# **Louisville Metro Government**

601 W. Jefferson Street Louisville, KY 40202



# **Action Summary - Tentative**

Thursday, March 8, 2018 6:00 PM

**Council Chambers** 

# **Metro Council**

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

President: David James (D-6)
Pro-Tem: Cheri Bryant Hamilton (D-5)

# **Call to Order**

President James called the meeting to order at 6:09 PM and asked all to rise for the Pledge of Allegiance.

# **Members Roll Call**

Council Member Flood arrived at 6:12 PM, Council Member Woolridge arrived at 6:13 PM and Council Member Kramer arrived at 6:15 PM.

Present: 24 - Council Member Jessica Green (D-1), Council Member Barbara Shanklin (D-2), Council Member Mary C. Woolridge (D-3), Council Member Barbara Sexton Smith (D-4), Council Member Cheri Bryant Hamilton (D-5), Council President David James (D-6), Council Member Angela Leet (R-7), Council Member S. Brandon Coan (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 Scott Reed (R-16), Council Member Glen Stuckel (R-17), Council Member Marilyn Parker (R-18), Council Member Stuart Benson (R-20), Council Member Vitalis Lanshima (D-21), Council Member Robin Engel (R-22), Council Member James Peden (R-23), Council Member Madonna Flood (D-24) and Council Member David Yates (D-25)

Excused: 2 - Council Member Julie Denton (R-19) and Council Member Brent Ackerson (D-26)

# **Support Staff**

Sarah Martin and Paul Whitty, Jefferson County Attorney's Office Nick Kouloungis, Metro Department of Information Technology

# Clerks

H. Stephen Ott, CKMC David B. Wagner, Assistant Clerk Lisa Franklin Gray, Assistant Clerk

# Introduction of Page(s)

#### ID 18-0304 1.

Council Member Mulvihill introduced Katie and Jacob Quinn as the Pages from District 10.

# **Address to Council**

# **2**. ID 18-0306

Addresses to Council - March 8, 2018

Attachments: 030818 Addresses to Council.pdf

The Clerk called forward the following speakers:

**Nell Bradford (NO SHOW)** 

**TOPIC: Misplaced Construction Workers** 

**DISTRICT: 15** 

**Chad Rediker** 

**TOPIC: Medical Cannabis / Support #1** 

**DISTRICT: 11** 

**Tom Herman** 

TOPIC: Affordable Housing Trust Fund / Support #1

**DISTRICT: 8** 

**Reginald Barnes** 

**TOPIC: Affordable Housing Trust Fund / Support #2** 

**DISTRICT: 4** 

# **Guests**

President James asked President Pro-tem Hamilton to take the Chair at 6:23 PM. President James resumed the Chair at 6:33 PM.

# 3. ID 18-0309

President James recognized the University of Louisville Women's Basketball team for their achievement as the 2018 Atlantic Coast Conference (ACC) Women's Basketball Champions.

# 4. ID 18-0313

Council Member Green recognized The Prince Hall Masons of the Pride of Parkland Lodge No.152 F. & A.M.

Attachments: pride of parkland history.pdf

President James granted Council Member Aubrey Welch a point of personal privilege to announce that former Council Member Tina Ward-Pugh's father passed away suddenly and asked the Council to have a moment of silence in his honor.

# **Special Proclamation**

# **5**. ID 18-0305

Council Member Woolridge presented a special proclamation recognizing the month of March as Women's History Month.

Attachments: Proclamation - Women's History Month Woolridge.pdf

President James granted Council Member Hollander a point of personal privilege to recognize Boy Scout Troop 1 in attendance. Council Member Hollander stated that Troop 1 is the oldest continuously chartered Boy Scout Troop in Kentucky, and one of the five oldest troops in the nation.

President James granted Council Member Benson a point of personal privilege to recognize and thank the medical staff at Jewish Hospital for taking care of his wife during an emergency visit.

# **Council Minutes**

# **6.** ID 18-0308

Regular: Metro Council - February 22, 2018

Attachments: 02-22-18 MC Action Summary.pdf

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

# **Committee Minutes**

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

# **7.** ID 18-0321

Special: Community Affairs and Housing Committee - February 22, 2018

Attachments: 02-22-18 Comm. Affs and Housing Action Summ.pdf

### **8.** ID 18-0319

Regular: Committee of the Whole - February 22, 2018

Attachments: 022218 COW Action Summary TENTATIVE.pdf

# **9**. <u>ID 18-0267</u>

Regular: Planning, Zoning and Annexation Committee - February 27, 2018

Attachments: 02.27.18 Planning & Zoning Action Summary - TENTATIVE.pdf

**10.** ID 18-0264

Regular: Public Works, Facilities, Transportation and Accessibility Committee -

February 27, 2018

Attachments: PW, Facilities, Trans & Access 022718.pdf

022718 Metro Council Public Works February 2018.pdf

**11.** ID 18-0265

Regular: Labor, Economic Development and Contracts Committee - February 27, 2018

Attachments: Labor, Econ. Dev. & Contracts 022718.pdf

**12.** <u>ID 18-0270</u>

Regular: Government Oversight, Audit and Ethics Committee - February 27, 2018

<u>Attachments:</u> 02.27.18 Government Oversight, Audit & Ethics Action Summary -

