Louisville Metro Government

601 W. Jefferson Street Louisville, KY 40202



Action Summary - Tentative

Thursday, June 10, 2021

6:00 PM

Council Chambers/Virtural

Metro Council

Jessica Green (D-1), Barbara Shanklin (D-2), Keisha Dorsey (D-3), Jecorey Arthur (D-4), Donna L. Purvis (D-5), David James (D-6), Paula McCraney (D-7), Cassie Chambers Armstrong (D-8), Bill Hollander (D-9), Pat Mulvihill (D-10), Kevin Kramer (R-11), Rick Blackwell (D-12), Mark H. Fox (D-13), Cindi Fowler (D-14), Kevin Triplett (D-15), Scott Reed (R-16), Markus Winkler (D-17), Marilyn Parker (R-18), Anthony Piagentini (R-19), Stuart Benson (R-20), Nicole George (D-21), Robin Engel (R-22), James Peden (R-23), Madonna Flood (D-24), Amy Holton Stewart (D-25), Brent Ackerson (D-26)

> President: David James (D-6) President Pro-Tem: Markus Winkler (D-17)

Call to Order and Pledge of Allegiance

Council President James called the meeting to order at 6:01 p.m. and asked all to rise for the Pledge of Allegiance.

Statement Regarding Virtual Attendance by Council Members

The Clerk read the virtual meeting statement regarding the meeting being conducted by video teleconference, pursuant to KRS 61.826 and in accordance with Senate Bill 150, and the provisions regarding any disruptions in remote access for Council Members, which would require a temporary suspension of the meeting.

Council Members attended the meeting remotely, except for the following who were present in Chambers:

- Council President James
- Council Member Kramer
- Council Member Reed
- Council Member Piagentini
- Council Member George
- Council Member Flood

Members Roll Call

A quorum was established.

Present: 26 - Council Member Jessica Green (D-1), Council Member Barbara Shanklin (D-2), Council Member Keisha Dorsey (D-3), Council Member Jecorey Arthur (D-4), Council Member Donna L. Purvis (D-5), Council Member David James (D-6), Council Member Paula McCraney (D-7), Council Member Cassie Chambers Armstrong (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 Mark H. Fox (D-13), Council Member Cindi Fowler (D-14), Council Member Kevin Triplett (D-15), Council Member Scott Reed (R-16), Council Member Markus Winkler (D-17), Council Member Scott Reed (R-18), Council Member Anthony Piagentini (R-19), Council Member Stuart Benson (R-20), Council Member Nicole George (D-21), Council Member Robin Engel (R-22), Council Member James Peden (R-23), Council Member Madonna Flood (D-24), Council Member Amy Holton Stewart (D-25) and Council Member Brent Ackerson (D-26)

Support Staff

Genevieve First, Executive Assistant Travis Fiechter, Jefferson County Attorney's Office Jason Fowler, Jefferson County Attorney's Office Joan Sheffer, Civic Innovation and Technology

Clerk(s)

Sonya Harward, Clerk Lisa Franklin Gray, Assistant Clerk

Moment of Silence

Council President James spoke about the pandemic and the loss of loved ones, and noted the number of people who have died (1,309) and tested positive (82,949) as of that morning in Louisville. He encouraged those medically able to get vaccinated to do so. He also thanked all of the workers who have worked on the front lines throughout the pandemic.

Council President James asked that everyone join him in a moment of silence.

Special Recognitions and Proclamations

1. <u>ID 21-0602</u>

Council Member Flood recognized Officer Connor Maloney, Officer James Ashley, and Officer Clayton Kelly for their heroism in the line of duty.

Chief Erika Shields, Louisville Metro Police Department, also made comments.

Addresses to the Council

2. <u>ID 21-0738</u>

Addresses to Council - June 10, 2021

Attachments: Addresses to Council 6-10-21.pdf

The Clerk called forward the following speakers:

- Gary Watrous
- Mark Wourms
- Judy Lippmann
- Deborah Turner
- Stacy Brindley
- Rabbi Robert Slosberg
- Connie Marshall
- Rhonda Mathies
- Rev. Lori Kyle

Council Minutes

3. <u>ID 21-0693</u>

Regular: Metro Council - May 20, 2021

Attachments: Action Summary for Metro Council - 5-20-21.pdf

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

Committee Minutes

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

4. <u>ID 21-0692</u>

Regular: Committee of the Whole - May 20, 2021

Attachments: Action Summary for Committee of the Whole 5-20-21.pdf

5. <u>ID 21-0711</u>

Special: Planning and Zoning Committee - June 1, 2021

Attachments: Action Summary for Planning and Zoning Committee 6-1-21.pdf

6. <u>ID 21-0677</u>

Regular: Labor and Economic Development Committee - June 1, 2021

<u>Attachments:</u> <u>Action Summary for Labor and Economic Development Committee</u> <u>6-1-21.pdf</u>

7. <u>ID 21-0712</u>

Regular: Public Works Committee - June 1, 2021

Attachments: Action Summary for Public Works Committee 6-1-21.pdf

8. <u>ID 21-0678</u>

Regular: Government Oversight and Audit Committee - June 1, 2021

Attachments: Action Summary for Government Oversight and Audit 6-1-21.pdf

9. ID 21-0698

Regular: Community Affairs, Housing, Health and Education Committee - June 2, 2021

Attachments: Action Summary for Community Affairs, Housing, Health and Education 6-2-21.pdf

10. <u>ID 21-0681</u>

Special: Public Safety Committee - June 2, 2021

Attachments: Action Summary for Public Safety Committee 6-2-21.pdf

11. <u>ID 21-0694</u>

Regular: Appropriations Committee - June 2, 2021

Attachments: Action Summary for Appropriations Committee 6-2-21.pdf

12. <u>ID 21-0713</u>

Regular: Parks and Sustainability - June 3, 2021

Attachments: Action Summary for Parks and Sustainability Committee 6-3-21.pdf

13. <u>ID 21-0695</u>

Regular: Committee on Equity and Inclusion - June 3, 2021

Attachments: Action Summary for Committee on Equity and Inclusion 6-3-21.pdf

14. <u>ID 21-0696</u>

Regular: Budget Committee - June 3, 2021

Attachments: Action Summary for Budget Committee 6-3-21.pdf

15. <u>ID 21-0697</u>

Regular: Committee on Committees - June 8, 2021

Attachments: Action Summary for Committee on Committees 6-8-21.pdf

Communications to the Council

The Clerk read the appointments into the record. Those appointments requiring Council approval were assigned to the Government Oversight and Audit Committee.

