

Louisville Metro Government

*601 W. Jefferson Street
Louisville, KY 40202*



Action Summary - Final

Thursday, November 17, 2016

6:00 PM

Council Chambers

Metro Council

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

President: David Yates (25)

Pro-Tem: Bill Hollander (9)

Call to Order

President Yates called the meeting to order at 6:04 PM and asked all to rise for the Pledge of Allegiance.

Members Roll Call

Council Member Kramer arrived @ 6:09 PM, Council Member Blackwell arrived @ 6:16 PM, Council Members Leet and Peden arrived @ 6:19 PM and Council Member Denton arrived @ 6:24 PM

Present: 21 - Council Member Jessica Green (D-1), Council Member Barbara Shanklin (D-2), Council Member Mary C. Woolridge (D-3), Council Member Cheri Bryant Hamilton (D-5), Council Member David James (D-6), Council Member Angela Leet (R-7), Council Member Tom Owen (D-8), Council Member Bill Hollander (D-9), Council Member Pat Mulvihill (D-10), Council Member Kevin Kramer (R-11), Council Member Rick Blackwell (D-12), Council Member Kelly Downard (R-16), Council Member Glen Stuckel (R-17), Council Member Marilyn Parker (R-18), Council Member Julie Denton (R-19), Council Member Stuart Benson (R-20), Council Member Robin Engel (R-22), Council Member James Peden (R-23), Council Member Madonna Flood (D-24), Council President David Yates (D-25) and Council Member Brent Ackerson (D-26)

Excused: 5 - Council Member David Tandy (D-4), Council Member Vicki Aubrey Welch (D-13), Council Member Cindi Fowler (D-14), Council Member Marianne Butler (D-15) and Council Member Dan Johnson (D-21)

Introduction of Page(s)

1. ID 16-1550

Council Member Downard introduced Lincoln Bayer as the Page from District 16.

2. ID 16-1555

Council Member Bryant Hamilton introduced Sherman Jaelen Smith as the Page from District 5.

Support Staff

Nick Lococo and Paul Whitty, Jefferson County Attorney's Office

Clerks

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

Address to Council**3. ID 16-1549****Address to Council - November 17, 2016**

Attachments: 11-17-16 Address to Council Agenda

The Clerk called forward the following speakers:

Teena Halbig
District 9
Topic: Human Trafficking

Jeanette Westbrook
District 8
Topic: Human Trafficking Conference

Brinder Guy (No show)
District 1
Topic: Rodent Infestation

Johnette Madison
District 3
Topic: Street Lights

Isabel Isenhardt
Oldham County
Topic: Human Trafficking

Esther Frederick
District 15
Topic: Affordable Housing (Support)

Kris Philipp
District 6
Topic: Affordable Housing (Support)

A Point of Personal Privilege was requested by Council Member Green to recognize November as National Adoption Month and Council Member Flood to recognize the Leukemia and Lymphoma Society.

Guests

4. ID 16-1546

Council Member Mulvihill recognized Perry E. Sangalli, St. Xavier High School President, for Saint Xavier High School being designated a Blue Ribbon School.

Council Member Woolridge recognized Principal Phillip Poore of Schaffner Elementary for the school being designated as a Blue Ribbon School.

Council Member Owen recognized Paula Do in place of Principal Steve Frommeyer of St. Francis of Assisi, who could not be in attendance, for the school being designated as a Blue Ribbon School.