TENTATIVE.pdf

**13.** ID 18-0279

Regular: Health and Education Committee - February 28, 2018

Attachments: Feb-28-2018 Health and Education.pdf

**14.** <u>ID 18-0276</u>

Regular: Public Safety Committee - February 28, 2018

Attachments: 02.28.18 Public Safety Action Summary - TENTATIVE.pdf

**15**. ID 18-0269

Regular: Appropriations Committee - February 28, 2018

Attachments: Appropriations 022818.pdf

022818 Appropriations Committee Presentation.pdf

**16.** ID 18-0286

Regular: Appointments Committee - March 1, 2018

Attachments: 03.01.18 Appointments Action Summary - TENTATIVE.pdf

**17.** ID 18-0283

Regular: Budget Committee - March 1, 2018

Attachments: Budget 030118.pdf

030118 MSD Metrocouncilpresentationbudgetcommittee.pdf

**18.** ID 18-0307

Regular: Committee on Committees - March 6, 2018

Attachments: 030618 COC Action Summary TENTATIVE.pdf

# **Communication From the Mayor**

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

### **19.** ID 18-0300

Medical Center Commission of Jefferson County - Glen H. Todd, Bruce B. Redinger, Emmett C. Ramser (Reappointments). Metro Council approval is not required.

Attachments: APT Medical Center Commission of Jefferson County 03.08.18.pdf

# **20**. ID 18-0301

Affordable Housing Trust Fund Board - Michael "Rocky" Pusateri (New Appointment).

Attachments: APT Affordable Housing Trust Fund Board 03.08.18.pdf

# **21**. ID 18-0302

Nulu Review Overlay District Committee - Anna Tatman (Reappointment).

Attachments: APT Nulu Review Overlay District Committee 03.08.18.pdf

# **22**. ID 18-0303

Board of Zoning Adjustment - Richard Buttorf, Dwight Young (Reappointments).

Attachments: APT Board of Zoning Adjustment 03.08.18.pdf

# **Consent Calendar**

Appointments Committee Chair, Council Member Woolridge, requested to move Items 31-35 (appointments) to the Consent Calendar from Old Business. Without objection, President James moved the items to the Consent Calendar.

# **Approval of the Consent Agenda**

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

Yes: 24 - Green, Shanklin, Woolridge, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Stuckel, Parker, Benson, Lanshima, Engel, Peden, Flood and Yates

Excused: 2 - Denton and Ackerson

# Legislation forwarded from APPOINTMENTS COMMITTEE

# 23. AP030118TD

APPOINTMENT OF TODD DUNN TO THE KENTUCKIANA WORKS - GREATER LOUISVILLE WORKFORCE DEVELOPMENT BOARD. TERM EXPIRES MARCH 8, 2021

<u>Attachments:</u> APT Kentuckiana Works - Greater Louisville Workforce Development

Board 2.22.18.pdf Todd Dunn 02.19.18.pdf

Applicants for Kentuckiana Works - Greater Louisville Workforce

Development Board 02.19.18.pdf

Current Kentuckiana Works - Greater Louisville Workforce

Development Board 02.19.18.pdf

This Appointment was approved on the Consent Agenda.

# Legislation forwarded from LABOR, ECONOMIC DEVELOPMENT AND CONTRACTS COMMITTEE

### **24.** R-030-18

A RESOLUTION RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (FEBRUARY 13, 2018 TO JUNE 30, 2023) RELATING TO WAGES, BENEFITS, AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND TEAMSTERS LOCAL UNION NO. 783, AFFILIATE OF THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CONCERNING CERTAIN EMPLOYEES OF THE DEPARTMENT OF PUBLIC WORKS & ASSETS, THE DEPARTMENT OF CODES & REGULATIONS, METRO POLICE DEPARTMENT, FACILITIES & FLEET MANAGEMENT DEPARTMENT, AND PARKING AUTHORITY OF RIVER CITY DEPARTMENT.

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

Attachments: R-030-18 V.1 022218 CBA with Teamsters and PWA, Codes & Regs,

LMPD, Facilities & Fleet Mgt, PARC.pdf

SKM C224e18021315560.pdf

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 030-2018

### **25**. R-033-18

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO COMPLETE FUNDING FOR THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT - IOWA STATE UNIVERSITY - (\$105,500.00).

Sponsors: Primary Marianne Butler (D-15)

Attachments: R-033-18 V.1 022218 Contract with Iowa State University.pdf

Iowa State University Lego Brick Nature Connects exhibit.pdf

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 031-2018

#### **26**. R-034-18

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

Sponsors: Primary Marianne Butler (D-15)

Attachments: R-034-18 V.1 022218 Incentives to Rabbit Hole Spirits.pdf

Rabbit Hole Spirits, LLC- Prelim board summary- May 28, 2015.pdf

Rabbit Hole Spirtis, LLC- Louisville Support letter.pdf

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 032-2018

# Legislation forwarded from PLANNING, ZONING AND ANNEXATION COMMITTEE

# **27**. R-029-18

A RESOLUTION REQUESTING THE LOUISVILLE METRO PLANNING COMMISSION, THROUGH ITS STAFF WITH PLANNING & DESIGN SERVICES, TO INITIATE THE ZONING AND FORM DISTRICT MAP AMENDMENT PROCESS AS RECOMMENDED BY THE SOUTHEAST METRO REGIONAL CENTER PLANNING STUDY.