16. <u>ID 21-0718</u>

Tax Appeals Board - Laurence May, (Permanent Board), Denise Pusateri, Lester Sanders, Kim Sickles, Linda English, Jessica Zaring, Lori O'Koon, Clem Russell, Dolly Lopez, Darlene Lovely, Griffin Torrens (Temporary) (New Appointments) Metro Council Approval is Not Required.

Attachments: APT Tax Appeals Board 06.07.21.pdf

17. <u>ID 21-0719</u>

Hazardous Materials Ordinance Appeals and Overseers Board - Sean Dreisbach (Reappointment).

Metro Council Approval is Not Required

Attachments: APT Hazardous Materials Ordinance Appeals and Overseers Board 06.07.21.pdf

18. <u>ID 21-0720</u>

Metropolitan Business Development Corporation Board - Cory Bybee (Reappointment). Metro Council Approval is Not Required.

Attachments: APT Metropolitan Business Development Corporation Board
06.07.21.pdf

19. <u>ID 21-0721</u>

Civil Service Board - Theresa Boyd (Reappointment). Metro Council Approval is Not Required.

Attachments: APT Civil Service Board 06.07.21.pdf

20. ID 21-0723

Transit Authority of River City (TARC) Board - Jan Day (New Appointment).

Attachments: APT Transit Authority of River City (TARC) Board 06.07.21.pdf

21. <u>ID 21-0724</u>

Kentuckiana Works - Greater Louisville Workforce Development Corporation Board - Andy Bianco (New Appointment),

<u>Attachments:</u> <u>APT Kentuckiana Works - Greater Louisville Workforce Development</u> <u>Board 06.07.21.pdf</u>

22. <u>ID 21-0725</u>

Air Pollution Control District Board - Josephine Mei (Reappointment).

Attachments: APT Air Pollution Control District Board 06.07.21.pdf

23. <u>ID 21-0726</u>

Metropolitan Sewer District (MSD) Board - Rebecca Cox (New Appointment).

Attachments: APT Metropolitan Sewer District (MSD) Board 06.07.21.pdf

24. <u>ID 21-0727</u>

Louisville Regional Airport Authority Board - Patrick MacDonald (New Appointment), Lesa Seibert (Reappointment).

Attachments: APT Louisville Regional Airport Authority Board 06.07.21.pdf

25. <u>ID 21-0728</u>

Police Merit Board - Sherryl Anderson (New Appointment), Travis Hatchell (Reappointment).

Attachments: APT Police Merit Board 06.07.21.pdf

26. <u>ID 21-0729</u>

Camp Taylor Fire Protection District Board - Thomas Kinderman (New Appointment).

Attachments: APT Camp Taylor Fire Protection District Board 06.07.21.pdf

27. <u>ID 21-0731</u>

Pleasure Ridge Park Fire Protection District Board - James Taylor (Reappointment).

Attachments: APT Pleasure Ridge Park Fire Protection District Board 06.07.21.pdf

28. <u>ID 21-0732</u>

Jeffersontown Fire Protection District Board - Duane Lightfoot, Sr. (Reappointment).

Attachments: APT Jeffersontown Fire Protection District Board 06.07.21.pdf

29. <u>ID 21-0733</u>

Fern Creek Fire Protection District Board - Susan Pierce (Reappointment).

Attachments: APT Fern Creek Fire Protection District Board 06.07.21.pdf

30. <u>ID 21-0734</u>

Anchorage Middletown Fire Protection District Board - Jonathan Jarrell (Reappointment).

<u>Attachments:</u> APT Anchorage Middletown Fire Protection District Board 06.07.21.pdf

31. ID 21-0735

St. Matthews Fire Protection District Board - Marshall Bradley, Jr. (Reappointment).

Attachments: APT St. Matthews Fire Protection District Board 06.07.21.pdf

32. <u>ID 21-0736</u>

Fairdale Fire Protection District Board - Larry Hicks (Reappointment).

Attachments: APT Fairdale Fire Protection District Board 06.07.21.pdf

Consent Calendar

A motion was made by Council Member Peden, seconded by Council Member Piagentini, to approve the Consent Calendar. The motion carried by the following vote and all items on the Consent Calendar were approved:

Yes: 25 - Green, Shanklin, Dorsey, Arthur, Purvis, James, McCraney, Chambers Armstrong, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood and Holton Stewart

Absent: 1 - Ackerson

Legislation forwarded from BUDGET COMMITTEE

33. <u>0-237-21</u>

AN ORDINANCE AMENDING ORDINANCE NO. 237, SERIES 2018, AND ORDINANCE NO. 072, SERIES 2020, RELATING TO THE FISCAL YEAR 2020-2021 CAPITAL BUDGET BY TRANSFERRING \$30,000 FROM A PROJECT TITLED D7 BEAUTIFICATION & SIDEWALK IMPROVEMENTS ON BROWNSBORO ROAD AND ESTABLISHING A NEW PROJECT TITLED D7 SIDEWALK AND PAVING PROJECTS.