Council Minutes

5. ID 16-1491

Regular: Metro Council - November 3, 2016

Attachments: 11-03-16 Action Summary

11-03-16 UNEDITED Transcript

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

Committee Minutes

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

6. ID 16-1489

Regular: Committee on Sustainability and Parks - November 3, 2016

Attachments: 11-03-16 Sustainability & Parks Action Summary

7. ID 16-1492

Regular: Committee of the Whole - November 3, 2016

Attachments: 11-03-16 COW Action Summary

8. ID 16-1494**Special: Appropriations, NDFs, CIFs Committee - November 7, 2016**

Attachments: 11-07-16 Appropriations Action Summary

O-399-16 UNAKYD Handouts

9. ID 16-1504**Regular: Planning/Zoning, Land Design and Development Committee - November 8, 2016**

Attachments: P&Z Action Summary 110816

10. ID 16-1500**Regular: Public Works, Bridges and Transportation Committee - November 8, 2016**

Attachments: PW Action Summary 110816

110816 2016-2017 Snow Program Handouts November 2016

11. ID 16-1513**Regular: Labor and Economic Development Committee - November 8, 2016**

Attachments: LED Action Summary 110816

12. ID 16-1506**Regular: Public Safety Committee - November 9, 2016**

Attachments: 11-09-16 Public Safety Action Summary

13. ID 16-1510**Regular: Committee on Appointments - November 10, 2016**

Attachments: 11-10-16 Committee on Appointments Action Summary

14. ID 16-1515**Regular: Budget Committee - November 10, 2016**

Attachments: Budget Action Summary 111016

15. ID 16-1554**Regular: Ad Hoc Committee on Land Development Code - November 14, 2016**

Attachments: Ad Hoc LDC Action Summary 111416

16. ID 16-1540**Regular: Committee on Committees - November 15, 2016**

Attachments: 11-15-16 COC Action Summary

Communication from Planning and Design Services

The Clerk read the appointment into the record. This appointment requires Council approval and will be assigned to the Committee on Appointments.

17. ID 16-1552

Old Louisville Architectural Review Committee (ARC) - Ken Maguire, (New Appointment)

Attachments: APT ARC - KEN MAGUIRE

Communication From the Mayor

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

18. ID 16-1542

Criminal Justice Commission Board - Dr. Charles Baker, James Cabral, (Re-appointments).

Attachments: APTS CRIMINAL JUSTICE COMMISSION BOARD 11.14.16

19. ID 16-1524

Commission on Public Art Board (COPA) - Anna Tatman, (Re-appointment).

Attachments: APT COMMISSION ON PUBLIC ART 11.14.16

20. ID 16-1544

Housing Authority Board - Bryan Cole, Lance Gilbert, Rev. Geoffery Ellis, Thelma Martin, Dr. David Dubofsky, (Re-appointments).

Attachments: APT HOUSING AUTHORITY BOARD 11.14.16

21. ID 16-1543

Library Advisory Commission - Carol Mullins, (Re-appointment).

Attachments: APT LIBRARY ADVISORY COMMISSION 11.14.16

22. ID 16-1545

Louisville Zoo Foundation, Inc. - Stephanie Shea, Sheryl Snyder, (Re-appointments) Metro Council approval is not required.

Attachments: APTS LOUISVILLE ZOO FOUNDATION, INC., Metro Council approval is not required 11.14.16

23. ID 16-1547

Parks Advisory Commission - Louisville and Jefferson County - Amanda Minogue, (New Appointment) Metro Council approval is not required.

Attachments: APT PARKS ADVISORY COMMISSION - Metro Council approval is not required 11.14.16

Special Legislation

Pursuant to Council Rule 7.04, the Council may pass a Resolution at the same meeting at which it was introduced if it pertains to an administrative act or function of the Council.

24. R-157-16

A RESOLUTION AMENDING RESOLUTION NO. 018, SERIES 2016 RELATING TO THE COUNCIL AND COMMITTEE MEETING SCHEDULE OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE COUNCIL) FOR THE CALENDAR YEAR 2016 TO RESCHEDULE THE DECEMBER 20, 2016 REGULAR MEETING OF THE COUNCIL TO DECEMBER 15, 2016.

Sponsors:Primary David Yates (D-25)

Attachments: December 2016 PROPOSED AMENDED VERSION

R-157-16 ATTACH AMENDING DECEMBER 2016 MC
CALENDAR.DOCX

A motion was made by Council Member Woolridge, seconded by Council Member Shanklin, that this Resolution be adopted. The motion carried by a voice vote.

Enactment No: Resolution 119-2016

Consent Calendar

Approval of the Consent Agenda

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

Yes: 21 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Downard, Stuckel, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Excused: 5 - Tandy, Welch, Fowler, Butler and Johnson

Legislation forwarded from AD HOC COMMITTEE ON LAND DEVELOPMENT CODE

25. O-383-16

AN ORDINANCE AMENDING SECTION 1.2.2, 4.2.1, 4.2.29, AND TABLE 9.1.2B OF THE LAND DEVELOPMENT CODE PERTAINING TO MEDICAL CLINICS - APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 16AMEND1000).