Sponsors: Primary Robin Engel (R-22) and Additional Stuart Benson (R-20)

Attachments: R-029-18 V.1 022218 Request PC to initiate zoning map amendments

for SE Metro Regional Center study.pdf R-029-18 V.1 022218 ATTACH Exhibit A.pdf

R-029-18 V.1 022218 ATTACH Planning Study.pdf

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 033-2018

# Legislation forwarded from PUBLIC WORKS, FACILITIES, TRANSPORTATION AND ACCESSIBILITY COMMITTEE

# **28.** O-031-18

AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2014 AS PERTAINING TO THE FISCAL YEAR 2014-15 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \$67,796.27 OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS TO THE 18TH AND BROADWAY INTERSECTION REALIGNMENT PROJECT TO MATCH ADDITIONAL KENTUCKY TRANSPORTATION CABINET FUNDING.

Sponsors: Primary Barbara Sexton Smith (D-4)

Attachments: O-031-18 V.1 022218 FY15 Capital Budget Amendment Transfer

CDBG funds to 18th and Broadway Realignment.pdf

ORD \$67,976.27 PWA FY15 18th Broadway and CDBG Projects

match KYTC add funds FEB 2018.pdf

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 031-2018

# **29**. R-028-18

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$950,000 OF ADDITIONAL FUNDING FROM THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET FOR THE CONSTRUCTION PHASE OF THE 18TH AND BROADWAY INTERSECTION REALIGNMENT PROJECT TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC WORKS & ASSETS.

**Sponsors:** Primary Barbara Sexton Smith (D-4)

Attachments: R-028-18 V.1 022218 Accept Funding for 18th and Broadway

Intersection Realignment Project.pdf

\$950,000 KYTC add constrct 18th\_Broadway Intersect Realignment

Prj PWA FEB 2018.pdf

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 034-2018

# 31. AP021518RP

# APPOINTMENT OF ROBERT PETERSON TO THE ANCHORAGE MIDDLETOWN FIRE AND EMS FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2018.

Attachments: COND APT REVISED Anchorage Middletown Fire and EMS Fire

Protection District Board 2.8.18.pdf

COND APT Anchorage Middletown Fire and EMS Fire Protection

<u>District Board 2.8.18.pdf</u> Robert Peterson 02.05.18.pdf

Applicants for Board - Anchorage & Middletown Fire PD 02.05.18.pdf

Current Boards - Anchorage & Middletown Fire PD 02.05.18.pdf

This Appointment was approved on the Consent Agenda.

# 32. AP021518AE

# APPOINTMENT OF ALBERT ENTWISTLE TO THE ANCHORAGE MIDDLETOWN FIRE AND EMS FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2020.

Attachments: COND APT REVISED Anchorage Middletown Fire and EMS Fire

Protection District Board 2.8.18.pdf

COND APT Anchorage Middletown Fire and EMS Fire Protection

<u>District Board 2.8.18.pdf</u> Albert Entwistle 02.05.18.pdf

Applicants for Board - Anchorage & Middletown Fire PD 02.05.18.pdf

Current Boards - Anchorage & Middletown Fire PD 02.05.18.pdf

This Appointment was approved on the Consent Agenda.

# **33**. AP030118DM

# APPOINTMENT OF DEBBIE MILLS TO THE ANCHORAGE MIDDLETOWN FIRE AND EMS FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2019.

**<u>Attachments:</u>** COND APT Anchorage Middletown Fire and EMS Fire Protection

<u>District Board 2.22.18.pdf</u> <u>Debbie Mills 02.19.18.pdf</u>

Applicants for Board - Anchorage & Middletown Fire PD 02.19.18.pdf

Current Boards - Anchorage & Middletown Fire PD 02.19.18.pdf

This Appointment was approved on the Consent Agenda.

# 34. AP030118MW

# APPOINTMENT OF MICHAEL WILLIAMS TO THE ANCHORAGE MIDDLETOWN FIRE AND EMS FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2020.

<u>Attachments:</u> COND APT Anchorage Middletown Fire and EMS Fire Protection

<u>District Board 2.22.18.pdf</u> Michael Williams 02.19.18.pdf

Applicants for Board - Anchorage & Middletown Fire PD 02.19.18.pdf

Current Boards - Anchorage & Middletown Fire PD 02.19.18.pdf

This Appointment was approved on the Consent Agenda.

# 35. AP030118KG

# APPOINTMENT OF KYLE GALLOWAY TO THE ANCHORAGE MIDDLETOWN FIRE AND EMS FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2021.

Attachments: COND APT Anchorage Middletown Fire and EMS Fire Protection

<u>District Board 2.22.18.pdf</u> Kyle Galloway 02.19.18.pdf

Applicants for Board - Anchorage & Middletown Fire PD 02.19.18.pdf

Current Boards - Anchorage & Middletown Fire PD 02.19.18.pdf

This Appointment was approved on the Consent Agenda.

