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LOUISVILLE METRO COUNCIL
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PRESIDENT TANDY: The Regular Louisville Metro Council Meeting of February 26, 2015, 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.

Mr. Clerk, please call the roll.

MR. CLERK: Councilwoman Green.

COUNCILWOMAN GREEN: Here.

MR. CLERK: Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: Present.

MR. CLERK: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Present.

MR. CLERK: President Tandy.

PRESIDENT TANDY: Here.

MR. CLERK: Councilwoman Hamilton.

Councilman James.

COUNCILMAN JAMES: Here.

MR. CLERK: Councilwoman Leet.

COUNCILWOMAN LEET: Here.

MR. CLERK: Councilman Owen.

COUNCILMAN OWEN: Here.

MR. CLERK: Council Member Hollander.

COUNCILMAN HOLLANDER: Here.

MR. CLERK: Councilman Magre.

COUNCILMAN MAGRE: Here.

MR. CLERK: Councilman Kramer.

COUNCILMAN KRAMER: Here.

MR. CLERK: Councilman Blackwell.

Councilwoman Aubrey Welch.

COUNCILWOMAN AUBREY WELCH: Here.

MR. CLERK: Councilwoman Fowler.

COUNCILWOMAN FOWLER: Here.

MR. CLERK: Councilwoman Butler.

COUNCILWOMAN BUTLER: Here.

MR. CLERK: Councilman Downard.

Councilman Stuckel.

COUNCILMAN STUCKEL: Here.

MR. CLERK: Councilwoman Parker.

COUNCILWOMAN PARKER: Here.

MR. CLERK: Councilwoman Denton.

Councilman Benson.

COUNCILMAN BENSON: Present.

MR. CLERK: Councilman Johnson.

COUNCILMAN JOHNSON: Here.

MR. CLERK: Councilman Engel.

Councilman Peden.

COUNCILMAN PEDEN: Here.

MR. CLERK: Councilwoman Flood.

COUNCILWOMAN FLOOD: Here.

MR. CLERK: Councilman Yates.

COUNCILMAN YATES: Present.

MR. CLERK: Councilman Ackerson.

Councilwoman Hamilton.

Councilman Blackwell.

Councilman Engel.

Councilman Ackerson.

Mr. President, you have 18 in attendance and a quorum.

PRESIDENT TANDY: All right. Thank you, Mr. Clerk. Please allow the record to reflect that Council Members Downard and Denton have excused absences, and that I do believe the other members are present and should be en route to chambers.

MR. CLERK: So noted.

PRESIDENT TANDY: We will have the record reflect that Councilman Blackwell is present.

MR. CLERK: Noted.

PRESIDENT TANDY: All right.

Mr. Clerk, do we have any addresses to council?

MR. CLERK: We do, sir.

Kevin Tyler, please come before.

PRESIDENT TANDY: All right. Mr. Tyler, this is not directed towards you specifically, but let me remind all speakers to the Metro Council that those addressing the Council, please refrain from profanity or making derogatory statements towards council members.

Mr. Tyler, you may proceed.

KEVIN TYLER: Thank you, Mr. President. First and foremost, I would like to thank the council for the service you provide to our community.

I am a fire service professional who has served the community for over 30 years of combined service with the Louisville Fire Department Fern Creek Fire Protection District where I am currently serving as a chief. Throughout my career I attest to the fire fighting capabilities of the Louisville Fire Department and the 17 fire protection districts in the Jefferson County service.

There is no fire department willing to exchange a firefighter's life for what is already lost. Anyone who understands the strategies and tactics of the modern fire service would never comment about what they might have witnessed or heard about fire operations, let alone accuse firefighters of letting someone stand and let their home burn to the ground. There are a great many reasons why firefighters might observe and not actively involve extinguishing the fire, including the risks to health and safety. Most structures can be restored or restructured after a fire, the life of a firefighter cannot. It is a great personal responsibility to send firefighters into harm's way knowing that you are exposing them to the possibility of injury or even death. The lives of firefighters are nonnegotiable, and they never will be.

As a member of the community fire service we do not pretend to know enough about the council to negatively criticize them especially in a public forum. We respect your service to our communities, as fire service professionals we expect the same courtesy from members of council. We invite each of you to learn more about our duties in the realities of a fire. Please feel free to contact any leaders of suburban fire service and we would be glad to cities you in this endeavor. As for the issue of merged services, we are fire service professionals and committed to providing the best service to the taxpayers in the most effective and

efficient manner possible. Fire service delivery takes many forms and various types of systems cross the country, what system works best should be determined by the fire service providers in those areas who are the most knowledgeable about the service and abilities to provide them in the best possible manner. Additionally a great deal of time and effort regarding the issue could have been avoided had Councilman Johnson exercised the professional courtesy of reaching out to the Jefferson County Fire Service prior to announcing his resolution so publicly. As a united group we will monitor the resolution. We encourage the members of the public safety committee to contact us directly with requests for information so that information received is based on fact rather than opinion. I thank you for your time tonight, ladies and gentlemen.

MR. CLERK: Carolyn Jones.

CAROLYN JONES: Good evening, Council Members. I'm Carolyn Jones. I'm here to enter this into the record. I wish to update you on two critical matters that have already been brought to you. First, see attached flier photograph of a Caucasian stalker on the porch of Ms. Connie Marshall. The flier explains this January 9th, 2015, incident. Then see attached the February 11th, 2015, yet another e-mail death threat to Ms. Connie Marshall that includes Mr. Cobble. See where the threat makes specific reference to the stalker as an agent. They came to harass Ms. Marshall.

Second, because Judge Charles Cunningham junior refuses to process my dental accident claim, I have had to file my claim with the Kentucky Court of Appeals. I remind you again that I still have not been treated for my physical injuries. As my request to you to remove Judge Cunningham is still pending before Sheriff Aubrey. Every day I live with this pain due to the silent government policy that says we do not honor the rights of regular people. Yet, I pay taxes just like everybody else. My question here with these issues are, why is this community, Mayor Fischer and the Metro Council accepting these open crimes? How can we prevent the shame of the next Trayvon Martin, Michael Brown, or Eric Garner if we will not require the most accountability from our government officials? Are we going to wait until somebody dies here? This community and the Metro Council can immediately eliminate the harassment and demand

an investigation from Mayor Fischer, police chief Conrad, Sheriff Aubrey and the FBI. I agree with Daniel Cobble. I believe that this blatant denial of our human rights and rule of law only give more encouragement to the homegrown terrorists who want to harm our great nation. Are you understanding what's going on in our city? Please let me hear from you. Thank you.

MR. CLERK: Tom Rector.

TOM RECTOR: In 1972 the National Commission on Drug Abuse released a report called marijuana a signal of misunderstanding. In that report the government made three things clear: Cannabis is not a gateway drug, it should be completely decriminalized, and it had numerous medical uses. They recommended research in four areas: Glaucoma, migraines, alcoholism, and cancer research.

In 1974 researchers at the University of Virginia discovered that THC shrinks tumors. Our government ignored this information. Two years ago Dr. Sanjay Gupta, who recently opposed medical cannabis, changed his mind. He said we have been systematically misled in the United States for the past 70 years. What that means is you were misled too. The government misled us in several way, first of all they said that medical cannabis had no medical use. And they said the way to reduce the use of harder drugs is reduce the use of marijuana. This is what the federal government told us.

The reality that exists is this. We have a heroin overdose epidemic in this country, especially in Kentucky and in the city of Louisville. The government misled us into believing that if we reduce the use of marijuana we would reduce the use of more dangerous drugs, and just the opposite is the truth. The solution is increase the use of marijuana, allow medical marijuana, and you will reduce the use of more dangerous drugs. A study came out in the spring of last year that said that states that adopted medical cannabis laws saw a 25 percent reduction in opiate overdose mortality rates. The states and cities that continue to prohibit marijuana are increasing their opiate overdose rates.

