



# Louisville Metro Government

## Action Summary - Tentative Committee on Committees

*Council President Markus Winkler (D-17)*  
*Vice Chair Paula McCraney (D-7)*  
*Committee Member Anthony Piagentini (R-19)*  
*Committee Member Cindi Fowler (D-14)*  
*Committee Member Kevin Kramer (R-11)*

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Tuesday, January 31, 2023

4:00 PM

Council Chambers/Virtual

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**THIS IS CONSIDERED A SPECIAL MEETING  
THIS MEETING IS BEING HELD VIA VIDEO TELECONFERENCE**

### Call to Order

Council President Winkler called the meeting to order at 4:04 p.m.

### Roll Call

Council President Winkler introduced the committee and non-committee members present. A quorum was established.

**\*NOTE: All committee and non-committee members present attended in Chambers, except for Committee Member Fowler and Council Member Ackerson, who attended virtually.**

**Present:** 5 - Committee Member Kevin Kramer (R-11), Vice Chair Paula McCraney (D-7), Committee Member Cindi Fowler (D-14), Chair Markus Winkler (D-17), and Committee Member Anthony Piagentini (R-19)

### Non-Committee Member(s)

Council Member Andrew Owen (D-9), Council Member Dan Seum, Jr. (R-13), Council Member Jeff Hudson (R-23), Council Member Khalil Batshon (R-25), and Council Member Brent Ackerson (D-26)

### Support Staff

Hollie Hopkins, Jefferson County Attorney's Office

### Clerk(s)

Sonya Harward, Clerk

## New Business

Council President Winkler asked the Clerk to read the following committee assignments into the record:

### Legislation assigned to METRO COUNCIL (SPECIAL LEGISLATION)

1. [R-003-23](#)

**A RESOLUTION APPROVING THE COMMITTEE MEETING SCHEDULE OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (“COUNCIL”) FOR THE CALENDAR YEAR 2023.**

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [R-003-23 V.1 020223 2023 Metro Council Calendar.pdf](#)  
[Proposed 2023 Metro Council Calendar.pdf](#)

2. [R-006-23](#)

**A RESOLUTION APPOINTING COUNCIL MEMBER TAMMY HAWKINS AS METRO COUNCIL’S REPRESENTATIVE TO THE WEST END OPPORTUNITY PARTNERSHIP BOARD.**

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [R-006-23 V.1 020223 Appointment of Council Member Tammy Hawkins to WEOP Board.pdf](#)

3. [R-007-23](#)

**A RESOLUTION APPROVING THE APPROPRIATION TO FUND AN ANNUAL CONTRACT WITH HR ALLIANCE FOR WORKPLACE INVESTIGATION SERVICES NOT TO EXCEED \$20,000.00.**

**Sponsors:**Primary Markus Winkler (D-17), Primary Paula McCraney (D-7) and Primary Anthony Piagentini (R-19)

**Attachments:** [R-007-23 V.1 020223 Contract for Council's Workplace Investigation Services.pdf](#)  
[Workplace Investigation Agreement 2023.pdf](#)

4. [OR-001-23](#)

**AN ORDER TO APPROVE A \$10,000 PERFORMANCE BOND FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CLERK.**

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [OR-001-23 V.1 020223 Metro Council Clerk Bond.pdf](#)  
[Sonya Harward - Metro Council Clerk Bond.pdf](#)

5. [OR-002-23](#)

**AN ORDER TO APPROVE A \$10,000 FAITHFUL PERFORMANCE BOND FOR JO-ANN FARMER IN HER CAPACITY AS CORONER FOR JEFFERSON COUNTY, KENTUCKY.**

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [OR-002-23 V.1 020223 Coroner's Bond.pdf](#)

6. [OR-003-23](#)

**AN ORDER TO APPROVE A \$2,000 FAITHFUL PERFORMANCE BOND FOR EACH DEPUTY CORONER (AS LISTED) IN THEIR CAPACITY AS JEFFERSON COUNTY DEPUTY CORONER.**

