-16 COW Handout - One West](#)

6. [ID 16-0187](#)**Regular: Planning/Zoning, Land Design and Development Committee - February 16, 2016**

**Attachments:** [P&Z Action Summary 021616](#)

7. [ID 16-0202](#)**Regular: Public Works, Bridges and Transportation Committee - February 16, 2016**

**Attachments:** [PW Action Summary 021616](#)

8. [ID 16-0188](#)**Regular: Labor and Economic Development Committee - February 16, 2016**

**Attachments:** [LED Action Summary 021616](#)

9. [ID 16-0184](#)**Regular: Appropriations, NDF's and CIF's Committee - February 16, 2016**

**Attachments:** [02-16-16 Appropriations Action Summary](#)

10. [ID 16-0186](#)

**Regular: Community Affairs and Housing Committee - February 17, 2016**

**Attachments:** [2-17-16 Community Affairs and Housing Action Summary](#)

11. [ID 16-0169](#)

**Regular: Committee on Health and Education - February 17, 2016**

**Attachments:** [2-17-16 Committee on Health & Educ Summary](#)

12. [ID 16-0189](#)

**Regular: Public Safety Committee - February 17, 2016**

**Attachments:** [2-17-16 Public Safety Action Summary](#)

13. [ID 16-0190](#)

**Regular: Government Accountability and Ethics Committee - February 17, 2016**

**Attachments:** [GAE Action Summary 021716](#)

14. [ID 16-0197](#)

**Regular: Budget Committee - February 18, 2016**

**Attachments:** [Budget Action Summary 021816](#)

[021816 O-038-16 Johnson Proposed Amendment Handout](#)

[021816 R-028-16 GLI Handout](#)

15. [ID 16-0201](#)

**Regular: Ad Hoc Committee on Land Development Code - February 22, 2016**

**Attachments:** [Ad Hoc LDC Action Summary 022216](#)

16. [ID 16-0205](#)

**Regular: Committee on Committees - February 23, 2016**

**Attachments:** [02-23-16 COC Action Summary](#)

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

**Communication From Planning and Design Services**

The Clerk read the appointment into the record. This appointment was assigned to the Committee on Appointments.

17. [ID 16-0200](#)

**Old Louisville Architectural Review Committee (ARC) - Mrs. Mary Frances Clark, (New Appointment).**

**Attachments:** [APT OLD LOUISVILLE ARCHITECTURAL REVIEW COMMITTEE \(ARC\) 2.18.16](#)

**Communication From the Mayor**

The Clerk read the appointments into the record. Those requiring Council approval were assigned to the Committee on Appointments.

18. [ID 16-0196](#)

**Board of Health - Margaret Handmaker, (New Appointment).**

**Attachments:** [APT BOARD OF HEALTH 2.22.16](#)  
[Margaret Handmaker 2.22.16](#)

19. [ID 16-0198](#)

**Citizens Commission on Police Accountability Board - Scott Williamson, (New Appointment).**

**Attachments:** [APT CITIZENS COMMISSION ON POLICE ACCOUNTABILITY BD. 2.22.16](#)  
[Scott Williamson 2.22.16](#)

20. [ID 16-0199](#)

**Fern Creek Fire Protection District Board - Keith Jackson, (New Appointment).**

**Attachments:** [APT FERN CREEK FIRE PROTECTION DISTRICT BD 2.22.16](#)  
[Keith Jackson 2.22.16](#)

**Consent Calendar**

Council Member Mulvihill requested Items 25 (O-031-16) and 26 (O-029-16) be moved to Old Business from the Consent Calendar. Without objection President Yates moved the items.

**Legislation forwarded from AD HOC COMMITTEE ON LAND DEVELOPMENT CODE****21. [O-411-15](#)**

**AN ORDINANCE AMENDING THE FOLLOWING SECTIONS OF CHAPTERS 1 AND 4 OF THE LAND DEVELOPMENT CODE PERTAINING TO ATHLETIC FIELDS-APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 15AMEND1004).**

***Sponsors:*** Vicki Aubrey Welch (D-13)

***Attachments:*** [15AMEND1004\\_Staff Report.pdf](#)  
[15AMEND1004\\_Public Hearing Minutes.pdf](#)  
[15AMEND1004\\_Other Minutes.pdf](#)  
[15AMEND1004 Reference history of proposed language](#)  
[O-411-15 - 15AMEND1004 Draft LDC Amendment-JB](#)  
[Mark Madison Email](#)