If you consider the eradication rate in Hawaii, Kentucky has an eradication program also but Hawaii is surrounded by water. Replacement of the cannabis was impossible. The results was a large increase in

methamphetamine and use of other more dangerous drugs. I can't be more emphatic of what I'm about to say. The single biggest cause is drug testing. The lengthy detection time of cannabis on a drug screen creates a bias for drugs that are shorter on detection times or drugs that aren't on the test. All the drugs are more dangerous and all the drugs have the possibility of overdose, cannabis has no possibility of overdose, if you want to reduce overdose deaths by 70 to 80 percent, my plan will do that. Relegalize cannabis, end the eradication program, stop the counterproductive and unconstitutional practice of drug testing, introduce real drug education in our schools, talk about medical professionals and train the medical community to recommend cannabis instead of opiates whenever possible. Thank you.

MR. CLERK: Mr. President, that concludes the addresses to Council.

PRESIDENT TANDY: All right. Thank you, Mr. Clerk.

Next on the agenda are guests.

Councilwoman Woolridge, would you please introduce your guests.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President.

Good evening, everyone. Good evening, colleagues. I have some very, very special guests here this evening. And I'm happy to honor them. They are the Louisville Alpha Kappa Psi chapter. I would like for them to join me. Also the Kappa Alpha Psi Louisville league, the younger folk. We also have other partners for this pact that we did on December the twentieth. And that was First Choice Market on Wilson Avenue and I would like for the owners as well as the manager to join us because all of us were partners in this event. So come on down.

Let me tell you guys what happened. On Saturday December 20th I was asked to join the Louisville, Kentucky Alumni and Alpha Omicron undergraduate members of the University of Louisville, the chapter of Kappa Alpha Psi for a special task. This task was to deliver Christmas meals, baskets, to needy families throughout Louisville and from Indiana. We met at my First Choice Market located at 3036 Wilson Avenue. You all may remember when we put this First Choice Market there. So we have invited the owners and the managers and everybody here that was a part of this. I don't believe we have anybody here that was -- we had partners

from big brother, big sister, I don't believe they were able to make it tonight. And I don't believe we have any of the Kappa Alpha Psi silhouettes here as well.

But anyway I just want to honor you all for what you do in the community and just tell my colleagues and the listening audience just what this program is all about. This program benefits needy families in the area of southern Indiana and Kentucky during Thanksgiving and Christmas. These young people purchased food for these baskets from First Choice Market. Then on the Saturday before Christmas we have a list of needy families in the area and in the district. We go down in front of First Choice Market and we load everything up in cars and trucks and we proceed out to deliver these baskets to needy families. This fraternity, this is one of their missions, to make sure no one goes hungry, especially this time of the year. And we know at Christmas and Thanksgiving there is more need than ever before.

So as we end Black History Month and really just human history month I'm happy to recognize everyone here that partnered to make so many people happy for Thanksgiving and for Christmas. We do have certificates for everyone here. I'm going to ask at this time if we could get the president, Norm Lucas, to come up. And as a matter of fact there were about 34 of us that did this, we just don't have them all here tonight. I would like for the president to briefly come up and tell us a little bit more about his fraternity as well as what they do. This is not the only task they have taken on. And then I would like to give the managers and owners of First Choice Market an opportunity to say something too, because I'm really proud to have you all in District three. That was a long overdue supermarket, fresh fruit and vegetables, I could go on and on but they will probably cut me off if they do. So I will introduce you to Norm Lucas, President of Kappa Alpha fraternity.

NORM LUCAS: Thank you, Councilwoman Woolridge. As Councilwoman Woolridge stated, we actually around Christmas and Thanksgiving get together and deliver food baskets to needy families in the southern Indiana and Louisville Kentuckiana area. With that being said, it takes a lot of work, so that is why we reached out to our partners like First Choice, Big Brothers Big Sisters, Louisville Kappa league as well as the

Louisville silhouettes who are pretty much the wives of the Kappas here at Louisville alumni chapter of Kappa Alpha Psi. With everybody coming together, it is a big collaborative effort. We are able to knock this task out in no time. So again I want to thank everyone that was involved, all those who contributed as far as the baskets, the food, the all-out time. I thank you on behalf of the Louisville alumni chapter. I thank you, Councilwoman Woolridge. For you all that don't know, she has been with us the past three years in this endeavor, as has First Choice and Big Brothers and Big Sisters, and we brought on our Louisville Kappa league and Louisville silhouettes this year. The bigger we are, the bigger task we can take on, and we definitely want to keep growing and grow this endeavor into something much more than what it is now. So thank you all.

>> I don't know who wants to speak for first choice. We might get James. This is one of the owners. James Newman, you have the mic.

JAMES Newman: Thank you. It is very much an honor to be here tonight. My name is James Newman, one of the owners of value market and First Choice Market, but this really goes to my team. Josh May and Lamont Griffin and Mike S are the guys on the ground that make things happen. And we have been in First Choice almost three years now and it has been the most wonderful store to be in. We have a huge supporter in Councilwoman Woolridge. We had to prove her over and prove we were committed, and we couldn't have a bigger fan. We have six locations including First Choice, our neighborhoods are near and dear to us, and many of you on the location, I know from other locations, Councilman Peden from out Council Member Hollander and Councilman Owen in the highlands. We endear our community because that is what makes us and that is the fiber of our community. And anything we can do to help give back and work with our community is what we want to do and what we are all about. We couldn't have a better team at First Choice. I'm very proud of you. And this is for you. I just get to speak because they don't like to.

COUNCILWOMAN WOOLRIDGE: Thank you. I will take the time to take a photo-op. But we will present it to each of you. And I will depend on you, President Lucas, to make sure they get the certificates. And I will take a point of personal privilege, let you know, my grandson, Donald L. Woolridge junior, he was a part of this. He was a volunteer and

go-getter. Of course I didn't want him lifting the heavy boxes, I wasn't there so I wouldn't tell them don't lift the boxes. I thought they were heavy to lift. My little grandson is a go-getter and his dad is a kappa-alpha, but he couldn't make it tonight. So we thank you for all of you in this community and anytime you need any services from District 3 or Metro Council, give me a call. And if we can't make it happen we will find somebody that can. Thank you for all you do.

[Applause.]

PRESIDENT TANDY: Thank you, Councilwoman Woolridge, and to your guests. We appreciate the work that you do on a daily basis. Let the record reflect that I was real nice during all of that, Councilwoman Woolridge. That's an inside baseball for folks.

Councilwoman Flood, do you seek personal privilege?

COUNCILWOMAN FLOOD: Yes, I do, Mr. President Tandy. Thank you for this time. I would like to take this opportunity to recognize that tonight we are joined by various members of the 17 very professional and highly trained members of the suburban fire districts that not only serve and protect the neighborhoods, the people in them and the businesses in those districts but the highways and byways that intersect those districts. From the bottom of my heart thank you for your years of service and your continued support for this community. Thank you.

[Applause.]

PRESIDENT TANDY: Councilman Yates, do you seek recognition at this time?

COUNCILMAN YATES: Yes, I want to follow up on that. I chair public safety. Our next public safety meeting will be next Wednesday. We will have a first reading on the resolution. I know there are several of here to speak about it. At that point we will ask the sponsor to ask a few questions, this will be a slow process but I just wanted to invite each of you. I appreciate your service to the community and you are more than welcome to come to the committees, as you know, and we appreciate you being here tonight.

PRESIDENT TANDY: Anyone else seeking recognition at this time?

Seeing none, next item of business is approval of our council minutes for the Regular Meeting of February 12, 2015. Any corrections or deletions?

May I have a motion and second for approval?

>> Motion.

>> Second.

PRESIDENT TANDY: 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, all in 2015.

Special: Committee of the Whole, February 12.

Regular: Public Safety Committee, February 18.

Regular: Budget Committee, February 19.

Special: Planning/Zoning, Land Design and Development Committee, February 23.

Regular: Ad Hoc Committee on Land Development Code, February 23.