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [OR-003-23 V.1 020223 Deputy Coroners' Bonds.pdf](#)

7. [OR-004-23](#)

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

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [OR-004-23 V.1 020223 Jeff. Co. Clerk's Bond.pdf](#)

[Bobbie Holsclaw - Jefferson County Clerk Bond.pdf](#)

8. [OR-005-23](#)

**AN ORDER TO APPROVE THREE FAITHFUL PERFORMANCE BONDS AND THE AMOUNTS THEREOF FOR COLONEL JOHN E. AUBREY IN HIS CAPACITY AS SHERIFF OF JEFFERSON COUNTY, KENTUCKY.**

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [OR-005-23 V.1 020223 Sheriff's Bond.pdf](#)

[Sheriff John E. Aubrey's Bonds.pdf](#)

9. [OR-006-23](#)

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

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [OR-006-23 V.1 020223 County Judge Executive Bond.pdf](#)

[Queenie Averette - County Judge Executive Bond.pdf](#)

10. [OR-007-23](#)

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

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [OR-007-23 V.1 020223 Constable's Bond – John D. Zehnder.pdf](#)

11. [OR-008-23](#)

**AN ORDER TO APPROVE A \$10,000 FAITHFUL PERFORMANCE BOND FOR SHANNON T. LEACH IN HIS CAPACITY AS CONSTABLE OF JEFFERSON COUNTY, KENTUCKY.**

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [OR-008-23 V.1 020223 Constable's Bond – Shannon T. Leach.pdf](#)

12. [OR-009-23](#)

**AN ORDER TO APPROVE A \$10,000 FAITHFUL PERFORMANCE BOND FOR MONICA A. FLOWERS IN HER CAPACITY AS CONSTABLE OF JEFFERSON COUNTY, KENTUCKY.**

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [OR-009-23 V.1 020223 Constable's Bond – Monica A. Flowers.pdf](#)

**Legislation assigned to BUDGET AND APPROPRIATIONS COMMITTEE**13. [O-004-23](#)

**AN ORDINANCE APPROPRIATING \$11,242.80 FROM DISTRICT 16 NEIGHBORHOOD DEVELOPMENT FUNDS, TO PUBLIC WORKS, FOR STREETLIGHTS IN THE JAMES T. TAYLOR/JACOB SCHOOL NEIGHBORHOOD, INCLUDING A FIVE-YEAR LEASE AGREEMENT WITH LOUISVILLE GAS AND ELECTRIC COMPANY.**

**Sponsors:**Primary Scott Reed (R-16)

**Attachments:** [O-004-23 V.1 020223 D-16 NDF for Street Lights Near James Taylor-Jacob School Neighborhood.pdf](#)  
[O-004-23 Supporting Documentation PW.pdf](#)

14. [O-005-23](#)

**AN ORDINANCE AMENDING ORDINANCE NO. 083, SERIES 2022 AND ORDINANCE NO. 084, SERIES 2022 RELATING TO THE FISCAL YEAR 2022-2023 OPERATING AND CAPITAL BUDGETS, RESPECTIVELY, BY TRANSFERRING \$100,000.00 FROM THE DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 2 CAPITAL INFRASTRUCTURE FUND.**

**Sponsors:**Primary Barbara Shanklin (D-2)

**Attachments:** [O-005-23 V.1 020223 D-2 Transfer from NDF to CIF.pdf](#)

15. [O-006-23](#)

**AN ORDINANCE APPROPRIATING \$7,168 FROM DISTRICT 18 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO WINDEMERE PLACE HOMEOWNERS ASSOCIATION FOR SIDEWALK REPAIR AND MAINTENANCE.**

**Sponsors:**Primary Marilyn Parker (R-18)

**Attachments:** [O-006-23 V.1 020223 D-18 NDF for Windemere Place Homeowners Assoc.pdf](#)  
[O-006-23 Supporting Documentation WPHA.pdf](#)