# **Old Business**

# 30. AP021518JY

# APPOINTMENT OF JAMES YATES TO THE ANCHORAGE MIDDLETOWN FIRE AND EMS FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2019.

<u>Attachments:</u> COND APT REVISED Anchorage Middletown Fire and EMS Fire

Protection District Board 2.8.18.pdf

COND APT Anchorage Middletown Fire and EMS Fire Protection

<u>District Board 2.8.18.pdf</u> <u>James Yates 02.05.18.pdf</u>

Applicants for Board - Anchorage & Middletown Fire PD 02.05.18.pdf

Current Boards - Anchorage & Middletown Fire PD 02.05.18.pdf

A motion was made by Council Member Woolridge, seconded by Council Member Welch, that this Appointment be approved.

Council Member Woolridge spoke to the item.

Council Member Yates announced that he would be abstaining due to his relationship with the appointee and to avoid any perceived appearance of a conflict of interest.

Although a Voice Vote is permissible on an appointment, a Roll Call vote was taken in order to allow the abstention. The motion carried by the following vote and the appointment was approved:

Yes: 23 - Green, Shanklin, Woolridge, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Stuckel, Parker, Benson, Lanshima, Engel, Peden and Flood

Excused: 2 - Denton and Ackerson

Abstain: 1 - Yates

# **36.** O-032-18

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO R-5 RESIDENTIAL SINGLE FAMILY ON PROPERTY LOCATED AT 6015 LOVERS LANE CONTAINING 9.77 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1052) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: O-032-18 V.2 CAM 022718 Zoning change from R4 to R5 at 6015

Lovers Ln 16ZONE1052.pdf

16ZONE1052.pdf

O-032-18 V.1 022218 Zoning change from R4 to R5 at 6015 Lovers Ln

16ZONE1052.pdf

16ZONE1052 - Karst Survey.pdf

16ZONE1052 - Legal Description.pdf

16ZONE1052 - Plan.pdf

16ZONE1052 - Pre-App Staff Report.pdf

16ZONE1052 - 2017.12.14 LD&T Minutes.pdf

16ZONE1052 - 2017.12.14 LD&T Staff Report.pdf

16ZONE1052 - 2018.02.01 PC Minutes.pdf

16ZONE1052 - 2018.02.01 PC Staff Report.pdf

16ZONE1052 - Justification Statement.pdf

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

Council Members Flood and Engel spoke to the item.

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

Yes: 24 - Green, Shanklin, Woolridge, Sexton Smith, Hamilton, James, Leet, Coan,

Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Stuckel, Parker, Benson, Lanshima, Engel, Peden, Flood and Yates

Excused: 2 - Denton and Ackerson

Enactment No: Ordinance 032-2018

# **37.** O-033-18

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 9808, 9818, 9818R HILLOCK DRIVE AND 8018 AND 8102 OLD BARDSTOWN ROAD CONTAINING 0.699 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1042) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: O-033-18 V.2 CAM 022718 Zoning change from R4 to C1 at

9808-9818R Hillock Dr & 8018-8102 Bardstown Rd 17ZONE1042.pdf

17ZONE1042.pdf

O-033-18 PROPOSED CAM 022718 Zoning change from R4 to C1 at

9808-9818R Hillock Dr & 8018-8102 Bardstown Rd 17ZONE1042.pdf

O-033-18 V.1 022218 Zoning change from R4 to C1 at 9808-9818R

Hillock Dr & 8018-8102 Bardstown Rd 17ZONE1042.pdf

17ZONE1042 - 2018.02.01 PC Minutes.pdf

17ZONE1042 - 2018.02.01 PC Staff Report.pdf

17ZONE1042 - Justification Statement.pdf

17ZONE1042 - Legal Description.pdf

17ZONE1042 - Plan.pdf

17ZONE1042 - Pre-App Staff Report.pdf

17ZONE1042 - Public Materials.pdf

17ZONE1042 - 2017.12.14 LD&T Minutes.pdf

17ZONE1042 - 2017.12.14 LD&T Staff Report.pdf

17ZONE1042 - 2018.01.11 LD&T Staff Report.pdf

17ZONE1042 - 2018.01.11 LDT Minutes.pdf

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

Council Members Flood and Engel spoke to the item.

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

Yes: 24 - Green, Shanklin, Woolridge, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Stuckel,

Parker, Benson, Lanshima, Engel, Peden, Flood and Yates

Excused: 2 - Denton and Ackerson

Enactment No: Ordinance 033-2018

# **38.** O-034-18

AN ORDINANCE CHANGING THE ZONING FROM M-3 INDUSTRIAL TO EZ-1 ENTERPRISE ZONE AND CHANGING THE FORM DISTRICT FROM TRADITIONAL NEIGHBORHOOD TO DOWNTOWN ON PROPERTIES LOCATED AT 237-243, 249-251, 255-257, 261, 267-275, AND 270 NORTH CAMPBELL STREET; 250, 350, 375, AND 1080 ADAMS STREET; 214, 225-229, 249-257, 261-265, AND 271 MILL STREET; 200, 203/203R CABEL STREET; AND 275 NORTH SHELBY STREET CONTAINING 32 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1050).