**This Ordinance was passed on the Consent Agenda.**

Enactment No: Ordinance 022-2016

**22. [O-046-16](#)**

**AN ORDINANCE AMENDING THE FOLLOWING SECTIONS OF CHAPTER 2 AND CHAPTER 4 OF THE LAND DEVELOPMENT CODE PERTAINING TO PERMITTED/CONDITIONAL USES—APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A—WHICH IS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO (CASE NO. 14AMEND1003).**

***Sponsors:*** James Peden (R-23)

***Attachments:*** [O-046-16 \(PCUP Items 9, 12 and 35\) - 02-08-16](#)

**This Ordinance was passed on the Consent Agenda.**

Enactment No: Ordinance 023-2016

**Legislation forwarded from APPROPRIATIONS, NDFS AND CIFS COMMITTEE**

23. [O-032-16](#)

**AN ORDINANCE APPROPRIATING \$7,800 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$7,000 FROM DISTRICT 22; \$500 FROM DISTRICT 20; \$200 FROM DISTRICT 6; \$100 FROM DISTRICT 19; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO CHILDREN HAVE OPTIONS IN CHOOSING EXPERIENCES, INC. (C.H.O.I.C.E., INC.), FOR A “DARE TO DREAM” SPORTS LEADERSHIP AND MENTORING PROGRAM.**

**Sponsors:**Robin Engel (R-22), David James (D-6), Julie Denton (R-19) and Stuart Benson (R-20)

**Attachments:** [O-032-16 CHOICE](#)  
[CHOICE Budget Attachment](#)

**This Ordinance was passed on the Consent Agenda.**

Enactment No: Ordinance 024-2016

24. [O-039-16](#)

**AN ORDINANCE APPROPRIATING \$7,500 FROM DISTRICT 11 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE LOUISVILLE COMMUNITY DESIGN CENTER DBA THE CENTER FOR NEIGHBORHOODS, FOR ARTISTS AND CONTRACTORS TO DESIGN AND IMPLEMENT THE “PAINT HIKES POINT MURAL” PROJECT.**

**Sponsors:**Kevin Kramer (R-11)

**Attachments:** [O-039-16 LCDC](#)

**This Ordinance was passed on the Consent Agenda.**

Enactment No: Ordinance 025-2016

**Legislation forwarded from BUDGET COMMITTEE**

27. [R-028-16](#)

**A RESOLUTION TO ENCOURAGE SURROUNDING COUNTIES, COMMUNITY AND SERVICE ORGANIZATIONS, AND CITIES THROUGHOUT JEFFERSON COUNTY TO JOIN LOUISVILLE METRO IN SUPPORTING THE CAPITAL FUND FOR THE HEALING PLACE.**

**Sponsors:**Marianne Butler (D-15), David Yates (D-25) and Angela Leet (R-7)

**Attachments:** [021816 R-028-16 GLI Handout](#)

**This Resolution was adopted on the Consent Agenda.**

Enactment No: Resolution 017-2016

**Legislation forwarded from COMMITTEE ON HEALTH AND EDUCATION**

28. [R-010-16](#)

**A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING IN THE AMOUNT OF \$37,309 FROM THE ASSOCIATION OF PUBLIC HEALTH LABORATORIES (APHL) FOR EXPANDED ACCESS TO INTERFERON GAMMA RELEASE ASSAY (IGRA) TO BE ADMINISTERED BY PUBLIC HEALTH & WELLNESS.**

**Sponsors:** Vicki Aubrey Welch (D-13) and Mary C. Woolridge (D-3)

**This Resolution was adopted on the Consent Agenda.**

Enactment No: Resolution 018-2016

**Legislation forwarded from COMMITTEE ON SUSTAINABILITY AND PARKS**

29. [R-001-16](#)

**A RESOLUTION SUPPORTING THE LOUISVILLE ZOO'S ADOPTION OF ITS 2015 MASTER PLAN.**

**Sponsors:** James Peden (R-23)

**Attachments:** [021116 Committee Presentation of Zoo Master Plan Feb 11 2016](#)

**This Resolution was adopted on the Consent Agenda.**

Enactment No: Resolution 019-2016



**Legislation forwarded from LABOR AND ECONOMIC DEVELOPMENT COMMITTEE**

**30. [R-014-16](#)**

**A RESOLUTION DETERMINING ONE (1) PARCEL OF REAL PROPERTY LOCATED AT 1827 DRESCHER BRIDGE AVENUE, LOUISVILLE, KENTUCKY OWNED BY LOUISVILLE/JEFFERSON COUNTY LOUISVILLE METRO GOVERNMENT (“METRO GOVERNMENT”) AS SURPLUS AND NOT NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS SALE.**