16. [O-008-23](#)

**AN ORDINANCE AMENDING ORDINANCE NO. 083, SERIES 2022 AND ORDINANCE NO. 084, SERIES 2022 RELATING TO THE FISCAL YEAR 2022-2023 OPERATING AND CAPITAL BUDGETS, RESPECTIVELY, BY TRANSFERRING \$75,000.00 FROM THE DISTRICT 17 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 17 CAPITAL INFRASTRUCTURE FUND.**

**Sponsors:**Primary Markus Winkler (D-17)

**Attachments:** [O-008-23 V.1 020223 D-17 Transfer from NDF to CIF.pdf](#)

17. [O-018-23](#)

**AN ORDINANCE OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING AND PROVIDING FOR THE EXECUTION AND DELIVERY ON BEHALF OF METRO GOVERNMENT OF THE FIRST AMENDMENT TO LOAN AGREEMENT BY AND AMONG METRO GOVERNMENT, ROMAN CATHOLIC BISHOP OF LOUISVILLE, D/B/A St. Mary academy, and fifth third bank, NATIONAL ASSOCIATION providing for the changes as set forth therein and related to the LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INDUSTRIAL BUILDING REFUNDING REVENUE BONDS, SERIES 2013 (ST. MARY ACADEMY PROJECT); AND TAKING OTHER RELATED ACTION.**

**Sponsors:**Primary Rick Blackwell (D-12)

**Attachments:** [O-018-23 V.1 020223 Amends Revenue Bonds for St. Mary Academy Project.pdf](#)  
[O-018-23 ATTACH Exhibit A - First Amendment to Loan Agreement.pdf](#)

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**Legislation assigned to EQUITY, COMMUNITY AFFAIRS, HOUSING, HEALTH AND EDUCATION COMMITTEE**18. [R-008-23](#)

**A RESOLUTION IN SUPPORT OF KENTUCKY GENERAL ASSEMBLY HOUSE BILL 66 TO CREATE REQUIREMENTS TO PREVENT UTILITY DISCONNECTION IN VULNERABLE HOUSEHOLDS.**

**Sponsors:** Primary Jecorey Arthur (D-4)

**Attachments:** [R-008-23 V.1 020223 Support of HB 66 RE Utility Disconnection in Vulnerable Households.pdf](#)

**Legislation assigned to GOVERNMENT OVERSIGHT/AUDIT AND APPOINTMENTS COMMITTEE**19. [ID 23-0131](#)

**Jeffersontown Fire Protection District Board - Brian Schmitt and Mark Ratterman (New Appointment(s)).**

**Attachments:** [APT Jeffersontown Fire Protection District Board 1-30-23.pdf](#)

**Legislation assigned to LABOR AND ECONOMIC DEVELOPMENT COMMITTEE**20. [R-001-23](#)

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

**Sponsors:** Primary Paula McCraney (D-7)

**Attachments:** [R-001-23 V.1 020223 Incentives for Consumer Cellular Incorp.pdf](#)  
[Consumer Cellular, Incorporated-Louisville support letter.pdf](#)  
[Consumer Cellular, Incorporated-Preliminary Approval December 9, 2021.pdf](#)

21. [R-002-23](#)

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

**Sponsors:** Primary Paula McCraney (D-7)

**Attachments:** [R-002-23 V.1 020223 Incentives for LDF Multifamily LLC.pdf](#)  
[LDG Multifamily, LLC-KBI Board Report.pdf](#)  
[LDG Multifamily, LLC-Louisville Support Letter.pdf](#)

**Legislation assigned to PLANNING AND ZONING COMMITTEE****22. [O-001-23](#)**

**AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 205 AND 207 MERIDIAN AVENUE CONTAINING APPROXIMATELY 0.46 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22ZONE0065).**

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

**Attachments:** [O-001-23 V.1 020223 Zoning at 205 and 207 Meridian Ave.pdf](#)

[PC Minutes.pdf](#)