Sponsors: Primary Madonna Flood (D-24)

Attachments: 17ZONE1050.pdf

O-034-18 V.1 022218 Zoning change from M3 to EZ1 and FD change from TN to DT for lots on N Campbell, Adams, Mill, Cabel and N

Shelby St 17ZONE1050.pdf

17ZONE1050 - Findings of Fact.pdf

17ZONE1050 - Legal Description.pdf

17ZONE1050 - Plan.pdf

17ZONE1050 - Pre-App Staff Report.pdf

17ZONE1050 - Statement of Compliance.pdf

17ZONE1050 - Traffic Study.pdf

17ZONE1050 - 2018.01.11 LD&T Staff Report.pdf

17ZONE1050 - 2018.01.11 LDT Minutes.pdf

17ZONE1050 - 2018.02.01 PC Minutes.pdf

17ZONE1050 - 2018.02.01 PC Staff Report.pdf

17ZONE1050 - Applicant Booklet.pdf

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

Council Members Flood and Sexton Smith spoke to the item.

The motion carried by the following vote and the Ordinance passed:

Yes: 24 - Green, Shanklin, Woolridge, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Stuckel, Parker, Benson, Lanshima, Engel, Peden, Flood and Yates

Excused: 2 - Denton and Ackerson

Enactment No: Ordinance 034-2018

### **39.** O-028-18

AN ORDINANCE AMENDING ORDINANCE NO. 107, SERIES 2013 AS PERTAINING TO THE FISCAL YEAR 2013-14 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 104, SERIES 2015 AS PERTAINING TO THE FISCAL YEAR 2015-16 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 102, SERIES 2016 AS PERTAINING TO THE FISCAL YEAR 2016-17 CAPITAL BUDGET AND AMENDING ORDINANCE NO. 115, SERIES 2017 AS PERTAINING TO THE FISCAL YEAR 2017-2018 CAPITAL BUDGET AND AMENDING ORDINANCE 143, SERIES 2017 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \$289,727.52 OF CAPITAL FUNDS AMONG THE DEPARTMENTS OF METRO COUNCIL, LOUISVILLE METRO POLICE DEPARTMENT, PUBLIC WORKS & ASSETS AND PARKS & RECREATION. (AMENDED BY SUBSTITUTION)

Sponsors: Primary Marilyn Parker (R-18)

Attachments: O-028-18 V.2 CABS 030118 Capital Budget Amendments Transfer

\$214,709.60 to Rep CIF Pool.pdf

O-028-18 V.1 020818 Capital Budget Amendments Transfer

\$214,709.60 to Rep CIF Pool.pdf

O-028-18 PROPOSED CABS Capital Budget Amendments Transfer

\$214,709.60 to Rep CIF Pool.pdf SKMBT 42318020512390.pdf

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

Council Member Hollander spoke to the item.

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

Yes: 24 - Green, Shanklin, Woolridge, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Stuckel, Parker, Benson, Lanshima, Engel, Peden, Flood and Yates

Excused: 2 - Denton and Ackerson

Enactment No: Ordinance 035-2018

President James asked President Pro-tem Hamilton to take the Chair at 7:12 PM.

# **40**. O-036-18

AN ORDINANCE AMENDING ORDINANCE NO. 115, SERIES 2017 AS PERTAINING TO THE FISCAL YEAR 2017-18 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING THE BALANCE OF \$44,051.51 FROM COUNCIL DISTRICT 6 MIDWAY AVENUE SIDEWALK PROJECT TO COUNCIL DISTRICT 6 SIDEWALK IMPROVEMENT PROJECTS AND COUNCIL DISTRICT 6 PARKS IMPROVEMENT PROJECTS. (AMENDED BY SUBSTITUTION)

Sponsors: Primary David James (D-6)

Attachments: O-036-18 V.2 030118 CABS FY18 Capital Budget Amendment D6

Midway Ave Sidewalk Project to Sidewalk Improvement Projects.pdf O-036-18 V.1 022218 FY18 Capital Budget Amendment D6 Midway

Ave Sidewalk Project to Sidewalk Improvement Projects.pdf

O-036-18 PROPOSED CABS FY18 Capital Budget Amendment D6 Midway Ave Sidewalk Project to Sidewalk Improvement Projects.pdf ORD \$44,051.51 D6 Midway Av sidewalk balances to D6 Sidewalk

Improve Pris PWA FEB2018.pdf

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

Council Member Hollander spoke to the item.

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

**Yes:** 24 - Green, Shanklin, Woolridge, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Kramer, Blackwell, Welch, Fowler, Butler, Reed, Stuckel,

Parker, Benson, Lanshima, Engel, Peden, Flood and Yates

Excused: 2 - Denton and Ackerson

Enactment No: Ordinance 036-2018

# **41**. R-027-18

# A RESOLUTION SUPPORTING AN AMENDMENT TO KRS 67C.103 BY THE KENTUCKY GENERAL ASSEMBLY REGARDING SPECIAL ELECTIONS TO FILL VACANCIES FOR METRO COUNCIL SEATS. (AMENDMENT BY SUBSTITUTION)

<u>Sponsors:</u>Additional Kevin Kramer (R-11), Additional Angela Leet (R-7), Additional Robin Engel (R-22), Additional Scott Reed (R-16) and Additional Marilyn Parker (R-18)

<u>Attachments:</u> R-027-18 V.3 FABS 022218 Ky General Assembly Special Elections

Vacant Council Seats .pdf

R-027-18 V.2 CAM 021318 Ky General Assembly Special Elections

Vacant Council Seats & Mayor.pdf

R-027-18 V.1 020818 Ky General Assembly Special Elections Vacant

Council Seats .pdf

A motion was made by Council Member Woolridge, seconded by Council Member Fowler, that this Ordinance be approved

A motion was made by President James, seconded by Council Member Hollander, that this Resolution be referred back to the Government Oversight, Audit and Ethics Committee. The motion to refer back to the Committee carried by a voice vote.