***Sponsors:*** Bill Hollander (D-9)

***Attachments:*** [2-16-2016 Clifton CSO Basin Property Metro Presentation](#)  
[1827 Drescher Bridge Avenue - EXHIBIT A](#)  
[Certification of Surplus Property - 1827 Drescher Bridge Avenue](#)  
[2-16-2016 LOJIC Aerial Photo of Property](#)

**This Resolution was adopted on the Consent Agenda.**

Enactment No: Resolution 020-2016

**31. [R-020-16](#)**

**A RESOLUTION APPROVING THE GRANTING OF LOCAL INCENTIVES TO APERTURE CREDENTIALING, LLC AND ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.**

***Sponsors:*** Cheri Bryant Hamilton (D-5)

***Attachments:*** [Aperture Credentialing, LLC Louisville Metro support letter](#)  
[Aperture Credentialing, LLC prelim board summary](#)

**This Resolution was adopted on the Consent Agenda.**

Enactment No: Resolution 021-2016

## Legislation forwarded from PUBLIC WORKS, BRIDGES AND TRANSPORTATION COMMITTEE

### 32. [R-023-16](#)

**A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$390,650 OF FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR DESIGN OF THE EXTENSION OF RIVER ROAD WEST FROM 7TH STREET TO NORTHWESTERN PARKWAY TO BE ADMINISTERED BY DEVELOP LOUISVILLE.**

**Sponsors:** David Tandy (D-4) and Cheri Bryant Hamilton (D-5)

**Attachments:** [KYTC \\$390K River Road West Extension Design - Item 5-512 MOA](#)

**This Resolution was adopted on the Consent Agenda.**

Enactment No: Resolution 022-2016

## Approval of the Consent Agenda

**A motion was made by Council Member Johnson, seconded by Council Member Woolridge, to approve the Consent Agenda. The motion carried by the following vote:**

**Yes:** 24 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

## Old Business

**Council Member Mulvihill requested Items 25 (O-031-16) and 26 (O-029-16) be moved to Old Business from the Consent Calendar. Without objection President Yates moved the items.**

### 25. [O-031-16](#)

**AN ORDINANCE AMENDING ORDINANCE NO. 104, SERIES 2015 AND ORDINANCE NO. 103, SERIES 2015 RELATING TO THE FISCAL YEAR 2015-16 CAPITAL AND OPERATING BUDGETS, RESPECTIVELY, BY TRANSFERRING \$20,000 FROM THE DISTRICT 5 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUND.**

**Sponsors:** Cheri Bryant Hamilton (D-5)

**Attachments:** [O-031-16 CD 5 PROPOSED FLOOR AMEND TRANSFER OF \\$20,000 FROM CIF TO NDF](#)  
[O-031-16 CD 5 PROPOSED FLOOR AMEND TRANSFER OF \\$20,000 FROM CIF TO NDF](#)

**A motion was made by Council Member Johnson, seconded by Council Member James, that this Ordinance be recommended for approval.**

Enactment No: Ordinance 026-2016

A motion was made by Council Member Mulvihill, seconded by Council Member Hamilton, that this Ordinance be amended as follows:

Transfer \$15,000 FROM THE DISTRICT 10 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 10 NEIGHBORHOOD DEVELOPMENT FUND.

The motion to amend carried by a voice vote.

Enactment No: Ordinance 026-2016

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

Yes: 23 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

Excused: 2 - Downard and Denton

Absent: 1 - Tandy

Enactment No: Ordinance 026-2016

26. [O-029-16](#)

**AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015, RELATING TO THE FISCAL YEAR 2015-16 OPERATING BUDGET FOR LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$20,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 5) TO LOUISVILLE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 5).**

Sponsors: Cheri Bryant Hamilton (D-5) and Pat Mulvihill (D-10)

Attachments: [O-029-16 CD 5 PROPOSED FLOOR AMEND TRANSFER OF \\$20,000 FROM NDF TO GENERAL OPERATIONS](#)  
[O-029-16 CD 5 PROPOSED FLOOR AMEND TRANSFER OF \\$20,000 FROM NDF TO GENERAL OPERATIONS](#)

A motion was made by Council Member Johnson, seconded by Council Member James, that this Ordinance be approved.