Sponsors: Primary Paula McCraney (D-7)

<u>Attachments:</u> O-237-21 V.1 052021 Budget Transfer for D7 Sidewalk and Paving <u>Projects.pdf</u>

This Ordinance passed on the Consent Calendar.

Enactment No: Ordinance 072-2021

34. <u>0-241-21</u>

AN ORDINANCE APPROVING THE FISCAL YEAR 2021-2022 BUDGET FOR LOUISVILLE TOURISM.

<u>Sponsors:</u>Primary Bill Hollander (D-9), Primary David James (D-6) and Additional Kevin Kramer (R-11)

Attachments: O-241-21 V.1 052021 FY 21-22 Budget for Louisville Tourism.pdf

Louisville Tourism - Operating Budget 21-22.pdf

Louisville Tourism - Debt Service Fund Budget 21-22.pdf

This Ordinance passed on the Consent Calendar.

Enactment No: Ordinance 073-2021

Legislation forwarded from GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE

35. <u>0-218-21</u>

AN ORDINANCE OF THE LOUISVILLE METRO COUNCIL TO APPROVE THE ANNEXATION BY THE CITY OF HERITAGE CREEK OF 10001 CEDAR CREEK ROAD.

Sponsors: Primary Robin Engel (R-22) and Primary James Peden (R-23)

Attachments: O-218-21 V.1 052021 ANNEXATION BY THE CITY OF HERITAGE CREEK OF 10001 CEDAR CREEK ROAD.pdf ATTACH Annexation Request from City of Heritage Creek.pdf

> Fiscal Impact of City of Heritage Creek Proposed Annexation at 10001 Cedar Creek Road.pdf Review by PDS - Annexation Request by City of Heritage Creek for Property Located at 10001 Cedar Creek Road.pdf 20-ZONE-0005_Approved Plan_102820 (002).pdf

ZoomedOut (002).pdf

Aerial (002).pdf

This Ordinance passed on the Consent Calendar.

Enactment No: Ordinance 074-2021

Legislation forwarded from LABOR AND ECONOMIC DEVELOPMENT COMMITTEE

36. <u>0-236-21</u>

AN ORDINANCE AMENDING CHAPTER 115 OF THE LOUISVILLE METRO CODE OF ORDINANCES REGARDING WATER SAFETY PERSONNEL AND SWIMMING FACILITY REQUIREMENTS.

Sponsors: Primary Anthony Piagentini (R-19) and Primary Paula McCraney (D-7)

Attachments: O-236-21 V.1 052021 AMENDING CHP 115 OF LMCO - WATER SAFETY PERSONNEL AND SWIMMING FACILITY REQUIREMENTS.pdf

This Ordinance passed on the Consent Calendar.

Enactment No: Ordinance 075-2021

Legislation forwarded from PARKS AND SUSTAINABILITY COMMITTEE

37. <u>R-044-21</u>

A RESOLUTION HONORING FORMER COUNCILMAN GLEN STUCKEL BY DEDICATING THE LONG RUN GOLF COURSE DRIVING RANGE AS THE "GLEN STUCKEL DRIVING RANGE" IN RECOGNITION OF HIS DEDICATION AND SERVICE TO THE METRO GOLF COURSE PROGRAM, LOUISVILLE METRO COUNCIL DISTRICT 17, AND LOUISVILLE METRO AS A WHOLE.

<u>Sponsors:</u>Primary Anthony Piagentini (R-19) and Primary Markus Winkler (D-17)

<u>Attachments:</u> R-044-21 V.1 052021 Dedication of Long Run Golf Course Glen <u>Stuckel.pdf</u>

This Resolution was adopted on the Consent Calendar.

Enactment No: Resolution 039-2021

Legislation forwarded from PLANNING AND ZONING COMMITTEE

38. <u>0-199-21</u>

AN ORDINANCE AMENDING CHAPTERS 9 AND 11 OF THE METRO LAND DEVELOPMENT CODE RELATING TO REQUIRED NOTICE OF DEVELOPMENT ACTIVITY AS SUGGESTED IN PLAN 2040 COMPREHENSIVE PLAN ("PLAN 2040").

<u>Sponsors:</u>Primary Madonna Flood (D-24)

Attachments: O-199-21 V.1 050621 Amending Chapters 9 and 11 of Land Development Code.pdf LDC Reform Presentation Phase I June 1 PZ Committee CF.pdf LDCCHanges Round1 Recommendations FINAL.pdf 21-LDC-0002 Planning Commission StaffReport 04202021.pdf 04.20.21 PC Minutes Night Hearing.pdf 21-LDC-0002 Resolution.docx.pdf 21-LDC-0002 LDC Reform Report NoticeRequirement 01272021.pdf 2021.02.08 Planning Committee Minutes.pdf 2021.03.22 Planning Committee Minutes.pdf Flyers Bundled.pdf LDC Reform All Comments Received.pdf LDC Reform MC Resolution Signed.pdf LDC Reform PC Resolution Signed.pdf LDC Reform Presentation Phase I Planning Commission 042021 CF [Autosaved].pdf PlanningCommissionPresentation Intro 04202021.pdf

This Ordinance passed on the Consent Calendar.

Enactment No: Ordinance 076-2021

39. <u>O-200-21</u>

AN ORDINANCE AMENDING CHAPTERS 1 AND 4 OF THE METRO LAND DEVELOPMENT CODE RELATING TO URBAN AGRICULTURE AS SUGGESTED IN PLAN 2040 COMPREHENSIVE PLAN ("PLAN 2040").