[22-ZONE-0065 PC Staff Report 121522.pdf](#)

[LDT Minutes.pdf](#)

[LDT Staff Report.pdf](#)

[Legal Description.pdf](#)

[22-ZONE-0065 applicant justification.pdf](#)

[22-ZONE-0065 interested party comments.pdf](#)

[CKM Fultz Meridian 12 15 22 PC #22-ZONE-0065.pdf](#)

[CKM Fultz Meridian 12 15 22 PC EXHIBIT BOOK](#)

[#22-ZONE-0065.pdf](#)

[22-ZONE-0065 Plan 102622.pdf](#)

**23. [O-002-23](#)**

**AN ORDINANCE RELATING TO THE CLOSURE OF A PORTION OF AN UNNAMED UNIMPROVED ALLEY NEAR 205 AND 207 MERIDIAN AVENUE CONTAINING APPROXIMATELY 1,781.54 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 22STRCLOSURE0022).**

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

**Attachments:** [O-002-23 22 V.1 020223 STRC0022 Closure Portion of Unnamed Unimproved Alley Near 205 & 207 Meridian Ave.pdf](#)

[PC Minutes.pdf](#)

[22-ZONE-0065 PC Staff Report 121522.pdf](#)

[Other Minutes.pdf](#)

[LDT Staff Report.pdf](#)

[Legal Description.pdf](#)

[22-STRCLOSURE-0022 applicant justification.pdf](#)

[22-STRCLOSURE-0022 Plat.pdf](#)

24. [O-009-23](#)

**AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 1325 TEXAS AVENUE CONTAINING APPROXIMATELY 0.1387 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22ZONE0132).**

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

**Attachments:** [O-009-23 V.1 020223 Zoning at 1325 Texas Ave.pdf](#)

[22-ZONE-0132\\_PC Min\\_01.05.23.pdf](#)

[22-ZONE-0132\\_LDT Min\\_12.08.22.pdf](#)

[22-ZONE-0132\\_staff rpts.pdf](#)

[22-ZONE-0132\\_Appl Justification Stmt.pdf](#)

[22-ZONE-0132\\_Plan\\_01.05.23.pdf](#)

[22-ZONE-0132\\_Applicant Presentation Materials.pdf](#)

25. [O-010-23](#)

**AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 1008 E WASHINGTON STREET CONTAINING APPROXIMATELY 0.12 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22ZONE0150).**

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

**Attachments:** [O-010-23 V.1 020223 Zoning at 1008 E. Washington.pdf](#)

[22-ZONE-0150\\_PC Min\\_01.05.23.pdf](#)

[22-ZONE-0150\\_LDT Min\\_01.05.23.pdf](#)

[22-ZONE-0150\\_staff rpts.pdf](#)

[22-ZONE-0150\\_legal desc.pdf](#)

[22-ZONE-0150\\_Appl Exhibit\\_01.05.23.pdf](#)

[22-ZONE-0150\\_Appl Justification Stmt.pdf](#)

[22-ZONE-0150\\_Plan\\_01.05.23.pdf](#)

26. [O-011-23](#)

**AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 7411 ST. ANDREWS CHURCH ROAD CONTAINING APPROXIMATELY 0.92 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21ZONE0105).**

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

**Attachments:** [O-011-23 V.1 020223 Zoning at 7411 St. Andrews Church Rd.pdf](#)  
[21-ZONE-0105\\_PC Min\\_01.05.23.pdf](#)  
[21-ZONE-0105\\_LDT Min.pdf](#)  
[21-ZONE-0105\\_legal desc.pdf](#)  
[21-ZONE-0105\\_staff rpts.pdf](#)  
[21-Zone-0105 - LDT 2 - FBT Presentation.pdf](#)  
[21-ZONE-0105\\_Appl Justification Stmt.pdf](#)  
[21-ZONE-0105\\_interested party comments 120222.pdf](#)  
[21-ZONE-0105\\_MSD Sewer Study.pdf](#)  
[21-ZONE-0105\\_Plan\\_01.05.23.pdf](#)