Enactment No: Ordinance 027-2016

A motion was made by Council Member Butler, seconded by Council Member Johnson, that this Ordinance be amended as follows:

Transfer \$15,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 10) TO LOUISVILLE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 10).

The motion to amend carried by a voice vote.

Enactment No: Ordinance 027-2016

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

Yes: 23 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

**Absent:** 1 - Blackwell

Enactment No: Ordinance 027-2016

33. [O-041-16](#)

**AN ORDINANCE AMENDING ORDINANCE NO. 103, SERIES 2015 RELATING TO THE FISCAL YEAR 2015-16 OPERATING BUDGET AS AMENDED BY ORDINANCE 220, SERIES 2015 (AS AMENDED).**

**Sponsors:** Marianne Butler (D-15)

**A motion was made by Council Member Johnson, seconded by Council Member Butler, that this Ordinance be approved. The motion carried by the following vote and the amended Ordinance passed:**

**Yes:** 24 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

Enactment No: Ordinance 028-2016

34. [O-044-16](#)

**AN ORDINANCE AMENDING ORDINANCE 118, SERIES 2010 RELATING TO THE FISCAL YEAR 2010-11 CAPITAL BUDGET AND ORDINANCE 101, SERIES 2014 RELATING TO THE FISCAL YEAR 2014-15 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 104, SERIES 2015 RELATING TO THE FISCAL YEAR 2015-16 CAPITAL BUDGET AS IT RELATES TO ASSOCIATED AMENDMENTS FROM ORDINANCE 103, SERIES 2015 AS AMENDED BY ORDINANCE 220, SERIES 2015 (AS AMENDED).**

**Sponsors:** Marianne Butler (D-15)

**A motion was made by Council Member Woolridge, seconded by Council Member James, that this Ordinance be approved. The motion carried by the following vote and the amended Ordinance passed:**

**Yes:** 24 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

Enactment No: Ordinance 029-2016

35. [R-022-16](#)**A RESOLUTION HONORING THE LIFE AND LEGACY OF SENATOR GEORGIA MONTGOMERY DAVIS POWERS.**

**Sponsors:** David Tandy (D-4), Brent Ackerson (D-26), Stuart Benson (R-20), Rick Blackwell (D-12), Marianne Butler (D-15), Julie Denton (R-19), Kelly Downard (R-16), Robin Engel (R-22), Madonna Flood (D-24), Cindi Fowler (D-14), Jessica Green (D-1), Cheri Bryant Hamilton (D-5), Bill Hollander (D-9), David James (D-6), Dan Johnson (D-21), Kevin Kramer (R-11), Angela Leet (R-7), Pat Mulvihill (D-10), Tom Owen (D-8), Marilyn Parker (R-18), James Peden (R-23), Barbara Shanklin (D-2), Glen Stuckel (R-17), Vicki Aubrey Welch (D-13), Mary C. Woolridge (D-3) and David Yates (D-25)

**A motion was made by Council Member Johnson, seconded by Council Member James, that this Resolution be adopted. The motion carried by a voice vote and the Resolution was adopted.**

Enactment No: Resolution 023-2016

36. [R-025-16](#)**A RESOLUTION HONORING THE LIFE AND LEGACY OF JUDGE BENJAMIN SHOBE.**

**Sponsors:** David Tandy (D-4), Cheri Bryant Hamilton (D-5), Jessica Green (D-1), Barbara Shanklin (D-2), Mary C. Woolridge (D-3), David James (D-6), Bill Hollander (D-9), Stuart Benson (R-20), Glen Stuckel (R-17) and Marianne Butler (D-15)

**A motion was made by Council Member Johnson, seconded by Council Member James, that this Resolution be adopted.**

**Council Member Butler requested to be added as a sponsor. Without objection President Yates obliged the request.**

**The motion carried by a voice vote and the Resolution was adopted.**

Enactment No: Resolution 024-2016

37. [O-025-16](#)**AN ORDINANCE APPROPRIATING A TOTAL OF (\$20,500) \$20,000 FROM (DISTRICT 21) NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$14,100 FROM DISTRICT 21; \$1,000 FROM DISTRICT 24; \$800 EACH FROM DISTRICTS 12, 13, 14; \$500 FROM DISTRICT 3; \$250 EACH FROM DISTRICTS 2, 8, 9, 15, 25, 26; \$200 EACH FROM DISTRICTS 1, 5; \$100 FROM DISTRICT 6; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO AMERICANA COMMUNITY CENTER, INC., FOR OPERATING EXPENSES SUCH AS SALARIES AND UTILITIES (As Amended).**