<u>Sponsors:</u>Primary Madonna Flood (D-24)

Attachments: O-200--21 V.1 050621 Amending Chp 1 and 4 Urban Agriculture.pdf

LDC Reform Presentation Phase I June 1 PZ Committee CF.pdf

LDCCHanges_Round1_Recommendations_FINAL.pdf

21-LDC-0003_Planning Commission StaffReport_04202021.pdf

04.20.21 PC Minutes Night Hearing.pdf

21-LDC-0003 Resolution.docx.pdf

21-LDC-0003 LDC Reform Report Urban Agriculture 01272021.pdf

2021.02.08 Planning Committee Minutes.pdf

2021.03.22 Planning Committee Minutes.pdf

Flyers Bundled.pdf

LDC Reform All Comments Received.pdf

LDC Reform MC Resolution Signed.pdf

LDC Reform PC Resolution_Signed.pdf

LDC Reform Presentation Phase I Planning Commission 042021 CF

[Autosaved].pdf

PlanningCommissionPresentation Intro 04202021.pdf

LDC Reform Presentation Phase I June 1 PZ Committee CF.pdf

This Ordinance passed on the Consent Calendar.

Enactment No: Ordinance 077-2021

40. <u>O-235-21</u>

AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON REZONING, CONDITIONAL USE PERMITS AND PLAN CERTAIN, CATEGORY 2B AND 3 DEVELOPMENT PLAN APPLICATIONS PROPOSING LIMITED USE CATEGORY 2 IN AREA IIC OF THE TYLER TOWN CENTER PLANNED DEVELOPMENT DISTRICT PENDING A REVIEW AND RECOMMENDED CHANGES BY THE PLANNING COMMISSION.

Sponsors: Primary Stuart Benson (R-20)

<u>Attachments:</u> O-235-21 V.1 052021 Temp Moratorium on Rezoning Catgory 2B and <u>3 Dev.pdf</u>

This Ordinance passed on the Consent Calendar.

Enactment No: Ordinance 078-2021

41. <u>R-041-21</u>

A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW THE TYLER TOWN CENTER PLANNED DEVELOPMENT DISTRICT WITH REGARD TO LIMITED USE CATEGORY 2.

Sponsors: Primary Stuart Benson (R-20)

<u>Attachments:</u> R-041-21 V.1 052021 Requesting Review Tyler Town Ctr Planned Dev District.pdf

This Resolution was adopted on the Consent Calendar.

Enactment No: Resolution 040-2021

Old Business

[See the "Unedited Transcript of Metro Council Meeting - June 10, 2021.pdf" attached at the end of this Action Summary for additional information regarding the discussion of each item.]

For Reconsideration

42. <u>0-206-21</u>

AN ORDINANCE APPROVING PARTIAL FORGIVENESS OF A LOAN TO DIRECTIONS APARTMENTS, LLC PURSUANT TO LOUISVILLE METRO CODE OF ORDINANCES ("LMCO") SECTION 39.131(B) (AS AMENDED).

<u>Sponsors:</u>Primary Donna L. Purvis (D-5)

Attachments: 0-206-21 V.3 FAM 061021 Partial Forgivable Loan to Directions

 Apartments.pdf

 O-206-21 PROPOSED FAM 061021 Partial Forgivable Loan to

 Directions Apartments.pdf

 O-206-21 V.2 CAM 051321 Partial Forgivable Loan to Directions

 Apartments.pdf

 O-206-21 V.1 050621 Partial Forgivable Loan to Directions

 Apartments.pdf

 O-206-21 V.1 050621 Partial Forgivable Loan to Directions

 Apartments.pdf

 O-206-21 ATTACH Exhibit A.pdf

Loan Assumption and Modification Agreement.pdf

ORD 071 2021.pdf

A motion was made by Council Member Fox, seconded by Council Member Piagentini, that this Ordinance be reconsidered.

Council Member Hollander explained why the Ordinance needed to be reconsidered.

The motion to reconsider carried by a voice vote.

A motion was made by Council Member Piagentini, seconded by Council Member Purvis, that this Ordinance be approved.

Council Member Hollander and Council Member Purvis spoke to this item.

Enactment No: Ordinance 071-2021

A motion was made by Council Member Purvis, seconded by Council Member Piagentini, that this Ordinance be amended as shown in the document attached hereto titled "O-206-21 V.3 FAM 061021 Partial Forgivable Loan to Directions Apartments.pdf."

The motion to amend carried by a voice vote.

Enactment No: Ordinance 071-2021

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

- Yes: 25 Green, Shanklin, Dorsey, Arthur, Purvis, James, McCraney, Chambers Armstrong, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood and Holton Stewart
- Absent: 1 Ackerson

Enactment No: Ordinance 071-2021

43. <u>0-011-21</u>

AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 8816-8820 W. MANSLICK ROAD CONTAINING APPROXIMATELY 11.28 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE0091) (AMENDMENT BY SUBSTITUTION).

<u>Sponsors:</u>Primary Cindi Fowler (D-14)

Attachments: O-011-21 V.2 CABS 051121 Zoning at 8616-8820 W Manslick.pdf

O-011-21 PROPOSED CABS 051121 Zoning at 8616-8820 W

Manslick.pdf O-011-21 V.1 012821 Zoning at 8816-8820 W Manslick.pdf

19-ZONE-0091.pdf

19-ZONE-0091 Booklet.pdf

19-ZONE-0091 Finding of Facts.pdf

19-ZONE-0091 Justification Statement.pdf

<u>19-ZONE-0091 Legal Description.pdf</u>

19-ZONE-0091 Other Minutes.pdf

19-ZONE-0091 PC Minutes.pdf

19-ZONE-0091 Staff Reports.pdf

19-ZONE-0091_Plan_011521.pdf

A motion was made by Council Member Engel, seconded by Council Member Reed, that this Ordinance be approved.

Council Member Flood spoke to this item.

A motion was made by Council Member Flood, seconded by Council Member Winkler, to limit debate on this item.

The motion to limit debate carried by a voice vote.