Regular: Committee on Committees, February 24.

Special: Appropriations, NDFs and CIFS Committee, February 24.

Are there any corrections or deletions?

>> Move approval.

>> Second.

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

Mr. Clerk, do we have any communications from Metro Planning and Design Services?

MR. CLERK: We do, sir.

PRESIDENT TANDY: Please read those into the record.

MR. CLERK: Dear President Tandy:

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

Mr. Christopher Quirk, 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.

Emily Lou, director, planning and design services.

Read in full.

PRESIDENT TANDY: Thank you, Mr. Clerk. These appointments will be forwarded to the Committee on Contracts and Appointments.

Mr. Clerk, do we have any communication from the mayor?

MR. CLERK: We do, sir.

PRESIDENT TANDY: Please read those into the record.

MR. CLERK: Dear President Tandy:

In accordance with the Criminal Justice Commission Board Ordinance, I am appointing the following to the Criminal Justice Commission Board.

Judge David Bowles, new appointment, term expires June 30, 2017.

Dr. Charles Baker, new appointment, term expires December 31, 2016.

Gretchen Hunt, new appointment, term expires December 31, 2015.

Your prompt action on these appointments is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Tandy:

In accordance with the Kentuckiana Works - Workforce Investment Board Ordinance, I am appointing the following to the Kentuckiana Works - Workforce Investment Board.

Keni Winchester Brown, new appointment, term expires March 13, 2018.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Dear President Tandy:

In accordance with the Library Advisory Commission Ordinance, I am appointing the following to the Library Advisory Commission.

Chris Hoganson, new appointment, term expires December 31, 2017.

Your prompt action on this appointment is most appreciated.

Sincerely, Greg Fischer, Mayor.

Read in full.

PRESIDENT TANDY: Those appointments needing Council approval will be forwarded to the Committee of Contracts and Appointments.

Our next item of business is the Consent Calendar. The Consent Calendar comprises Items 15-19.

Are there any additions or deletions?

Seeing none, Mr. Clerk, a second reading of these items.

MR. CLERK: AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2014, PERTAINING TO THE CAPITAL BUDGET FOR FISCAL YEAR 2014-15 BY RETITLING A BOND FUND PROJECT ADMINISTERED BY THE PARKS & RECREATION DEPARTMENT.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$24,903.75 FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD MITIGATION ASSISTANCE TO BE USED BY THE EMERGENCY MANAGEMENT AGENCY FOR THE LOUISVILLE METRO HAZARD MITIGATION 5 YEAR PLAN UPDATE.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$49,901.75 FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY PRE-DISASTER MITIGATION PROJECT TO BE USED BY THE EMERGENCY MANAGEMENT AGENCY FOR THE LOUISVILLE METRO HAZARD MITIGATION 5 YEAR PLAN UPDATE.

A RESOLUTION RECOGNIZING THE AUTHORITY OF THE JEFFERSON COUNTY SHERIFF TO MAKE APPLICATION FOR AND ENTER INTO AGREEMENTS WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS) FOR PROJECTS TO OBTAIN PROTECTIVE SAFETY VESTS, TASERS, MOBILE DATA COMPUTERS, AND RADIO AND SPECIAL TEAM EQUIPMENT, TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED NECESSARY BY KOHS TO FACILITATE AND ADMINISTER THESE PROJECTS AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THESE PROJECTS.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE KENTUCKY FIRE COMMISSION IN THE AMOUNT OF \$3,200 TO PURCHASE A THERMAL IMAGING CAMERA TO BE USED BY THE LOUISVILLE FIRE DEPARTMENT.

Read in full.

PRESIDENT TANDY: Thank you, Mr. Clerk.

Is there a motion to approve?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. The Consent Calendar is now before us.

Mr. Clerk, this requires a roll call vote, so please open the voting. The voting is closing. The voting is closed.

MR. CLERK: 23 yes votes and three not voting.

PRESIDENT TANDY: The Consent Calendar passes.

Next item of business is item 20. Mr. Clerk, a reading of item twenty.

MR. CLERK: AN ORDINANCE CLOSING A PORTION OF S 20TH STREET SOUTH OF ANDERSON STREET, A PORTION OF KENDALL COURT SOUTH OF ANDERSON STREET AND A PORTION OF AN UNNAMED ALLEY SOUTH OF ANDERSON STREET, ALL THREE CLOSINGS CONTAINING A TOTAL OF 8,163 SQUARE FEET, AND BEING IN LOUISVILLE METRO (CASE NO. 14STREETS1004).

Read in full.

PRESIDENT TANDY: Is there a motion to approve?

>> Motion.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. This ordinance is before us. Is there any discussion?

Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President.

This is a street closing, as you can see, but it was put on Old Business so we can allow the opportunity to allow Council Member Hollander to abstain.

COUNCILMAN HOLLANDER: I will be abstaining because a member represented by the law firm I work for. Thank you.

PRESIDENT TANDY: Thank you.

This calls for a roll call vote. Mr. Clerk, please open the voting. Without objection, the voting is closing. The voting is closed.

MR. CLERK: 22 yes votes, one abstention and three not voting. The one abstention is Council Member Hollander.

PRESIDENT TANDY: Item passes. Next item is business an item 21, Mr. Clerk, a reading of item 21.

MR. CLERK: AN ORDINANCE CLOSING A 12' WIDE ALLEY LOCATED EAST OF THE SOUTHEAST CORNER OF WEST OAK STREET AND DIXIE HIGHWAY, BEING THE

FIRST ALLEY EAST OF DIXIE HIGHWAY AND INTERSECTING THE SOUTH SIDE OF WEST OAK STREET CONTAINING 1,856 SQUARE FEET AND BEING IN LOUISVILLE METRO. (CASE NO. 14STREETS1008).

Read in full.

PRESIDENT TANDY: Item is before us. Any discussion?

Councilwoman Flood.

COUNCILMAN FLOOD: Thank you, President Tandy.

This is a closing of an alley and part of a street. Ask you may recognize the area. This is the old Phillip Morris area. And the only reason it is on Old Business is to give Council Member Hollander a chance to abstain.

PRESIDENT TANDY: Council Member Hollander.

COUNCILMAN HOLLANDER: I abstain for the same reasons.

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

Madame Clerk, please open the voting. The voting is closing. And the voting is closed.

MR. CLERK: 22 yes votes, one abstention, and three not voting. The one abstention is Councilman Bill Hollander.

PRESIDENT TANDY: This ordinance passes. Next item of business is 22.

Mr. Clerk, a reading of item 22.

MR. CLERK: AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2014 AND ORDINANCE NO. 102, SERIES 2014 RELATING TO THE FISCAL YEAR 2014-15 CAPITAL AND OPERATING BUDGET, RESPECTIVELY, BY TRANSFERRING \$(30,000) 40,000 FROM THE DISTRICT 4 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 4 NEIGHBORHOOD DEVELOPMENT FUND. (AS AMENDED).

Read in full.

PRESIDENT TANDY: Is there a motion?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. The committee-amended version is now before us. Is there any discussion?

Councilwoman Hamilton, this came out of your committee.

COUNCILWOMAN BRYANT HAMILTON: The amount was just adjusted from 30 to \$40,000.

PRESIDENT TANDY: All right.

COUNCILWOMAN BRYANT HAMILTON: I move that amendment.

PRESIDENT TANDY: All right. Any further discussion? All right, seeing none, this is an ordinance calling for a vote.

So, Madame Clerk, please open the voting. Voting is closing. And the voting is closed.

MR. CLERK: 23 yes votes and three not voting.

PRESIDENT TANDY: The ordinance as amended passes.

Next item of business is item 23.

Mr. Clerk, a reading of item 23.

MR. CLERK: A RESOLUTION RECOMMENDING THAT THE KENTUCKY GENERAL ASSEMBLY PASS LEGISLATION TO ADDRESS TREATMENT FOR HEROIN ADDICTION, EDUCATION, AND INCREASING PENALTIES FOR HEROIN TRAFFICKING (As Amended).