**Sponsors:** Dan Johnson (D-21), Jessica Green (D-1), Barbara Shanklin (D-2), Mary C. Woolridge (D-3), Cheri Bryant Hamilton (D-5), David James (D-6), Tom Owen (D-8), Bill Hollander (D-9), Rick Blackwell (D-12), Vicki Aubrey Welch (D-13), Cindi Fowler (D-14), Marianne Butler (D-15), Madonna Flood (D-24), David Yates (D-25) and Brent Ackerson (D-26)

**Attachments:** [O-025-16 ACC](#)

**A motion was made by Council Member Johnson, seconded by Council Member James, that this Ordinance be approved. The motion carried by the following vote and the amended Ordinance passed:**

**Yes:** 24 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

Enactment No: Ordinance 030-2016

38. [O-028-16](#)

**AN ORDINANCE APPROPRIATING \$14,500 \$15,500 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUND AS FOLLOWS: \$3000 EACH FROM DISTRICTS 14, 24, AND 25; \$1000 EACH FROM DISTRICTS 12, 2 AND 15; \$500 EACH FROM DISTRICTS 1, 17, 20, 21, 22, AND 23; \$250 EACH FROM DISTRICTS 5 AND 8, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO SHIRLEY'S WAY, INC. FOR EXPENSES ASSOCIATED WITH THE SHIRLEY'S WAY FINANCIAL ASSISTANCE PROGRAM (As Amended).**

**Sponsors:** Stuart Benson (R-20), Marianne Butler (D-15), Robin Engel (R-22), Madonna Flood (D-24), Cindi Fowler (D-14), Jessica Green (D-1), Cheri Bryant Hamilton (D-5), Dan Johnson (D-21), Tom Owen (D-8), James Peden (R-23), Barbara Shanklin (D-2), Glen Stuckel (R-17), David Yates (D-25) and Rick Blackwell (D-12)

**Attachments:** [O-028-16 SW](#)

**A motion was made by Council Member James, seconded by Council Member Woolridge, that this Ordinance be approved.**

Enactment No: Ordinance 031-2016

**A motion was made by Council Member Hamilton, seconded by Council Member James, that this Ordinance be amended as follows.**

**ADD:  
\$250 from District 3  
\$500 each from Districts 7 and 13**

**For a new total allocation of \$16,750**

**The motion to amend carried by a voice vote.**

Enactment No: Ordinance 031-2016

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

**Yes:** 24 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

Enactment No: Ordinance 031-2016

39. [O-033-16](#)

**AN ORDINANCE CHANGING THE ZONING OF 117 PROPERTIES IN THE PORTLAND NEIGHBORHOOD, GENERALLY SITUATED NORTH OF W. MARKET STREET, WEST OF S. 10TH STREET, SOUTH OF THE OHIO RIVER, AND EAST OF THE INTERSECTION OF NORTHWESTERN PARKWAY AND BANK STREET, AND BEING IN LOUISVILLE METRO (CASE NO. 15AREA1002).**

**Sponsors:** Cheri Bryant Hamilton (D-5)

**Attachments:** [15AREA1002](#)

[15AREA1002 Applicant's Justification](#)

[15AREA1002 Other Minutes](#)

[15AREA1002 PH Minutes](#)

[15AREA1002 Staff Reports](#)

[O-033-16 Portland Areawide Rezoning Ordinance ROC dab draft1 020816](#)

**A motion was made by Council Member James, seconded by Council Member Butler, that this Ordinance be approved. The motion carried by the following vote and the Ordinance passed:**

**Yes:** 23 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

**Absent:** 1 - Fowler

Enactment No: Ordinance 032-2016

40. [O-034-16](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-2 COMMERCIAL AND APPROVING A PARKING WAIVER TO REDUCE THE MINIMUM REQUIRED AMOUNT OF PARKING ON PROPERTY LOCATED AT 4901 HURSTBOURNE PARKWAY AND CONTAINING A TOTAL OF 2.40 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1017).**