Enactment No: Ordinance 079-2021

Council Member Fowler and Council Member Winkler spoke to this item.

- Yes: 18 Shanklin, Dorsey, McCraney, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, Engel, Peden, Flood and Holton Stewart
- No: 7 Green, Arthur, Purvis, James, Chambers Armstrong, Hollander and George
- Present: 1 Ackerson

Enactment No: Ordinance 079-2021

44. <u>0-232-21</u>

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 3506 DUTCHMANS LANE CONTAINING APPROXIMATELY 0.2 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 20ZONE0110).

<u>Sponsors:</u>Primary Madonna Flood (D-24)

Attachments: O-232-21 V.1 052021 Zoning at 3506 Dutchmans Lane.pdf

20-ZONE-0110.pdf

20-ZONE-0110_staff rpts.pdf

20-ZONE-0110_PC min.pdf

20-ZONE-0110 LDT min.pdf

20-ZONE-0110 legal desc.pdf

20-ZONE-0110 Plan 04.15.21.pdf

A motion was made by Council Member Piagentini, seconded by Council Member Fox, that this Ordinance be approved.

Council Member Flood and Council Member Ackerson spoke to this item.

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

- Yes: 25 Green, Shanklin, Dorsey, Arthur, Purvis, James, Chambers Armstrong, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, Benson, George, Engel, Peden, Flood, Holton Stewart and Ackerson
- Absent: 1 McCraney

Enactment No: Ordinance 080-2021

45. <u>O-216-21</u>

AN ORDINANCE AUTHORIZING LOUISVILLE METRO GOVERNMENT TO RENEW THE GAS FRANCHISE WITH LOUISVILLE GAS & ELECTRIC AND SIGN A GAS FRANCHISE AGREEMENT.

<u>Sponsors:</u>Primary Nicole George (D-21)

Attachments: O-216-21 V.1 052021 Renew The Gas Franchise with LG&E.pdf

O-216-21 ATTACH First Amendment to Louisville Metro Gas Franchise.pdf LG&E Gas Franchise First Amendment Exhibit A.pdf

A motion was made by Council Member Fox, seconded by Council Member Reed, that this Ordinance be approved.

Council Member George spoke to this item.

Council President James stated that he would be abstaining from the vote due to his wife's employment with Louisville Gas and Electric Company.

During the vote, Council Member Mulvihill stated that he would be abstaining from the vote due to his wife's employment with Louisville Gas and Electric Company.

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

- Yes: 23 Green, Shanklin, Dorsey, Arthur, Purvis, McCraney, Chambers Armstrong, Hollander, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Piagentini, George, Engel, Peden, Flood, Holton Stewart and Ackerson
- No: 1 Benson
- Abstain: 2 James and Mulvihill

Enactment No: Ordinance 081-2021

46. <u>R-042-21</u>

A RESOLUTION DETERMINING AN UNIMPROVED TRACT ON LOMBARD STREET IN LOUISVILLE, KENTUCKY SHOWN ON EXHIBIT "A" ATTACHED HERETO OWNED BY THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT"), AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENT PURPOSE AND AUTHORIZING THE UNIMPROVED TRACT, ALL IN METRO LOUISVILLE, KENTUCKY (THE "TRACT"), TO BE CONVEYED TO WATERFRONT DEVELOPMENT CORPORATION TO BE CONSOLIDATED INTO THE WATERFRONT BOTANICAL GARDENS.

Sponsors: Primary Bill Hollander (D-9)

Attachments: R-042-21 V.1 052021 Surplus Resolution Botanical Gardens.pdf

R-042-21 ATTACH 2874-WP LOUISVILLE METRO PLAT_SIGNED 5-13-21.pdf FW_R-042-21.pdf Signed Copy of Exhibit A.pdf

Property Appraisal.pdf

A motion was made by Council Member Engel, seconded by Council Member Reed, that this Resolution be approved.

Council Member Hollander spoke to this item.

During the vote, Council Member Piagentini stated that he would be abstaining from the vote due to his wife being on the board of the Waterfront Botanical Gardens.

The motion to approve carried by the following vote and the Resolution was adopted:

- Yes: 24 Green, Shanklin, Dorsey, Arthur, Purvis, James, Chambers Armstrong, Hollander, Mulvihill, Kramer, Blackwell, Fox, Fowler, Triplett, Reed, Winkler, Parker, Benson, George, Engel, Peden, Flood, Holton Stewart and Ackerson
- Absent: 1 McCraney
- Abstain: 1 Piagentini

Enactment No: Resolution 041-2021

New Business

The Clerk provided a first reading of New Business and the respective committee assignments for the record.

Legislation assigned to APPROPRIATIONS COMMITTEE

47. <u>O-255-21</u>

AN ORDINANCE AMENDING ORDINANCE 178, SERIES 2019, WHICH APPROPRIATED \$46,000 IN NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$24,000 FROM DISTRICT 23; \$16,000 FROM DISTRICT 24; AND \$6,000 FROM DISTRICT 13; TO METRO PARKS FOR THE [2020] FRIDAYFEST CONCERT SERIES AT HIGHVIEW PARK.

Sponsors: Primary James Peden (R-23)

 Attachments:
 O-255-21 V.1 061021 Amends ORD 178 2019 RE FirdayFest NDF.pdf

 O-255-21 Updated Supporting Doucmentation.pdf

 D-24 Approval Email.pdf

 D-13 Approval Email.pdf

 O-380-19 FridayFest as of 111219.pdf

 ORD 178 2019.pdf

Legislation assigned to BUDGET COMMITTEE

48. <u>0-243-21</u>

AN ORDINANCE APPROVING LOAN FORGIVENESS TO CATHEDRAL COMMONS LTD, A KENTUCKY LIMITED PARTNERSHIP PURSUANT TO LOUISVILLE METRO CODE OF ORDINANCES ("LMCO") SECTION 39.131(B).