Read in full.

PRESIDENT TANDY: Is there a motion?

>> Motion to approve.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. The resolution is now before us. Is there any discussion?

Councilman Yates.

COUNCILMAN YATES: Thank you, Mr. President. Judge -- sorry. Put on my different hat. I have been in court all day.

Mr. President, this came to public safety. There was limited discussion on this because of the urgency to move. Obviously the session is coming to an end in the state legislature. There are two bills that have been currently been filed, one in the senate and one in the house. And this resolution is very general as to not pick really between one or the other, but otherwise push for the need to adopt a new approach to the heroin epidemic and show the sponsors of the bill and also show the commitment by Metro Louisville and our constituents to be able to move forward on legislation. So I do want to explain that just briefly. We went through several clauses on there and it doesn't call for a whole lot of specifics, and I think that is being hammered out in the state

legislature, but this resolution is non-binding but it is a call to action. And I would defer to one of the sponsors here.

PRESIDENT TANDY: Councilwoman Parker.

COUNCILWOMAN PARKER: Yes. Thank you. I sponsored this resolution. Being in health care I see the need for drug dependency, a call to action to really put forth measures for preventive measures for that, but also being out in the community at town halls and going door to door I also heard from constituents that they were concerned. They either had a family member that this has been affecting or we also hear from the police that the majority of our crimes that are being committed are due to heroin abusers looking for things to sell for cash.

So it is a multifaceted issue. It does call for increased penalties, and I think that's a good thing because heroin is not like other drugs in that it kills. We didn't want this -- this is a call to urgency for the general assembly because we didn't want it to get hung up like it did last year quibbling over issues. And so we have in Jefferson County, just to note, Jefferson County sees the most overdose deaths from heroin of any other county or city in the state.

And I would like to amend this slightly, if we can do that. I would like to make a motion to amend. I heard from Volunteers of America where it says in section one to increase funding for substance abuse and rehab programs in county jails and community mental health centers to also add the language and community-based providers because that would include volunteers of America and the healing place, which we both know do very good work in treating individuals with abuse.

>> Second that amendment.

PRESIDENT TANDY: Okay. So we have the amendment before us that has been properly moved and seconded. Is there any further discussion on the amendment.

Seeing none, all those in favor say aye. Opposed? We are back to the resolution.

Council Member Welch.

COUNCILWOMAN AUBREY WELCH: Thank you, Mr. President, and thank you, Councilwoman Parker, for spearheading this. I know that you were in discussions all along and I know it is a good resolution. And with our

suburban firefighters here I know that you all have to deal with the heroin issue probably on a daily basis as you come across car accidents due to heroin overdoses, going as first responders into the homes. I know that you do that a lot on overdoses and things like that. So I want to thank you for your service. I know that doesn't -- people don't think of a fire department in that way, but along with the police departments I know that you are also on the scene with those kinds of issues, and so I want to thank you for that and just I know that's an issue with dirty needles and AIDS and hepatitis, all kinds of diseases that you are exposed to. And just once again thank you for your service.

PRESIDENT TANDY: All right. Is there any further discussion with regard to this resolution?

If the sponsors would allow, I would like to be added as a cosponsor. Are there any others who would like to be added as cosponsors as well?

>> Without objection, I would suggest that it be done with acclimation that all of us be added as cosponsors, unless someone objects.

PRESIDENT TANDY: Any objection? Seeing none, Mr. Clerk, please make sure that all of us are added as cosponsors.

MR. CLERK: So noted.

PRESIDENT TANDY: This is a resolution that calls for a voice vote. All those in favor say aye. All opposed? The ayes have it. And the resolution passes.

Our next item of business is item 24. Mr. Clerk, a reading of item 24.

MR. CLERK: AN ORDINANCE APPROPRIATING (\$18,500) \$19,000 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$4,000 FROM DISTRICT 6; \$2,000 EACH FROM DISTRICTS 8, 17, 5, 2, 14, 23; \$1,000 FROM DISTRICT 9; \$500 EACH FROM DISTRICTS 25, 15, 21, 13; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE KENTUCKY SHAKESPEARE FESTIVAL, INC. FOR SHAKESPEARE IN THE PARKS "MACBETH" TOUR (As Amended).

Read in full.

PRESIDENT TANDY: Is there a motion?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. Any further discussion?

Councilman Blackwell.

COUNCILMAN BLACKWELL: This came out of committee and it is on Old Business because there was an amendment. Councilwoman Welch from District 13 added \$500 for use at the Iroquois Amphitheater. I think Council Member Magre has something for us.

COUNCILMAN MAGRE: Thank you, Councilman Blackwell and Mr. President. I would like to make a motion to add \$2,000. That seems to be the base price to allow for a venue to be considered. And with the transitioning and this seat being vacant for a bit we didn't get to see the tenth district added in. We had a very successful Shakespeare in the park at Emerson, Waldo Emerson and William Shakespeare are pretty good guys. And we had 160 people turn out for it last year. So I want to make sure it is added in and we can have Shakespeare in the park over in Schnitzelburg.

>> Second.

PRESIDENT TANDY: Are there any other council persons seeking to add to this ordinance?

Seeing none, all in favor of the amendment please signify by saying aye. All opposed? The ayes have it. And we now have the amended committee version for us. Any further discussion? Seeing none, this is an ordinance calling for a roll call vote.

Madame Clerk, please open the voting. Voting is closing. And the voting is closed.

MR. CLERK: 23 yes votes and three not voting.

PRESIDENT TANDY: The ordinance as amended passes.

Next item of business is item 25.

Mr. Clerk, a reading of item 25.

MR. CLERK: AN ORDINANCE APPROPRIATING (\$14,250) \$17,250 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$5,000 FROM DISTRICT 12; \$3,000 EACH FROM DISTRICTS 14, 13, 25; \$1,000 EACH FROM DISTRICTS 15, 24; \$500 EACH FROM DISTRICTS 4, 21; \$250 FROM DISTRICT 3; TO METRO PARKS FOR EXPENSES ASSOCIATED WITH THE 2015 RIVERVIEW PARK INDEPENDENCE FESTIVAL (As Amended).

Read in full.

PRESIDENT TANDY: Is there a motion?

>> I move. Motion.

>> Second.

>> I'm getting ahead of myself.

PRESIDENT TANDY: We have a motion to approve and a second.

Item is now before us, any further discussion?

Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President.

As you know, this particular item is near and dear to my heart, Riverview Independence Festival, this is our fourth year. And we have moved it over the four years to become more of a public/private partnership. So the first year it was all taxpayer dollars and then as it has gone now we are about 50/50 and maybe even a little bit more on the public side at this point. We are happy for that. It is hopefully a sustainable model. But the reason it is on Old Business today is because District 25 Councilman Yates added \$3,000 in committee. It wasn't there. We added it for him. So I assume that's okay with him. If not, he can speak up. And also June 27th from three to ten. Fireworks are at 3 o'clock and if anyone would like to join us in supporting this we would love to have you.

And like Councilwoman Welch I want to point out that PRP fire is a partner as well. Chief Smith. It is actually kind of in their backyard. They have a fire station just in front of the park. But they come and have the fire trucks out there for the kids to play in the water and then they are also there for if we -- knock on wood we haven't had any issues but fireworks can sometimes get out of control so they are there if we need them.

PRESIDENT TANDY: Very good.

Councilman Yates.

COUNCILMAN YATES: Thank you, Mr. President. This was moved so that District 205 could put \$3,000, and I appreciate the opportunity to do that, be a sponsor again. This event has grown every year. Last year despite some bad weather that we have had I notice that we have constituents there from all of Metro Louisville. I know some of the

fireworks and the Independence Day festivals have ceased to exist or we stopped doing some of the other ones. People have gradually migrated to this beautiful view of the river and I would take this opportunity to welcome people from the entire Metro Louisville area. I know that it started off just being in the southwest area but the parking has increased dramatically and PRP fire department uses the facility there and we have buses going back and forth. So we hope this year would be a success and I urge each of my colleagues to send the newsletters to let people know what would happen so we can integrate the entire community together. Thank you.