**Sponsors:**Madonna Flood (D-24)

**Attachments:** [15ZONE1017](#)

[15ZONE1017 Plan](#)

[15ZONE1017 PH Minutes](#)

[15ZONE1017 Other Minutes](#)

[15ZONE1017 Staff Report](#)

[15ZONE1017 Legal Description](#)

[15ZONE1017 Applicant's Booklet](#)

[15ZONE1017 Finding of Facts](#)

[15ZONE1017 Justification Statement](#)

[15ZONE1017 Public Materials](#)

[O-034-16 ORDINANCE \(15Zone1017\) R4 to C2 and Parking waiver of minimum reqd 4901Hurstbourne Parkway](#)

**A motion was made by Council Member James, seconded by Council Member Woolridge, that this Ordinance be approved. The motion carried by the following vote and the Ordinance passed:**

**Yes:** 24 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

Enactment No: Ordinance 033-2016



41. [O-035-16](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO PEC PLANNED EMPLOYMENT CENTER AND C-1 COMMERCIAL ON PROPERTY LOCATED AT 7300 S. HURSTBOURNE PARKWAY AND TAX BLOCK 636, LOT 155 CONTAINING A TOTAL OF (24)37.8(40) ACRES (24.40 ACRES CHANGED FROM R-4 TO PEC & 13.44 ACRES CHANGED FROM R-4 TO C-1), AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1021)(AS AMENDED).**

**Sponsors:**Madonna Flood (D-24)

**Attachments:** [15ZONE1021](#)

[15ZONE1021 Plan](#)

[15ZONE1021 PH Minutes](#)

[15ZONE1021 Other Minutes](#)

[15ZONE1021 Staff Reports](#)

[15ZONE1021 Legal Descriptions](#)

[15ZONE1021 Applicant Booklets](#)

[15ZONE1021 Applicant's Justification](#)

[15ZONE1021 Finding of Facts](#)

[O-035-16 ORDINANCE \(15Zone1021\) R4 to PEC and C1 7300 S. Hurstbourne Parkway](#)

**A motion was made by Council Member Woolridge, seconded by Council Member James, that this Ordinance be approved. The motion carried by the following vote and the Ordinance passed:**

**Yes:** 24 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

Enactment No: Ordinance 034-2016

42. [O-036-16](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-6 RESIDENTIAL MULTI FAMILY TO EZ-1 ENTERPRISE ZONE AND OR-3 OFFICE RESIDENTIAL ON PROPERTY LOCATED AT 522 N. 34TH STREET, TAX BLOCK 11G, LOTS 53/54; TAX BLOCK 10D, LOT 29; AND TAX BLOCK 11J, LOT 136 CONTAINING A TOTAL OF 2.69 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1031).**

**Sponsors:**Madonna Flood (D-24)

**Attachments:** [15ZONE1031](#)

[15ZONE1031 Plan](#)

[15ZONE1031 PH Minutes](#)

[15ZONE1031 Other Minutes](#)

[15ZONE1031 Staff Reports](#)

[15ZONE1031 Legal Descriptions](#)

[15ZONE1031 Applicant's Justification](#)

[O-036-16 ORDINANCE \(15Zone1031\) R6 to EZ1 and OR3 522 N. 34th Street](#)

**A motion was made by Council Member James, seconded by Council Member Woolridge, that this Ordinance be approved. The motion carried by the following vote and the Ordinance passed:**

**Yes:** 24 - Green, Shanklin, Woolridge, Tandy, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

Enactment No: Ordinance 035-2016

43. [O-037-16](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-5B RESIDENTIAL TWO FAMILY TO CR COMMERCIAL RESIDENTIAL ON PROPERTY LOCATED AT 1741 FRANKFORT AVENUE CONTAINING A TOTAL OF 0.270 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1049).**

**Sponsors:**Madonna Flood (D-24)

**Attachments:** [15ZONE1049](#)

[15ZONE1049 Plan](#)

[15ZONE1049 PH Minutes](#)

[15ZONE1049 Other Minutes](#)

[15ZONE1049 Staff Reports](#)

[15ZONE1049 Legal Description](#)

[15ZONE1049 Finding of Facts](#)

[15ZONE1049 Applicant's Booklet](#)

[15ZONE1049 2nd Applicant's Booklet](#)

[15ZONE1049 Applicant's Justification](#)

[15ZONE1049 Public Materials](#)