<u>Sponsors:</u>Primary Jecorey Arthur (D-4)

Attachments: O-243-21 V.1 061021 Loan Forgiveness for Cathedral Commons.pdf

O-243-21 ATTACH Exhibit A.pdf

49. <u>0-272-21</u>

AN ORDINANCE APPROVING THE AMERICAN RESCUE PLAN (ARP) LOCAL FISCAL RECOVERY FUNDING TO VARIOUS LOUISVILLE METRO GOVERNMENT DEPARTMENTS FOR THE FIRST 100 DAYS TO ADDRESS THE CONTINUED IMPACT OF COVID-19 ON THE ECONOMY, PUBLIC HEALTH, STATE AND LOCAL GOVERNMENTS, INDIVIDUALS, AND BUSINESSES. (AS AMENDED)

<u>Sponsors:</u>Primary David James (D-6), Primary Bill Hollander (D-9) and Primary Kevin Kramer (R-11)

 Attachments:
 O-272-21 V.2 CAM 061721 American Rescue Plan Act of 2021 - First 100 Days.pdf

 O-272-21 V.2 CAM 061721 Amended Schedule A - American Rescue Plan of 2021 - First 100 Days.pdf
 O-272-21 PROPOSED CAM 061721 Amended Schedule A -American Rescue Plan of 2021 - First 100 Days.pdf

 O-272-21 V.1 061021 American Rescue Plan Act of 2021 - First 100 Days.pdf
 O-272-21 V.1 061021 American Rescue Plan Act of 2021 - First 100 Days.pdf

 O-272-21 ATTACH Schedule A - American Rescue Plan of 2021 -First 100 Days.pdf
 American Rescue Plan Project Descriptions.pdf

 Louisville Tourism Leisure Travel Recovery Advertising Plan.pdf
 Local Fiscal Recovery Fund Eligible Costs and Reporting Information.pdf

 Dear American Rescue Plan Committee.pdf
 Plan Project Descriptions

Rules Regarding Coronavirus State and Local Fiscal Recovery <u>Funds.pdf</u> <u>Press Release RE Federal COVID-19 Relief Package from March 11,</u> <u>2021.pdf</u>

50. <u>R-057-21</u>

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING IN THE FORM OF DIRECT GRANTS OR REIMBURSEMENT FROM VARIOUS ECONOMIC RELIEF PACKAGES APPROVED THROUGH THE AMERICAN RESCUE PLAN (ARP) ACT OF 2021, EITHER DIRECTLY OR THROUGH THE COMMONWEALTH OF KENTUCKY, FOR EXPENDITURES TO ADDRESS THE CONTINUED IMPACT OF COVID-19 ON THE ECONOMY, PUBLIC HEALTH, STATE AND LOCAL GOVERNMENTS, INDIVIDUALS, AND BUSINESSES. (AS AMENDED)

<u>Sponsors:</u>Primary David James (D-6), Primary Bill Hollander (D-9) and Primary Kevin Kramer (R-11)

 Attachments:
 R-057-21 V.2 CAM 061721 Mayor Authorized to Accept Funding

 Through American Rescue Plan Act of 2021.pdf

 R-057-21 V.1 061021 Mayor Authorized to Accept Funding Through

 American Rescue Plan Act of 2021.pdf

 R-057-21 PROPOSED CAM 061721 Mayor Authorized to Accept

 Funding Through American Rescue Plan Act of 2021.pdf

Legislation assigned to COMMITTEE ON EQUITY AND INCLUSION

51. <u>O-260-21</u>

AN ORDINANCE AMENDING LOUISVILLE METRO CODE OF ORDINANCES CHAPTER 92 TO ADD A DEFINITION OF NATIONAL ORIGIN WHICH INCLUDES NATURAL HAIR, TO BE KNOWN AS THE CROWN ACT.

<u>Sponsors:</u>Primary Jecorey Arthur (D-4), Primary Keisha Dorsey (D-3), Primary Jessica Green (D-1), Primary Paula McCraney (D-7), Primary Donna L. Purvis (D-5), Additional David James (D-6), Additional Anthony Piagentini (R-19), Additional Barbara Shanklin (D-2) and Additional Bill Hollander (D-9)

Attachments: O-260-21 V.1 061021 Crown Act.pdf

Legislation assigned to LABOR AND ECONOMIC DEVELOPMENT COMMITTEE

52. <u>R-045-21</u>

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR LOUISVILLE METRO PUBLIC HEALTH AND WELLNESS CONCERNING SPECIALIZED PHYSICIAN SERVICES IN THE AREA OF CHEMICAL DEPENDENCY TREATMENT - (GOBILE MD LLC - \$58,000.00).

Sponsors: Primary Barbara Shanklin (D-2)

Attachments: R-045-21 V.1 061021 LMPHW - SPECIALIZED PHYSICIAN SERVICES -- CHEMICAL DEPENDENCY TREATMENT - (GOBILE MD LLC - \$58,000.00).pdf GOBILEMD LLC PSC.pdf

53. <u>R-050-21</u>

A RESOLUTION APPROVING THE GRANTING OF LOCAL INCENTIVES TO KRONOS SAASHR, INC. AND ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

Sponsors: Primary Keisha Dorsey (D-3) and Primary Anthony Piagentini (R-19)

<u>Attachments:</u> R-050-21 V.1 061021 Local Incentives for Kronos Saashr, Inc.pdf Kronos Saashr Inc.-KBI Board Summary.pdf Mayor KBI support letter - Kronos.pdf

54. <u>R-051-21</u>

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT FOR THE PARKING AUTHORITY OF RIVER CITY ("PARC") CONCERNING PARKING METER REPLACEMENT PARTS - (POM, INCORPORATED - \$75,000.00).