27. [O-013-23](#)

**AN ORDINANCE RELATING TO THE REVISED DISTRICT DEVELOPMENT PLAN FOR PROPERTY LOCATED AT 11905 DIXIE HIGHWAY CONTAINING APPROXIMATELY 2.19 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22DDP0078).**

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

**Attachments:** [O-013-23 V.1 020223 Revised DDP for 11905 Dixie Hwy.pdf](#)  
[22-DDP-0078\\_PC Min\\_01.05.23.pdf](#)  
[22-DDP-0078\\_Other PC Min\\_12.15.22.pdf](#)  
[22-DDP-0078\\_legal desc.pdf](#)  
[22-DDP-0078\\_staff rpts.pdf](#)  
[22-DDP-0078\\_Ltr of Explanation.pdf](#)  
[22-DDP-0078\\_Plan\\_01.05.23.pdf](#)  
[11095-orell storage- PRESENTATION - 20221214.pdf](#)

## Pending Legislation

### 28. [R-200-22](#)

**A RESOLUTION AMENDING RULE 5A.02 OF THE RULES OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT REGARDING THE NOTICE REQUIRED TO INITIATE A VIDEO TELECONFERENCE MEETING.**

**Sponsors:** Primary Anthony Piagentini (R-19)

**Attachments:** [R-200-22 V.1 010323 Amend Council Rule 5A.02 RE Notice to Initiate Video Teleconference Meeting.pdf](#)

**A motion as made by Committee Member Piagentini, seconded by Vice Chair McCraney, that this Resolution be recommended for approval.**

**The following spoke to this item:**

- Committee Member Piagentini
- Council Member Ackerson
- Sonya Harward, Clerk
- Committee Member Kramer
- Vice Chair McCraney

**The following was discussed:**

- Rule change still provides flexibility for Members to request meetings to be virtual when needed
- Eliminates blanket requests for all meetings of a body to be virtual for an extended period of time--cannot request that a meeting be virtual any earlier than the completion of prior meeting of the same body
- Wanting flexibility to join a meeting at any time virtually due to a Member's schedule fluctuating unexpectedly
- Indirect cost and labor required by Clerk's Office
- Intention of original rule was to allow flexibility of Members to attend virtually, but not to make every meeting virtual all the time
- Rule originally created in response to COVID pandemic
- Members can still request that a meeting be made virtual up until noon the day prior to the meeting
- Question regarding the extra time required for virtual meetings--virtual meetings require two Clerks to run the meeting and in-person meetings require one Clerk
- The Clerks are able to complete their work even when assisting in additional virtual meetings
- Effectiveness as a Council is diminished by existing in a virtual world
- Intention of virtual meetings was not for the convenience to allow Members to attend when traveling
- Interacting with colleagues socially in-person during meetings and in-between meetings allows Members to get to know each other and that helps when difficult conversations are had during meetings
- The Council is different from [the legislative bodies in] Frankfort and Washington D.C. because Members all live in Louisville and they get to know each other and interact with each other
- Intention of amending rule further to eliminate virtual meetings entirely unless there is a pandemic or other major health threat
- Pandemic created the change to allow for a virtual workplace

- Camaraderie amongst Members not the same but the Council has continued to conduct business successfully during pandemic and via virtual meetings
- Unlikely that there will not allow be someone that needs to attend meetings virtually
- Proposed rule change being another layer to make Members accountable
- Preference for a Member to attend a meeting virtually than not attend

The motion carried by a voice vote and the Resolution was sent to Old Business.

## **Adjournment**

Without objection, Council President Winkler adjourned the meeting at 4:26 p.m.

Note: Items sent to the Consent Calendar or Old Business will be heard before the full Council at the Metro Council meeting on February 2, 2023.