[O-037-16 ORDINANCE \(15Zone1049\) R5B to CR 1741 Frankfort Avenue](#)

**A motion was made by Council Member Johnson, seconded by Council Member Woolridge, that this Ordinance be approved. The motion carried by the following vote and the Ordinance was passed:**

**Yes:** 23 - Green, Shanklin, Woolridge, Tandy, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Stuckel, Parker, Benson, Johnson, Engel, Peden, Flood, Yates and Ackerson

**Excused:** 2 - Downard and Denton

**Absent:** 1 - Hamilton

Enactment No: Ordinance 036-2016

44. [O-045-16](#)

**AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE ISSUANCE OF PERMITS FOR ANAEROBIC DIGESTION FACILITIES FOR BIODEGRADABLE MATERIALS, ALSO KNOWN AS BIODIGESTERS, THROUGHOUT METRO LOUISVILLE PENDING THE STUDY, REVIEW AND RECOMMENDATION BY THE PLANNING COMMISSION OF LAND USE REGULATIONS TO ADDRESS SUCH FACILITIES (AMENDED BY SUBSTITUTION).**

**Sponsors:** David James (D-6), Barbara Shanklin (D-2), Mary C. Woolridge (D-3), Cindi Fowler (D-14), Jessica Green (D-1), David Yates (D-25), Vicki Aubrey Welch (D-13) and Dan Johnson (D-21)

**Attachments:** [O-045-16 PROPOSED AMEND BY SUBST AO 021616](#)

[Anaerobic Digester Ordinance](#)

[O-045-16 Amended Ordinance - issuing temporary moratorium on biodigester - 2-17-16 - AbS](#)

[O-045-16 Amended Ordinance - issuing temporary moratorium on biodigester - 2-25-16 - floor amendment](#)

**A motion was made by Council Member Woolridge, seconded by Council Member James, that this Ordinance be approved.**

Enactment No: Ordinance 037-2016

**A motion was made by Council Member Blackwell, seconded by Council Member James, that this Ordinance be amended as follows:**

**SECTION III (5 lines up from end of paragraph) - INSERT "schools, houses of worship and parks" following "especially residential,"**

**The motion to amend carried by a voice vote.**

**Council Members Aubrey Welch and Johnson requested to be added as sponsors. Without objection President Yates obliged their request.**

Enactment No: Ordinance 037-2016

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

**Yes:** 19 - Green, Shanklin, Woolridge, Tandy, James, Owen, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Benson, Johnson, Peden, Flood, Yates and Ackerson

**No:** 4 - Leet, Stuckel, Parker and Engel

**Excused:** 2 - Downard and Denton

**Absent:** 1 - Hamilton

Enactment No: Ordinance 037-2016

**New Business**

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

**Legislation assigned to APPROPRIATIONS, NDFS AND CIFS COMMITTEE****45. [O-047-16](#)**

**AN ORDINANCE APPROPRIATING \$23,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$15,500 FROM DISTRICT 18; \$7,500 FROM DISTRICT 11; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. TO PURCHASE PLAYGROUND EQUIPMENT FOR ALEX R. KENNEDY ELEMENTARY SCHOOL AND THE SURROUNDING COMMUNITY.**

**Sponsors:** Marilyn Parker (R-18) and Kevin Kramer (R-11)

**Attachments:** [O-047-16 JCPEF](#)

**46. [O-058-16](#)**

**AN ORDINANCE APPROPRIATING \$13,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$2,000 EACH FROM DISTRICTS 6, 14, 23, 17, 10, 5; \$1,000 FROM DISTRICT 9; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE KENTUCKY SHAKESPEARE FESTIVAL, INC. TO FUND COSTS ASSOCIATED WITH PERFORMANCES OF "SHAKESPEARE IN THE PARKS."**

**Sponsors:** David James (D-6), Cindi Fowler (D-14), James Peden (R-23), Glen Stuckel (R-17), Pat Mulvihill (D-10), Cheri Bryant Hamilton (D-5) and Bill Hollander (D-9)

**Attachments:** [O-058-16 KSF](#)

[O-058-16 NDF Application & Checklist](#)

**Legislation assigned to BUDGET COMMITTEE****47. [O-057-16](#)**

**AN ORDINANCE AMENDING ORDINANCE NO. 104, SERIES 2015 PERTAINING TO THE 2015-2016 CAPITAL BUDGET PERTAINING TO A COUNCIL DISTRICT 10 SIDEWALK PROJECT.**