President James resumed the Chair at 7:18 PM.

# **42**. R-024-18

A RESOLUTION BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT SUPPORTING MEDICAL CANNABIS LEGALIZATION IN KENTUCKY. (AS AMENDED).

<u>Sponsors:</u> Primary Bill Hollander (D-9), Primary Barbara Sexton Smith (D-4), Primary David James (D-6), Primary Pat Mulvihill (D-10), Primary Scott Reed (R-16), Primary Vicki Aubrey Welch (D-13), Primary Cindi Fowler (D-14), Primary Marianne Butler (D-15), Primary S. Brandon Coan (D-8), Primary Angela Leet (R-7), Additional Cheri Bryant Hamilton (D-5), Additional Vitalis Lanshima (D-21), Additional Brent Ackerson (D-26) and Additional David Yates (D-25)

<u>Attachments:</u> R-024-18 V.2 CAM 030818 Supporting Medical Cannabis Legalization

in KY.pdf

R-024-18 V.1 020818 Supporting Medical Cannabis Legalization in

KY.pdf

A motion was made by Council Member Woolridge, seconded by Council Member Hamilton, that this Resolution be approved.

Council Members Leet and Hollander spoke to the item.

A motion was made by Council Member Peden to Call the Question, no second was obtained.

Council Member Engel objected.

Although a Voice Vote is permissible on a Resolution, by request from Council Member Hamilton, President James called for a Roll Call vote.

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

Yes: 20 - Green, Shanklin, Sexton Smith, Hamilton, James, Leet, Coan, Hollander, Mulvihill, Blackwell, Welch, Fowler, Butler, Reed, Stuckel, Benson, Lanshima, Peden, Flood and Yates

No: 4 - Woolridge, Kramer, Parker and Engel

Excused: 2 - Denton and Ackerson

Fnactment No: Resolution 035-2018

# **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 COMMITTEE

# **43**. O-037-18

AN ORDINANCE APPROPRIATING \$17,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000 EACH FROM DISTRICTS 1 AND 5; \$1,000 EACH FROM DISTRICTS 2, 3, 4, AND 6; \$500 EACH FROM DISTRICTS 9, 10, 13, 14, 15, AND 21; AND \$250 EACH FROM DISTRICTS 12 AND 25; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO RIVER CITY DRUM CORP CULTURAL ARTS INSTITUTE, INC. FOR PROGRAM EXPENSES ASSOCIATED WITH CONDUCTING THE "SPIRIT OF THE DRUM."

<u>Sponsors:</u>Primary Jessica Green (D-1), Primary Barbara Shanklin (D-2), Primary Mary C. Woolridge (D-3), Primary Barbara Sexton Smith (D-4), Primary Cheri Bryant Hamilton (D-5), Primary David James (D-6), Primary Bill Hollander (D-9), Primary Pat Mulvihill (D-10), Primary Rick Blackwell (D-12), Primary Vicki Aubrey Welch (D-13), Primary Cindi Fowler (D-14), Primary Marianne Butler (D-15), Primary Vitalis Lanshima (D-21) and Primary David Yates (D-25)

Attachments: O-037-18 V.1 030818 NDF to River City Drum Corp.pdf

O-037-18 RCDC.pdf

# **44.** O-040-18

AN ORDINANCE APPROPRIATING \$10,250 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,000 FROM DISTRICT 21; \$1,500 EACH FROM DISTRICTS 13, 12, 15 AND 25; \$1,000 FROM DISTRICT 14; \$750 FROM DISTRICT 1; AND \$500 FROM DISTRICT 3; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE LOUISVILLE INDEPENDENT BUSINESS ALLIANCE, INC. FOR OPERATING EXPENSES ASSOCIATED WITH ITS KEEP SOUTH LOUISVILLE WEIRD INITIATIVE AND PROGRAMMING EXPENSES ASSOCIATED WITH THE SOUTH POINTS BUY LOCAL FAIR.