PRESIDENT TANDY: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President. I would like to amend the amount. District three has appropriated \$300. I would like to amend that for a total of \$500.

PRESIDENT TANDY: As an amendment.

Is there a second?

>> Second.

PRESIDENT TANDY: Properly moved and seconded. We have the amendment before us. Any discussion? Seeing none, all those in favor say aye. Opposed? The ayes have it. The amendment is approved. Is there any further discussion on the amended ordinance itself?

Seeing none, this is an ordinance calling for a roll call vote.

Madame Clerk, please open the voting. The voting is closing.

MR. CLERK: 23 yes votes and three not voting.

PRESIDENT TANDY: The ordinance as amended passes.

Our next item of business is item 26.

Mr. Clerk, a reading of the item.

MR. CLERK: AN ORDINANCE APPROPRIATING \$6,750 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$500 EACH FROM DISTRICTS 13, 14, 6, 24, 15, 22, 20, 4, 3, 10, 12, 21; \$250 EACH FROM DISTRICTS 5, 25, 2; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO GOOD HEALTH IDEAS, INC., dba COLON CANCER PREVENTION PROJECT, FOR STAFFING, DESIGNING AND PRINTING EDUCATIONAL MATERIALS AND ADVERTISING. (As Amended).

Read in full.

PRESIDENT TANDY: Is there a motion?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. Now before us.
Any discussion?

Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President. This too is before us because of the amendment in the committee and District 10, 12 and 21 each added \$500, and I think Councilwoman Welch would love the opportunity to request others to join her.

PRESIDENT TANDY: All right.

Councilwoman Welch.

COUNCILWOMAN WELCH: Thank you, Mr. President and Councilman Blackwell. We have plenty room for more added on. The ask was for 10,000 and we are only up to 6,750. So we have over 3,000 left if anyone would like to add on. As you all may or may not know. Colon cancer is the number one cancer killer of nonsmokers. Of course lung cancer and all those kinds of diseases come along with smokers but for nonsmokers, colon cancer. And it is totally preventable by having colonoscopies at page 50 and over or if you do have problems in your family even before that age.

So what this is going to do is bring awareness to our community and to bring free colonoscopies to those who can't afford it if they adopt have insurance and can't get it. This is important for our areas. Kentucky is one of the worst in cancers, as you all know. And of course us being Jefferson County, the largest county, we are the worst. So if anyone would like to add on, I would certainly appreciate that.

PRESIDENT TANDY: Thank you, Councilwoman. I think Councilman Owen would take care of that.

COUNCILMAN OWEN: I will indeed. I won't take care of all of the shortfall, but I would like to appropriate from District 8 funds \$500.

PRESIDENT TANDY: Anyone else seeking to add funds to this ordinance?

Seeing none, we will take that as a form of a motion. Is there a second?

>> Second.

PRESIDENT TANDY: Properly moved and seconded. Ordinance is before us. Any discussion on the amendment? All those in favor say aye. All opposed. The amendment passes. We now have the amended committee version before us. Any further discussion? Seeing none this is an ordinance calling for a roll call vote.

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

MR. CLERK: 23 yes votes and three not voting.

PRESIDENT TANDY: Ordinance as amended passes.

Our next item of business is item 27. Mr. Clerk, a reading of that item.

MR. CLERK: AN ORDINANCE APPROPRIATING A TOTAL OF \$14,450 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 13; \$250 FROM DISTRICT 16; \$500 EACH FROM DISTRICTS 22, 23; \$1,000 EACH FROM DISTRICTS 15, 24; \$2,000 FROM DISTRICT 12; \$1,200 FROM DISTRICT 25; \$3,000 FROM DISTRICT 14; TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR OPERATING EXPENSES FOR THE FOREST FEST ANNUAL BLUEGRASS FESTIVAL TO BE HELD AT THE JEFFERSON MEMORIAL FOREST. (As Amended).

Read in full.

PRESIDENT TANDY: Is there a motion?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. The amended committee version is before us. Is there any discussion?

Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President. Starting to sound like a broken record here. This was amended in committee where District 22 and 23 added \$500 each. Councilwoman Welch is the primary sponsor and she would love the opportunity to seek a few more sponsors, or maybe one more.

PRESIDENT TANDY: Councilwoman Welch.

COUNCILWOMAN WELCH: Thank you again. This, as you all know, the Forest Fest is an annual event. Always the third Saturday in May so it will be May 16th this year from 12 noon to 7:00 p.m. It is a wonderful bluegrass festival that is outdoors at the top of the forest. There is a

beautiful view. A lot of vendors. They have had added wine tasting, so that was something new last year they will do again this year. It is not just for my district or Cindy's district. The two of us represent the forest. But it is for the whole county. And actually there are people from out of town that come. There are thousands of people who come to this that are bluegrass followers. They get big names in there. We are at 14450 so there is 550 left. If anyone would like to add on, I appreciate that.

PRESIDENT TANDY: Any further discussion?

COUNCILMAN BENSON: Yes.

PRESIDENT TANDY: Councilman Benson.

COUNCILMAN BENSON: Thank you, Mr. Chair. I grew up in the south end. A lot of people don't realize we have a lot of things in our community that are really great. For 6,000 acres it would be nice if more people could explore our county and see all the different things available for everybody. And so I will donate 550.

PRESIDENT TANDY: Are there any other amendments? So there is a question on the floor. How much short are you, Councilwoman Welch?

COUNCILWOMAN WELCH: If my math is correct -- and I'm not a math major -- we have 14,450, which would leave 550 left to get to the 16,000 amount. And the clerk is verifying that with a nod. So 550 is left.

PRESIDENT TANDY: All right.

>> That's what I said. 550.

>> Thank you very much. Thank you.

PRESIDENT TANDY: So just so that I'm clear, his 550 will get you to where you need.

COUNCILWOMAN WELCH: That is correct. Thank you so much.

PRESIDENT TANDY: We will take that as a form of a motion to amend. Is there a second?

>> Second.

PRESIDENT TANDY: Properly moved and seconded. Any discussion on the amendment? Seeing none, all those in favor say aye. All opposed? The ayes have it. The amendment passes.

We have the amended committee version before us. Is there any further discussion?

Seeing none, this is an ordinance that calls for a roll call vote. Madame Clerk, please open the voting. The voting is closing. And the voting is closed.

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

PRESIDENT TANDY: The ordinance as amended passes. Our next item of business is item 28.

Mr. Clerk, a reading of item 28.

MR. CLERK: AN ORDINANCE AMENDING CHAPTERS 1, 2, AND 4 OF THE LAND DEVELOPMENT CODE PERTAINING TO PERMITTED USES, PERMITTED USES WITH SPECIAL STANDARDS AND 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). Read in full.

PRESIDENT TANDY: Is there a motion?

>> So moved.

>> Second.

PRESIDENT TANDY: Properly moved and seconded. It is now before us. Any discussion?

Councilman Peden.

COUNCILMAN PEDEN: Thank you, Mr. President. This is again part of the bigger package of items to update the land development code. This time around our committee covered such important things as where you can put a golf course and more golf courses and more golf courses and whether you can serve food or alcoholic beverage on golf courses. And then there were some more important things in here like taking out garage and yard sales as a permitted use within the land development code and most of these are at the bottom of the actual text of the amendment as an attachment as provided by Mr. Baker. I'm trying to see if there's anything that is hugely substantial that you may want to actually -- scan the whole thing. Permitted uses in R-1 single family districts where some of those uses were changed. And then finally probably the most substantial one that actually plays a huge role in our city as of late is the creation of permitted uses to include microbreweries and microdistilleries which have become such an important part of downtown, we have had to change stuff around so they can be permitted in places where

they weren't earlier. That's probably the biggest one. And again, everything passed committee unanimously that is in this particular package and we ask for your support.