<u>Sponsors:</u>Primary Cassie Chambers Armstrong (D-8)

<u>Attachments:</u> R-051-21 V.1 061021 Contract for PARC with POM Inc.pdf POM INC - PARC AGREEMENT.pdf

55. <u>R-053-21</u>

A RESOLUTION APPROVING THE GRANTING OF LOCAL INCENTIVES TO SAZERAC NORTH AMERICA INC. AND ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.

<u>Sponsors:</u>Primary Keisha Dorsey (D-3) and Primary Anthony Piagentini (R-19)

 Attachments:
 R-053-21 V.1 062120 Local Incentives for Sazerac North America

 Inc.pdf
 Sazerac Company, Inc. (fka Sazerac North America, Inc.)- Louisville

 Support Letter.pdf
 Sazerac Company, Inc. (fka Sazerac North America, Inc.)

 Preliminary Approval September 28, 2017.pdf

56. <u>R-054-21</u>

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FIRST FIVE MONTHS OF THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT FOR HOSTING MAINTENANCE AND SUPPORT OF THE REVENUE COMMISSION'S TAX SYSTEM - FAST ENTERPRISES LLC - \$159,205.00.

Sponsors: Primary Bill Hollander (D-9)

Attachments: R-054-21 V.1 061021 Contract for Revenue Comm. with Fast Enterprises LLC.pdf FAST HOSTING SERVICES AGREEMENT.pdf

> Revenue Commission - Contract (Sole Source) with Fast Enterprises LLC Resolution 051321 (002).doc

57. <u>R-055-21</u>

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING AMENDMENT TO A NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR THE OFFICE OF MANAGEMENT AND BUDGET CONCERNING CONSULTATION CONCERNING DEVELOPMENT AND IMPLEMENTATION OF LOUISVILLE'S AMERICAN RESCUE PLAN - (MARGARET HANDMAKER -\$120,000.00 FOR A NEW NOT TO EXCEED AMOUNT OF \$150,000.00).

<u>Sponsors:</u>Primary Bill Hollander (D-9)

 Attachments:
 R-055-21 V.1 061021 Contract for OMB with Margaret Handmaker.pdf

 June 2021 PSC Amendment for Margaret Handmaker
 Redacted.pdf

 May 2021 PSC for Margaret Handmaker_Redacted.pdf
 Margaret Handmaker_Redacted.pdf

Legislation assigned to PLANNING AND ZONING COMMITTEE

58. <u>0-244-21</u>

AN ORDINANCE RELATING TO THE CLOSURE OF AN UNNAMED ALLEY RUNNING PARALLEL AND TO THE EAST OF SOUTH 20TH STREET AND NORTH OF MAGAZINE STREET CONTAINING APPROXIMATELY 2,000 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 21STRCLOSURE0001).

Sponsors: Primary Madonna Flood (D-24)

Attachments: O-244-21 V.1 061021 Unnamed Alley Running E. 20th St N Magazine

St.pdf 21-STRCLOSURE-0001.pdf

21-STRCLOSURE-0001 PC min 005.06.21.pdf

21-STRCLOSURE-0001 legal desc.pdf

21-STRCLOSURE-0001 plat.pdf

21-STRCLOSURE-0001_staff rpt.pdf

59. <u>0-256-21</u>

AN ORDINANCE AMENDING ORDINANCE NO. 057, SERIES 2020 REGARDING THE PERIOD FOR TEMPORARY USE OF PARKING LOTS, OPEN AREAS AND SIDEWALKS FOR OUTDOOR DINING AND ALCOHOL SALES IN RESPONSE TO THE COVID-19 CRISIS.

Sponsors: Primary Madonna Flood (D-24)

Attachments: O-256-21 V.1 061021 Temp Parking Lots Open Areas and Sidewalk Outdoor Dinning and Clcohol Sale Covid-19 crisis.pdf

60. <u>O-257-21</u>

AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 11800 AND 11908 EAST ORELL ROAD AND 11705 DIXIE HIGHWAY CONTAINING APPROXIMATELY 6.15 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 20ZONE0034).

<u>Sponsors:</u>Primary Madonna Flood (D-24)

 Attachments:
 O-257-21 V.1 061021 Zoning at 11800 AND 11908 E ORELL ROAD

 AND 11705 DIXIE HIGHWAY.pdf

 20-ZONE-0034.pdf

 20-ZONE-0034_PC min_05.17.21.pdf

 20-ZONE-0034_other minutes multiple.pdf

 20-ZONE-0034_staff rpts.pdf

 20-ZONE-0034_legal desc.pdf

 20-ZONE-0034_appl justification stmt.pdf

 20-ZONE-0034_appl cant presentation 5-14.pdf

 20-ZONE-0034_Fischer presentation.pdf

 20-ZONE-0034_James_Jones_presentation.pdf

61. <u>0-258-21</u>

AN ORDINANCE RELATING TO THE CLOSURE OF A PORTION OF CEDAR CREEK ROAD BETWEEN 7509 AND 7710 CEDAR CREEK ROAD CONTAINING APPROXIMATELY 6,015.84 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 21STRCLOSURE0008).

<u>Sponsors:</u>Primary Madonna Flood (D-24)

 Attachments:
 0-258-21 V.1 061021 Closure of a Portion of Cedar Creek Road

 Between 7509 and 7710 Cedar Creek Road.pdf

 21-STRCLOSURE-0008.pdf

 21-STRCLOSURE-0008_PC minutes_05.20.21.pdf

 21-STRCLOSURE-0008_LDT minutes_05.13.21.pdf

 21-STRCLOSURE-0008_PC Staff Report.pdf

 21-STRCLOSURE-0008_PC Staff Report.pdf

 21-STRCLOSURE-0008_Closure Plat_05.20.21.pdf

62. <u>O-259-21</u>

AN ORDINANCE RELATING TO THE CLOSURE OF A PORTION OF THE RIGHT-OF-WAY OF FEGENBUSH LANE ADJACENT TO 5905 FEGENBUSH LANE CONTAINING APPROXIMATELY 3.87 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21STRCLOSURE0004).