<u>Sponsors:</u>Primary Vicki Aubrey Welch (D-13), Primary Vitalis Lanshima (D-21), Primary Rick Blackwell (D-12), Primary Marianne Butler (D-15), Primary David Yates (D-25), Primary Cindi Fowler (D-14), Primary Jessica Green (D-1) and Primary Mary C. Woolridge (D-3)

Attachments: O-040-18 V.1 030818 NDF to LIBA.pdf

O-040-18 LIBA.pdf

### **45**. O-043-18

AN ORDINANCE APPROPRIATING \$14,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$4,000 FROM DISTRICT 15; \$1,500 EACH FROM DISTRICTS 21 AND 25; \$1,000 EACH FROM DISTRICTS 12, 13, AND 14; \$500 EACH FROM DISTRICTS 2, 3, 4, 5, 6, 9, 10, AND 23; AND \$250 EACH FROM DISTRICTS 17 AND 20; TO LOUISVILLE METRO PARKS DEPARTMENT FOR PROGRAMMING COSTS ASSOCIATED WITH THE 2018 SERIES OF MOVIES, ART EVENTS, FESTIVALS, AND OTHER FREE AND LOW COST EVENTS OPEN TO THE PUBLIC AT IROQUOIS PARK AMPHITHEATER.

Sponsors: Primary Marianne Butler (D-15), Primary Barbara Shanklin (D-2), Primary Mary C. Woolridge (D-3), Primary Barbara Sexton Smith (D-4), Primary Cheri Bryant Hamilton (D-5), Primary David James (D-6), Primary Bill Hollander (D-9), Primary Pat Mulvihill (D-10), Primary Rick Blackwell (D-12), Primary Vicki Aubrey Welch (D-13), Primary Cindi Fowler (D-14), Primary Glen Stuckel (R-17), Primary Stuart Benson (R-20), Primary Vitalis Lanshima (D-21), Primary James Peden (R-23) and Primary David Yates (D-25)

<u>Attachments:</u> O-043-18 V.1 030818 NDF to MP for Events at Iroquois

Amphitheater.pdf

Parks Event Movies 2018.pdf

# Legislation assigned to COMMUNITY AFFAIRS AND HOUSING COMMITTEE

### **46.** R-036-18

A RESOLUTION HONORING REV. CARL JONES BY DEDICATING THE NORTHEAST CORNER OF EAST GRAY AND JACKSON STREETS TO BE NAMED "REV. CARL JONES WAY" IN HIS HONOR.

<u>Sponsors:</u> Primary Barbara Sexton Smith (D-4)

Attachments: R-036-18 V. 1 030818 Honorary Street Sign Rev. Carl Jones.pdf

# **47**. R-045-18

A RESOLUTION HONORING REV. DR. THOMAS HENRY FRENCH BY DEDICATING SOUTH 41ST STREET BETWEEN VERMONT AVENUE AND WEST MUHAMMAD ALI BOULEVARD TO BE NAMED "REV. THOMAS H. FRENCH WAY" IN HIS HONOR.

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

Attachments: R-045-18 V. 1 030818 Honorary Street Sign - French.pdf

# **48.** R-047-18

A RESOLUTION HONORING JULIUS FRIEDMAN BY DEDICATING THE CORNER OF KENILWORTH PLACE AND BARDSTOWN ROAD TO BE NAMED "JULIUS FRIEDMAN WAY" IN HIS HONOR.

**Sponsors:** Primary S. Brandon Coan (D-8)

Attachments: R-047-18 V. 1 030818 Honoring Julius Friedman.pdf

# **49**. R-050-18

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A DONATION IN THE AMOUNT OF \$100,000 FROM BOBBY PETRINO AND THE PETRINO FAMILY FOUNDATION FOR EMERGENCY RELIEF ASSISTANCE TO THOSE AFFECTED BY THE FLOOD TO BE ADMINISTERED BY THE OFFICE OF RESILIENCE AND COMMUNITY SERVICES.

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

Attachments: R-050-18 V.1 030818 Petrino Foundation Flood Relief.pdf

# Legislation assigned to LABOR, ECONOMIC DEVELOPMENT AND CONTRACTS COMMITTEE

# **50**. R-039-18

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT - (ORGANIZATIONAL WELLNESS AND LEARNING SYSTEMS, INC. - \$53,400.00).

Sponsors: Primary Marianne Butler (D-15)

Attachments: R-039-18 V.1 030818 Contract with Organization Wellness and

Learning Systems.pdf

R-039-18 ATTACH Contract with Organization Wellness and Learning

Systems.pdf

# **51**. **O**-044-18

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 12411 AND 12415 TAYLORSVILLE ROAD CONTAINING 1.04 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1031).

Sponsors: Primary Madonna Flood (D-24)

Attachments: O-044-18 V.1 030818 Zoning change from R4 to C1 at 12411-12415

Taylorsville Rd 16ZONE1031.pdf

16ZONE1031 - 2018.02.15 PC Minutes.pdf

16ZONE1031 - 2018.02.15 PC Staff Report.pdf

16ZONE1031 - Applicant Booklet.pdf

16ZONE1031 - Justification Statement.pdf

16ZONE1031 - Legal Description.pdf

16ZONE1031 - Plan.pdf

16ZONE1031 - Pre-App Staff Report.pdf

16ZONE1031 - 2017.12.14 LD&T Minutes.pdf

<u>16ZONE1031 - 2017.12.14 LD&T Staff Report.pdf</u>

16ZONE1031 - 2018.01.18 PC Minutes.pdf

16ZONE1031 - 2018.01.18 PC Staff Report.pdf

# **52**. <u>O-045-18</u>

AN ORDINANCE CHANGING THE ZONING FROM PEC PLANNED EMPLOYMENT CENTER TO OR-1 OFFICE/RESIDENTIAL ON PROPERTY LOCATED AT 1408-1412 TUCKER STATION ROAD CONTAINING 6.72 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1083).