**Sponsors:** Pat Mulvihill (D-10)

**Legislation assigned to COMMITTEE ON APPOINTMENTS**48. [AP030316MH](#)

**APPOINTMENT OF MARGARET HANDMAKER TO THE BOARD OF HEALTH. TERM EXPIRES JULY 31, 2018.**

***Attachments:*** [APT BOARD OF HEALTH 2.22.16](#)  
[Margaret Handmaker 2.22.16](#)

49. [AP030316SW](#)

**APPOINTMENT OF SCOTT WILLIAMSON TO THE CITIZENS COMMISSION ON POLICE ACCOUNTABILITY BOARD. TERM EXPIRES MARCH 27, 2018.**

***Attachments:*** [APT CITIZENS COMMISSION ON POLICE ACCOUNTABILITY BD. 2.22.16](#)  
[Scott Williamson 2.22.16](#)

50. [AP030316KJ](#)

**APPOINTMENT OF KEITH JACKSON TO THE FERN CREEK FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2019.**

***Attachments:*** [APT FERN CREEK FIRE PROTECTION DISTRICT BD. 2.22.16](#)  
[Keith Jackson 2.22.16](#)

51. [AP030316MFC](#)

**APPOINTMENT OF MARY FRANCES CLARK TO THE OLD LOUISVILLE ARCHITECTURAL REVIEW COMMITTEE (ARC). TERM EXPIRES THREE YEARS TERM.**

***Attachments:*** [APT OLD LOUISVILLE ARCHITECTURAL REVIEW COMMITTEE \(ARC\) 2.18.16](#)

**Legislation assigned to COMMITTEE ON SUSTAINABILITY AND PARKS****52. [R-029-16](#)**

**A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A KENTUCKY HERITAGE COUNCIL AND INDIANA DIVISION OF HISTORIC PRESERVATION AND ARCHAEOLOGY GRANT OF \$76,721 AWARDED UNDER THE LOUISVILLE-SOUTHERN INDIANA OHIO RIVER BRIDGES HISTORIC PRESERVATION AND ENHANCEMENT FUND TO BE USED BY THE LOUISVILLE METRO PARKS DEPARTMENT FOR THE BUTCHERTOWN STREETScape/STORY AVENUE PARK PROJECT. (Action Required By: July 2016)**

**Sponsors:** Bill Hollander (D-9)

**Attachments:** [\\$76K Parks KY Heritage Butchertown Story Ave Project](#)

**Legislation assigned to PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT COMMITTEE****53. [O-062-16](#)**

**AN ORDINANCE CHANGING THE ZONING FROM R-6 MULTI-FAMILY RESIDENTIAL TO C-1 COMMERCIAL AND APPROVING A PARKING WAIVER ON PROPERTY LOCATED AT 1201 PAYNE STREET CONTAINING 0.106 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1026)**

**Sponsors:** Madonna Flood (D-24)

**Attachments:** [15ZONE1026 Plan](#)

[15ZONE1026 Applicant's Finding of Facts](#)

[15ZONE1026 Applicant's Justification](#)

[15ZONE1026 Legal Description](#)

[15ZONE1026 Other Minutes](#)

[15ZONE1026 Public Hearing Minutes](#)

[15ZONE1026 Public Materials](#)

[15ZONE1026 Staff Reports](#)

[15ZONE1026 Applicant Studies](#)

[15ZONE1026](#)

54. [O-063-16](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-6 MULTI-FAMILY RESIDENTIAL TO PEC PLANNED EMPLOYMENT CENTER AT 2609 SHINING WATER DRIVE CONTAINING 4.76 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1034)**

**Sponsors:**Madonna Flood (D-24)

**Attachments:** [15ZONE1034 Plan](#)

[15ZONE1034 Public Hearing Minutes](#)

[15ZONE1034 Other Minutes](#)

[15ZONE1034 Staff Reports](#)

[15ZONE1034 Legal Description](#)

[15ZONE1034 Justification Statement](#)

[15ZONE1034](#)

**Adjournment**

Without objection President Yates adjourned the meeting at 4:41 PM.



**Approval Signatures**

The above Action Summary has been approved by the Metro Council.

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**H. Stephen Ott**

**Clerk of the Louisville Metro Council**

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**David Yates**

**President of the Council**

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**Date**