<u>Sponsors:</u>Primary Madonna Flood (D-24)

 Attachments:
 O-259-21 V.1 061021 Closure of a Portion of the Right-of-Way of Fegenbush Lane adjacent to 5905 Fegenbush Lane.pdf 21-STRCLOSURE-0004.pdf

 21-STRCLOSURE-0004_Plan_032221.pdf

 21-STRCLOSURE-0004_PC minutes_05.20.21.pdf

 21-STRCLOSURE-0004_LDT minutes.pdf

 21-STRCLOSURE-0004_staff rpts.pdf

21-STRCLOSURE-0004_legal desc and plat_05.20.21.pdf

Legislation assigned to PUBLIC SAFETY COMMITTEE

63. <u>R-048-21</u>

A RESOLUTION AUTHORIZING THE MAYOR TO MAKE APPLICATION FOR AND, UPON APPROVAL, TO ENTER INTO A \$55,920.00 GRANT AGREEMENT WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS), TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED NECESSARY BY KOHS TO FACILITATE AND ADMINISTER A CYBER SECURITY IDENTITY AND ACCESS MANAGEMENT PROJECT TO ADDRESS WEAKNESSES IN RECENT CYBER SECURITY ASSESSMENT FINDINGS AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THIS PROJECT.

<u>Sponsors:</u>Primary David James (D-6)

Attachments: R-048-21 V.1 061021 A \$55,920.00 GRANT AGREEMENT WITH KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS) - TO FACILITATE AND ADMINISTER A CYBER SECURITY IDENTITY-ACCESS MANAGEMENT PROJECT.pdf

64. <u>R-049-21</u>

A RESOLUTION AUTHORIZING THE MAYOR TO MAKE APPLICATION FOR AND, UPON APPROVAL, TO ENTER INTO A \$114,000.00 GRANT AGREEMENT WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS), TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED NECESSARY BY KOHS TO FACILITATE AND ADMINISTER A PROJECT FOR A CYBER SECURITY CONTINUITY OF OPERATIONS PLAN CONCERNING PREPARATION FOR CYBERATTACKS AND EXERCISES RELATED THERETO AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THIS PROJECT.

Sponsors: Primary David James (D-6)

Attachments: R-049-21 V.1 061021 A \$114,000.00 GRANT AGREEMENT WITH KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS) TO FACILITATE AND ADMINISTER A PROJECT FOR A CYBER SECURITY OPERATIONS PLAN.pdf

Legislation assigned to PUBLIC WORKS COMMITTEE

65. <u>0-248-21</u>

AN ORDINANCE AMENDING THE LOUISVILLE/JEFFERSON COUNTY METRO CODE OF ORDINANCES ("LMCO") CHAPTER 115 RELATING TO LICENSING REQUIREMENT EXEMPTIONS.

Sponsors: Primary Rick Blackwell (D-12)

<u>Attachments:</u> O-248-21 V.1 061021 Chp 115 Relating to Licensing Requirement Exemptions.pdf

66. <u>0-253-21</u>

AN ORDINANCE AMENDING CHAPTER 156 OF THE LOUISVILLE METRO CODE OF ORDINANCES RELATING TO THE REQUIREMENT OF PROPER PROPERTY MAINTENANCE AND THE EFFICIENT ENFORCEMENT OF VIOLATIONS.

Sponsors: Primary Rick Blackwell (D-12)

<u>Attachments:</u> O-253-21 V.1 061021 Vehicle Impoundment Proper Property Maintenance and Efficient Encorcement.pdf

67. <u>R-052-21</u>

A RESOLUTION AUTHORIZING EMINENT DOMAIN PROCEEDINGS PURSUANT TO KRS CHAPTER 99.715 AND KRS CHAPTER 416 AGAINST REAL PROPERTY LOCATED AT 2700-2706 WEST CHESTNUT STREET AND 2708 WEST CHESTNUT STREET WHICH HAVE BEEN CERTIFIED AS BLIGHTED AND DETERIORATED.

<u>Sponsors:</u>Primary Donna L. Purvis (D-5)

Attachments: R-052-21 V.1 061021 West Chestnut Spot Blight Condemnation.pdf

R-052-21 ATTACH Exhibit A - Resolution 7 Series 2019 - Spot Condemnation St Charles Ch.pdf R-052-21 ATTACH Exhibit B - Resolution 47 Series 2019 - 2700 W Chestnut St Spot Condemnation.pdf

68. <u>R-056-21</u>

A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION ACTION AGAINST THE OWNERS OF CERTAIN PROPERTY, PARCEL NO. EIGHTEEN (18), IN JEFFERSON COUNTY IN CONNECTION WITH THE LA GRANGE ROAD BIKE/ PEDESTRIAN PROJECT (KY 907).

<u>Sponsors:</u>Primary Paula McCraney (D-7)

<u>Attachments:</u> R-056-21 V.1 061021 Parcel No. 18 (Baker Heirs, et al) Condemnation.pdf

Announcements

Council President James announced that the next Metro Council meeting would be on Thursday, June 24, 2021, at 6:00 p.m.

Adjournment

Without objection, Council President James adjourned the meeting at 7:24 p.m.

Unedited Transcript of Meeting

ID 21-0787

Unedited Transcript of Metro Council Meeting - June 10, 2021

NOTE: This script is produced by an outside company and has not been edited.

Attachments: Unedited Transcript of Metro Council Meeting - June 10, 2021.pdf