PRESIDENT TANDY: All right. Is there any further discussion?

Seeing none, this is an ordinance call for a roll call vote. Madame Clerk, please open the voting. The voting is closing. And the voting is closed.

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

PRESIDENT TANDY: The ordinance as amended -- the ordinance passes.

Our next item of business is New Business. I believe there is a motion to be recognized.

Councilman Kramer.

COUNCILMAN KRAMER: Thank you, Mr. President. I would like to make a motion we move number 48 to the first item on New Business.

PRESIDENT TANDY: Any objection to moving item 48 to the first item of new business? All right. Seeing none, we will move item 48 to the first of new business.

Mr. Clerk, a reading of new business item.

MR. CLERK: A RESOLUTION URGING THE KENTUCKY GENERAL ASSEMBLY TO PASS THE NECESSARY LEGISLATION TO MERGE THE SUBURBAN FIRE PROTECTION DISTRICTS IN JEFFERSON COUNTY, KENTUCKY WITH THE LOUISVILLE DIVISION OF FIRE.

PRESIDENT TANDY: Mr. Clerk, just a second.

Councilman Kramer.

COUNCILMAN KRAMER: I would like to make a motion to table item 48 to a date-certain, that date being April 1st. That would give the fire department, the fire services here tonight, we heard from chief Tyler that there was some concern about this. That would give them ample time to figure out what exactly they want to say when they come to public safety, and April 1st is the public safety meeting. If we table to it a date certain, that would give them an opportunity to come back a certain day.

PRESIDENT TANDY: So table as a new business item until the April 1st meeting.

COUNCILMAN KRAMER: It would be on the agenda. Yes, sir.

PRESIDENT TANDY: That is the motion that is before us. Is there a second?

>> Second.

PRESIDENT TANDY: Properly moved and seconded. The motion to table the item to new business until the April 1st meeting. Any further discussion?

Council Member Magre.

COUNCILMAN MAGRE: This is a good motion. And I think we do owe to it Chief Tyler and the others to take them up on their invite. It allows ample opportunity for each of us to go visit and really create a better understanding before we look at any legislation, much less this one. So I appreciate Councilman Kramer looking at this one.

PRESIDENT TANDY: Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: What's the difference between having it referred to committee or tabled at committee until a time as the chair would bring it up, as we have done in the past, than having it postponed to a date-certain? I was wondering what is the rationale. I heard people talking about touring. But I'm wondering why this process which has worked in the past wouldn't work for this.

Council Member Magre.

COUNCILMAN MAGRE: I will speak to my vote. I think, Councilwoman Hamilton, it is tied to the fact that we have so many firefighter professionals in the audience here and I think we owe them a full explanation as to what we think is the best route to move forward. And frankly I think to specify a time frame that is longer than the next week, next meeting, is an option that we should consider. It is clear -- and I commend Councilman Yates. We put this on the committee. But my standpoint is we take a longer period of time before we have it considered and I think frankly these firefighters would agree with that, that there should be a time frame that is a little bit longer than dealing with it. And this is an option that is available that we can use in terms of specifying. So this is very date-specific with the firefighters in the audience, and they leave here tonight knowing that it is going to be delayed beyond the next normal committee meeting.

PRESIDENT TANDY: Councilman Yates.

COUNCILMAN YATES: Thank you, Mr. President.

I have asked the county attorney because I'm worried about setting a bad precedent. I have been on here for four years now and I know not as long as some of you and I have never seen this done before. I know this was filed before the deadline. And my understanding would be we go to committee. As chair of this committee, I understand that it is going to take some discussion. I think that the firefighters that are here today deserve to be heard. And so I would like it to come to committee, and like you said it would be at a certain point. The session will be over before too long. This is a short session. It is not going anywhere. I think we should continue to follow our rules that we have done. I'm hesitant to change the precedent that I have seen done over and over again. I would like it to go to public safety. I would like the sponsor to explain the, because I have a lot of questions. I would like to sponsor to explain some of the unanswered questions that I think a lot of our firefighters would like explained as well. And then at that point we probably won't open to it a lot of discussion, table it, and I think it would be longer than that meeting and then we will come back to it.

But the whole purpose of this forum is to have an open discussion. I have constituents that have called my phone and have questions about it and I want the questions answered and out in the open. I don't want to set a precedent with saying we don't agree with it or like it and think it is disrespectful so we will brush it aside. A lot of us may have these feelings but I think we follow our precedent, it gets assigned to committee of public safety. I have the sponsor address it and explain things, answer some of the questions that our firefighters have and then table it at that time. Thank you, Mr. President.

PRESIDENT TANDY: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: I just want to chime in a little bit and say I don't think we should change the rules. This should in fact, like my two colleagues said, should go to committee and it should be tabled at committee for a date-certain so everybody can be heard. But I don't think we need to start doing things that we normally don't do. Because I asked several people around me and they said have we done this

before. And the answer is I don't think we have. So I don't think we need to start doing this now, but I stand to be corrected. Thank you.

PRESIDENT TANDY: Councilman Ackerson.

COUNCILMAN ACKERSON: Thank you, Mr. President.

I too have some concern here. Something gets to first reading and then goes to the committees and it gets assigned and then we can start taking action. So my concern is that, one, we are thwarting a process here. I understand the need for delay. But we shouldn't bastardize the process in order to achieve that. We have the proper methods to achieve that.

Second, if this is to open up meaningful discussion on this, the pros and cons, the reality is we do need to hear from the primary sponsor to understand why it is being moved. And then those who are against it are then empowered to go out and gain the information to bring forward of why it is a bad idea. And so at this point to delay it until April 1st, we are just keeping ourselves in the dark until then. Send it to committee, as we should, let the committee rightfully act upon it, hear some things, and then table it as we always have. If for some crazy reason for those people out there that think what if it doesn't get tabled in committee, then it comes before the body and then as we have before, we send it back to committee with date-certain. That is the proper way to do it. So I would urge this body to reject this motion. And if we are going to take a vote on it to vote no. Thank you, Mr. President.

PRESIDENT TANDY: Thank you.

Councilman Kramer.

COUNCILMAN KRAMER: Well, not sure exactly how to proceed.

First, the motion to table is non-debatable so we are not supposed to be having this discussion. And I don't know, Mr. President, how you want to rule on that.

PRESIDENT TANDY: Do you want to challenge the ruling of the chair? You are more than happy to do that.

COUNCILMAN KRAMER: You have allowed debate and that's your decision? I'm deciding how to proceed.

PRESIDENT TANDY: Let me do this. Let me go to Councilman Peden and we will go from there.

COUNCILMAN KRAMER: If you will allow for debate, I'm more than happy to jump in on the debate, if that's the position we are in.

I would point out to the council and to the general public at large a motion to postpone to a date-certain or table to date-certain is not outside of our policies and procedures. It is in fact not setting a precedent. It is something we have done before. It is a fairly common tool when you are considering an item that requires a good bit of research. I think Councilman Magre pointed out quite eloquently that the fire service has offered us an opportunity to come and see and learn and understand a little bit better what they do, so by postponing to it a date certain it gives us a chance to do that.

I would challenge my colleague's suggestion that it somehow bastardizes the process. In fact, it does not keep this from going to committee. It is kind of funny that I find myself in this discussion. I'm generally seen as a process guy here. I think we should do things by a process and follow the rules and be very careful what we do. This motion does not take it out of a normal process. It will go to public safety. The question is, does this body as a whole, 26 of us, do we want the opportunity ourselves to do some research before it gets to committee or do we want to wait until it is held in committee?