Sponsors: Primary Madonna Flood (D-24)

Attachments: O-045-18 V.1 030818 Zoning change from PEC to OR1 at 1408-1412

Tucker Station Rd 16ZONE1083.pdf

16ZONE1083 - Justification Statement.pdf

16ZONE1083 - Karst Survey.pdf

16ZONE1083 - Legal Description.pdf

16ZONE1083 - Plan.pdf

16ZONE1083 - Pre-App Staff Report.pdf

16ZONE1083 - 2018.01.11 LD&T Staff Report.pdf

16ZONE1083 - 2018.01.11 LDT Minutes.pdf

16ZONE1083 - 2018.02.15 PC Minutes.pdf

16ZONE1083 - 2018.02.15 PC Staff Report.pdf

16ZONE1083 - Applicant Booklet.pdf

# Legislation assigned to PLANNING, ZONING AND ANNEXATION COMMITTEE

# **53**. O-046-18

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO OR OFFICE/RESIDENTIAL ON PROPERTY LOCATED AT 13913 SHELBYVILLE ROAD CONTAINING 0.67 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1027).

Sponsors: Primary Madonna Flood (D-24)

Attachments: O-046-18 V.1 030818 Zoning change from R4 to OR at 13913

Shelbyville Rd 17ZONE1027.pdf

17ZONE1027 - 2018.02.15 PC Staff Report.pdf

17ZONE1027 - Justification Statement.pdf

17ZONE1027 - Legal Description.pdf

17ZONE1027 - Plan.pdf

17ZONE1027 - Pre-App Staff Report.pdf

17ZONE1027 - 2018.01.11 LD&T Staff Report.pdf

17ZONE1027 - 2018.01.11 LDT Minutes.pdf

17ZONE1027 - 2018.02.15 PC Minutes.pdf

### **54**. **O**-047-18

AN ORDINANCE CHANGING THE ZONING FROM R-6 RESIDENTIAL MULTI-FAMILY TO OR-1 OFFICE/RESIDENTIAL ON PROPERTY LOCATED AT 842 MULBERRY STREET CONTAINING 4,319.86 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1040).

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

Attachments: O-047-18 V.1 030818 Zoning change from R6 to OR1 at 842 Mulberry

St 17ZONE1040.pdf

17ZONE1040 - Legal Description.pdf

17ZONE1040 - Plan.pdf

17ZONE1040 - Pre-App Staff Report.pdf

17ZONE1040 - 2018.01.25 LD&T Minutes.pdf

17ZONE1040 - 2018.01.25 LD&T Staff Report.pdf

17ZONE1040 - 2018.02.15 PC Minutes.pdf

17ZONE1040 - 2018.02.15 PC Staff Report.pdf

17ZONE1040 - Justification Statement.pdf

# Legislation assigned to PUBLIC SAFETY COMMITTEE

# **55.** R-037-18

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$67,666.23 OF FUNDING FROM THE KENTUCKIANA REGIONAL PLANNING & DEVELOPMENT AGENCY FOR THE ACQUISITION AND INSTALLATION OF THREE OUTDOOR WARNING SIRENS AND RELATED EQUIPMENT TO BE ADMINISTERED BY THE DEPARTMENT OF EMERGENCY SERVICES.

<u>Sponsors:</u>Primary Julie Denton (R-19), Primary Scott Reed (R-16) and Primary Stuart Benson (R-20)

<u>Attachments:</u> R-037-18 V.1 030818 Mayor Accept \$67,666.23 from KIPDA for 3

Outdoor Warning Sirens.pdf

R-037-18 REF DOC - FY17 and FY18 ADF KIPDA Siren Project

application.pdf .pdf

# **56.** R-041-18

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$525,000 OF FUNDING FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY THROUGH THE PORT SECURITY GRANT PROGRAM FOR THE ACQUISITION OF A RIVER PATROL BOAT TO BE ADMINISTERED BY THE CRIMINAL JUSTICE COMMISSION.

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

Attachments: R-041-18 V.1 030818 Mayor Accept \$525K from USDOHS for River

Patrol Boat.pdf

R-041-18 REF DOC - DHS Port Security Grant Award March 2018.pdf

### **57.** R-046-18

A RESOLUTION REQUESTING THE ATTORNEY GENERAL TO APPOINT A SPECIAL PROSECUTOR TO INVESTIGATE FORMER LOUISVILLE POLICE DEPARTMENT OFFICER MARK HANDY.

**Sponsors:** Primary Jessica Green (D-1)

Attachments: R-046-18 V. 1 030818 Request AG to investigate Mark Handy.pdf

### **Announcements**

No announcements were made.

# **Adjournment**

Without objection President James adjourned the meeting at 7:53 PM.

The next Metro Council meeting is scheduled for March 22, 2018 at 6:00 PM.

# **Approval Signatures**

The above Action Summary has been approved by the Metro Council.	
H. Stephen Ott	
Clerk of the Louisville Metro Council	
	<u></u>
David James	
President of the Council	