I hear Councilman Yates assuring the community that this was going to be held at that first public safety meeting. When I made the original motion, I wasn't sure what the chair's intent was, and quite honestly I have every reason to believe that Councilman Yates can do a great job when it goes to the committee. This is not intended in any way, shape or form to suggest that I don't appreciate the way that it will go or the way that you will handle it. I think he will do a great job, as he has of chair of public safety for the past year. So this isn't about bastardizing the process or taking something away from a person because I don't think they are going to do a good job. It is about saying as a council we realize this is a big, big deal and we simply want to stay within the process. It goes to public safety at a date-certain. I'm not saying hold this thing forever. Date-certain, April 1st, at that point if Councilman Yates want to hold it in committee, if he wants to table it

there, certainly the process allows that. This doesn't abrogate the process in any way.

PRESIDENT TANDY: Councilman Peden.

COUNCILMAN PEDEN: Thank you. I will be voting no on the motion to table to a date-certain for a couple of reasons, none of which have to do with process. I'm sure this is completely legit and Roberts' rules of order handle this. We have a process we have done for 12 years and I would like to go with that. My bigger reason is I would like to have a meeting, at least this first meeting very quickly next Wednesday that will involve Councilman Johnson and the fire service in the same room where he can publicly apologize for his snide comments that he made on the news a couple nights ago.

[Applause.]

So if that meeting finishes, nothing more than that, then we have accomplished something. And then as far as practical research on the fire service, we can handle that a couple of weeks later and table it then. At which point I'm going to go out on a limb and watch my former fire chief roll his eyes here in a moment. I would like to challenge each and every one of you to know what it is like to go inside of a burning building versus standing outside. And as the fire service has done with numerous media outlets and other elected officials, perhaps even the state legislature, someone nod, I'm going to challenge you to go to the training center and go inside a burning building, which we can fit you with a mask, and I will give you a big incentive. I will go with you, which means I have to shave.

>> I will take him up on that challenge.

[Applause.]

>> So at this point if anyone would like, I will throw Chief Goldsmith under the bus, call 2393561 and get it set up and you can go inside one of our training burns out on Fairmount Road and he will show you what we all go through, suburban or urban or the smallest fire department in Montana or New York City fire department, all fire's hot. Thank you.

PRESIDENT TANDY: Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President. Just a couple things. Because I don't remember in the last 12 years that we have ever tabled anything to plan to date-certain on new business. It was always on something from Old Business that had come in front of the council. My concern is this is just a resolution. What happens when it is an ordinance and someone wants to do that? Think about budget items, think about appropriations. And that's my concern. But while we are inviting folks to go out to the fire houses, don't forget to ask them about the special cruise. The ice rescue mission they were on for three days. Ask them about the trench rescues that the suburban fire departments head up and ask them about the water rescue department and ask how many of them have been outside the boundaries of Louisville Metro to assist other states and counties and other cities in different venues. Katrina comes to mind. Thank you.

PRESIDENT TANDY: Councilwoman Green.

COUNCILWOMAN GREEN: I would urge my colleagues to reject the motion to table this discussion. Over the last several days I have had dozens of District 1 residents who have called my office outraged. My chief, Chief George, these individuals in our community deserve to have an answer and deserve for us to act swiftly. As a member of the public safety committee, I'm poised and ready to deal with this next week so I hope we can move it along and get some resolution so these people can get resolution and they can sleep at night.

PRESIDENT TANDY: Councilman Kramer.

COUNCILMAN KRAMER: Thank you, Mr. President. I would point out that Councilwoman Flood is right, I don't think we have ever done with this New Business. Postponing to date-certain is a tool that we have used frequently, but to your point, not on New Business. So this would in that sense be a new and different step for us. Further, if there is some reason for us to believe this would give Councilman Johnson an opportunity to deal with a comment that he made to the press, that might actually serve to heal some of the hurt that this community has experienced, I certainly don't want to do anything to postpone or prolong that. And given that I'm being offered assurances from my colleagues that this is an

opportunity that Councilman Johnson may take I'm going to withdraw my motion.

PRESIDENT TANDY: All right. So the motion is now withdrawn.

>> I withdraw the second.

PRESIDENT TANDY: Great. And second has now been withdrawn. So we are back to the next item of business is new business, consisting of items 29-49. I ask that my colleagues as you leave the chambers do so quietly, please, as the clerk reads new business. I would ask those council members that wish to make announcements, please refrain in the chambers, remain in the chambers and request to speak on your system once that has been opened up by the clerk.

That being said, Mr. Clerk, please read items 29 through 49 and assignments to committee.

MR. CLERK: The following legislation will be assigned to the Ad Hoc Committee on Land Development Code.

AN ORDINANCE AMENDING SECTIONS 2.4.4, 2.5.1, 2.5.2, 2.6.2, 2.6.3, AND 4.2.26 OF THE LAND DEVELOPMENT CODE PERTAINING TO PERMITTED USES AND CONDITIONAL USES WHICH ARE ALL PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO (CASE NO. 14AMEND1003).

The following legislation will be assigned to the Appropriations, NDFs, and CIFs Committee.

AN ORDINANCE APPROPRIATING \$10,000 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$3,334 FROM DISTRICT 14, AND \$3,333 EACH FROM DISTRICTS 12 AND 25, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO SOUTHWEST COMMUNITY MINISTRIES, INC., FOR EXPENSES ASSOCIATED WITH THE SOUTHWEST COMMUNITY MINISTRIES POWERFUL PROTEIN FOOD PANTRY PROGRAM.

AN ORDINANCE AMENDING ORDINANCE 141, SERIES 2014 WHICH APPROPRIATED \$15,500 INCLUDING \$966.66 FOR WATERFRONT DEVELOPMENT CORPORATION RENTAL FEES; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO HARBOR HOUSE OF LOUISVILLE, INC., FOR PROGRAM EXPENSES ASSOCIATED WITH THE KEN-DUCKY DERBY.

The following legislation will be assigned to the Budget Committee.

AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2014, RELATING TO THE FISCAL YEAR 2014-15 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY AMENDING PROJECT SCOPE.

AN ORDINANCE APPROVING A FORGIVABLE LOAN TO THE CENTER FOR WOMEN AND FAMILIES PURSUANT TO ORDINANCE NO. 54, SERIES 2009.

AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2014, RELATING TO THE FISCAL YEAR 2014-15 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$12,000 OF FUNDING FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 21) TO THE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 21).

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

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (SIMON AND COMPANY, INCORPORATED - \$55,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC., \$23,440.00.

APPOINTMENT OF MR. CHRISTOPHER QUIRK TO THE CHEROKEE TRIANGLE ARCHITECTURAL REVIEW COMMITTEE, THREE YEAR TERM.

APPOINTMENT OF JUDGE DAVID BOWLES TO THE CRIMINAL JUSTICE COMMISSION BOARD. TERM EXPIRES JUNE 30, 2017.

APPOINTMENT OF DR. CHARLES BAKER TO THE CRIMINAL JUSTICE COMMISSION BOARD. TERM EXPIRES DECEMBER 31, 2016.

APPOINTMENT OF GRETCHEN HUNT TO THE CRIMINAL JUSTICE COMMISSION BOARD. TERM EXPIRES DECEMBER 31, 2015.

APPOINTMENT OF KENI WINCHESTER BROWN TO THE KENTUCKIANA WORKS - WORKFORCE INVESTMENT BOARD. TERM EXPIRES MARCH 13, 2018.

APPOINTMENT OF CHRIS HOGANSON TO THE LIBRARY ADVISORY COMMISSION. TERM EXPIRES DECEMBER 31, 2017.

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

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$276,000 OF FUNDING FROM THE KENTUCKY TRANSPORTATION CABINET FOR THE A.B. SAWYER MULTI-USE PATH PROJECT DESIGN PHASE TO BE ADMINISTERED BY THE PARKS DEPARTMENT.

The following legislation will be assigned to the Government Accountability and Ethics Committee.

A RESOLUTION AMENDING SECTION 1.06 OF THE RULES OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT COUNCIL.

The following legislation will be assigned to the planning, zoning, land design and development committee.

AN ORDINANCE CHANGING THE ZONING FROM R-5A MULTI-FAMILY RESIDENTIAL TO PRD PLANNED RESIDENTIAL DEVELOPMENT ON PROPERTY LOCATED AT 4806 MANSCLICK ROAD CONTAINING 5.686 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 14ZONE1045).

AN ORDINANCE CHANGING THE ZONING FROM C-3 COMMERCIAL TO EZ-1 ENTERPRISE ZONE ON PROPERTY LOCATED AT 201 EAST MARKET STREET CONTAINING 0.5 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 14ZONE1048).

ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL AND C-1 COMMERCIAL TO CM COMMERCIAL MANUFACTURING ON PROPERTIES LOCATED AT 3818-3824 BARDSTOWN ROAD CONTAINING 5.380 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 14ZONE1051).

The following legislation will be assigned to the public safety committee.

A RESOLUTION URGING THE KENTUCKY GENERAL ASSEMBLY TO PASS THE NECESSARY LEGISLATION TO MERGE THE SUBURBAN FIRE PROTECTION DISTRICTS IN JEFFERSON COUNTY, KENTUCKY WITH THE LOUISVILLE DIVISION OF FIRE.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$16,000 FROM THE AMERICAN SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS (ASPCA) FOR PAYROLL SUPPORT TO BE ADMINISTERED BY METRO ANIMAL SERVICES.

Read in full.

PRESIDENT TANDY: Thank you, Mr. Clerk. Those items read will be assigned to their respective committees.

Without objection, we stand adjourned.

Next we have announcements. And all those wishing to speak and present your announcements, please click in to our speaking system so you can be recognized.

Our first set of announcements will come from Councilman Owen.

COUNCILMAN OWEN: Thank you, Mr. President. Just a regular announcement for me. 11 months a year last Saturday of every month, in this case February 28th, that's just two days from now I'll be doing my talk with Tom, a two-hour sit-down in a coffee shop along Baxter Bardstown Road. This Saturday 28th I will be sitting at Heine Brothers at the Douglas Loop nine to 11. And I invite citizens to stop by. I will try to do a little better at traffic, mind you. Last time a person waited and didn't realize you have to go up to the table if you need to talk to me. But I will try and keep a little better notion of things and move things along. But I will give each person at least 15, 20 minutes if they want to stop by and share a concern in the public arena.

The second announcement I wanted to mention is a community-wide announcement, and I think it is a moment in our community's history. On Tuesday March 3rd from six to eight the human relations commission is hosting a forum to discuss police body cameras. That is going to be at the southwest government center. There will be a moderator and some panelists and an opportunity for community comment. I think this is a special moment where the community can stop by and learn about the challenges, the opportunities, learn about exactly where the community is in moving toward the use of body cameras with our metro police. And so that is March 3rd, Tuesday evening, six to 8:00 p.m. at the southwest community center.

The third thing I wanted to announce is back in the eighth district -- actually I guess technically it begins in your district, Mr. President, and that is all of those Irish for the day will line up on east Broadway right on the edge of our districts and then head out Baxter to Bardstown Road for the St. Patrick's day parade. Last year we were victims of our own success, it was almost like there were too many people who showed up. The most beautiful St. Patrick's day. I have actually walked in the parade when the street was wind-blown with snow and ice. But that was not true last year and I don't want it to be true at 3:00 p.m. where with we will get the St. Patrick's Day parade rolling ahead of Broadway, out Baxter and down Bardstown Road. That is the 14th of March coming up. And again that is a community-wide announcement. And

it is something that I want folks to know about. And that is on March 21st that Saturday March 21st.

And again on April 25th from eight on Saturday morning to noon to benefit operation Brightside. Waste management and solid waste will be selling compost. You can get a bag of compost for \$2.50. You have a pick up truck you can get a bob cat scoop for \$30. That's a whole lot of useful soil. So that is going to be available at the outer loop recycling and disposable facility there on the outer loop. And that is Saturday the 21st of March and again on April 25th from eight in the morning to noon. And I just want folks to begin thinking about that. When you look in your backyard and your front yard you say, Lord, how in the world can I use compost when things are still two and a half inches of snow on the ground but I'm telling you spring's coming and just to get your mind set for thinking about putting compost out and benefitting the operation Brightside at the same time, just something to think about. Thank you, Mr. President.

PRESIDENT TANDY: Thank you, Councilman Owen.

Next we have announcements from Councilwoman Hamilton.

COUNCILWOMAN BRYANT HAMILTON: Thank you, Mr. President. On Monday March 2nd at 1:00 p.m. at the BOSA offices at the old jail the Walmart hearing will be held. So I want to remind people who have been following that discussion that is Monday March 2nd at the old jail at 1:00 p.m.

On Thursday March 5th at 6:30 MSD is holding a public meeting at the Western Middle School at 6:30 p.m. 2201 West Main Street. This informational session will provide an opportunity to offer your input concerning the combined sewer overflow project plan for the area around northwestern parkway, market, 18th and 15th street. And the green infrastructure projects that will be held in conjunction with that. So that's this Thursday March 5th.

On Saturday March 7th the West Louisville food court which was commonly referred to as the West Louisville food hub will throw a community update at the high school from 10:30 to 2:00 p.m. There will be box lunches. You can find out what is the plan for that site there at Thirtieth and Muhammad Ali. Save the date for a chat with LMPD, Thursday

March 19th Shawnee Arts and Cultural Center there will be a panel discussion there from six to 7:00 p.m. These will be going on with police at McDonald's at different locations but this one will be at the Shawnee Arts and Cultural Center.

Jumping around, but next Friday is dress in blue day because March is national colon cancer awareness month, people are being asked to join the statewide campaigns to raise awareness it be the importance of colon cancer screening. And ironically just last week we lost Sheriff Derek Jackson due to colon cancer, and as I understand in committee it is the number one cancer killer among people who are nonsmokers, which I'm sure he was. So please get test and had keep Sheriff Jackson in your thoughts and prayers, and his family.

Councilman Owen had mentioned about the body camera panel discussion at Southwest Government Center and I just wanted to get that address, 7219 Dixie Highway.

And lastly on March 16th we will have a monthly District five neighborhood advisory meeting at 630 at the Yearlings Club. Thank you.

PRESIDENT TANDY: Thank you, Councilwoman Hamilton.

And finally we have announcements by Councilwoman Leet. And for metro TV, sitting in Councilman Benson's seat. So Councilwoman Leet.

COUNCILWOMAN LEET: Thank you. I just wanted to announce three quick things that are coming up in the next literally three days. First I wanted to wish a happy birthday to my husband who will be celebrating his birthday on Saturday February 28th. A little happy birthday to him and thank you for his support in my endeavor to learn this new role.

On Sunday March 1st, and the reason for my purple sweater today is to acknowledge that it is pancreatic awareness action network purple light event at Ballard High School on March 1st at 5:30 p.m. and I hope that you will join us as we light up the night with purple lights to honor the tens of thousands of Americans who are diagnosed with pancreatic cancer each year. I want to thank my constituents in District seven Bonny Duffy for leading the effort and creating awareness around the horrible cancer.

And then on March 2nd District 7 will be holding their guest dialogue with Mayor Fischer that will happen at 5:30 at Portland Christian

school on Westport Road. We will have a number of metro agencies and non-profits available to answer any questions that you have and we hope that you can join us. Thank you.

PRESIDENT TANDY: Thank you, Councilwoman Leet.

Ladies and gentlemen, that concludes this council meeting. Our next council meeting will be Thursday March 12th at 6:00 p.m. We look forward to seeing you there. And we certainly want to, as February closest and we are ending Black History Month, the recognition of Black History Month, we want to encourage all Louisvillians to continue to study and embrace the legacy and contributions of African-Americans all across not only just Jefferson County but across this community. And when we celebrate their history we are celebrating all of our history as Americans, so we want to encourage people to do that. So again we thank you for watching this meeting of the Metro Council. We look forward to seeing you again on March 12th, 2015, at 6:00 p.m. Until then we wish you all the best. God bless and take care.