Sponsors: Primary James Peden (R-23)

Attachments: [111416 16AMEND1000_Clinic Presentation](#)

[16AMEND1000 - Staff Report.pdf](#)

[Ordinance 200 2015 Attachment 1.pdf](#)

[Planning Commission Public Hearing 10-6-16 cond N.PDF](#)

[Planning Commission Public Hearing 10-6-16 full.pdf](#)

[PC Minutes 10.06.16.pdf](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 189-2016

Legislation forwarded from APPROPRIATIONS, NDFS AND CIFS COMMITTEE

26. O-376-16

AN ORDINANCE APPROPRIATING \$30,000 FROM DISTRICT 24 NEIGHBORHOOD DEVELOPMENT FUNDS TO THE LOUISVILLE FREE PUBLIC LIBRARY FOR PROGRAMMING EXPENSES ASSOCIATED WITH THE HIRING OF ARTISTS AT THE SOUTH CENTRAL REGIONAL LIBRARY

Sponsors: Primary Madonna Flood (D-24)

Attachments: [SKMBT 42316101213330](#)

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 190-2016

27. O-393-16

AN ORDINANCE APPROPRIATING \$6,100 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$4,100 FROM DISTRICT 11; AND \$2,000 FROM DISTRICT 18; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE MCMAHAN FIRE PROTECTION DISTRICT TO PURCHASE TABLES AND CHAIRS TO BE UTILIZED IN MCMAHAN FIRE STATION'S COMMUNITY ROOM

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

Attachments: O-393-16 MFPD

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 191-2016

28. O-397-16

AN ORDINANCE APPROPRIATING \$8,000 IN DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUNDS TO METRO PARKS DEPARTMENT FOR VARIOUS ACTIVITIES AND EVENTS TO BE HELD IN COMMUNITY CENTERS THROUGHOUT DISTRICT 6

Sponsors: Primary David James (D-6)

Attachments: O-397-16 D6 MP

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 192-2016

Legislation forwarded from COMMITTEE ON APPOINTMENTS**29. AP111016MH**

APPOINTMENT OF MATTHEW HARRELL TO THE AFFORDABLE HOUSING TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2018.

Attachments: Board Details - Affordable Housing 103116

APT Affordable Housing Trust Fund -Matthew Harrell 10.31.16

Harrell, Matthew 103116

Applicants for Board - Affordable Housing Trust Fund 103116

Current Board - Affordable Housing Trust Fund 103116

This Appointment was approved on the Consent Agenda.

30. AP111016CC**APPOINTMENT OF CAROL CLARK TO THE AFFORDABLE HOUSING TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2019.**

Attachments: Board Details - Affordable Housing 103116

APT Affordable Housing Trust Fund 10.31.16- Carol Clark

Carol Clark 103116

Applicants for Board - Affordable Housing Trust Fund 103116

Current Board - Affordable Housing Trust Fund 103116

This Appointment was approved on the Consent Agenda.

31. RP111016VE**RE-APPOINTMENT OF VICTOR EDDIE TO THE HUMAN RELATIONS COMMISSION - ADVOCACY BOARD. TERM EXPIRES SEPTEMBER 30, 2019.**

Attachments: Board Details - Human Relations Commission - Advocacy Board 103116

APT HUMAN RELATIONS COMMISSION - ADVOCACY BOARD 11.31.16

Victor Eddie 103116

Applicants for Board - Human Relations Commission Advocacy Board 103116

Current Board-Human Relations Commission Advocacy Board 103116

This Appointment was approved on the Consent Agenda.

32. RP111016MD**RE-APPOINTMENT OF MARIE DEVER TO THE HUMAN RELATIONS COMMISSION - ENFORCEMENT BOARD. TERM EXPIRES SEPTEMBER 30, 2016.**

Attachments: Board Details -Human Relations Enforcement Board 103116

APT HUMAN RELATIONS COMMISSION - ENFORCEMENT BOARD 10.31.16

Marie Dever 10.31.16

Applicants for Board 10.31.16

Current Board - Human Relations Commission Enforcement Board 10.31.16

This Appointment was approved on the Consent Agenda.

Legislation forwarded from COMMITTEE ON SUSTAINABILITY AND PARKS**33. R-141-16**

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT UP TO \$400,000 OF FUNDING FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES FOREST SERVICE FOR THE JEFFERSON MEMORIAL FOREST ADDITIONS PROJECT ADMINISTERED BY THE METRO PARKS AND RECREATION DEPARTMENT.

Sponsors:Primary Cindi Fowler (D-14)

Attachments: \$400K max Fed USDA KY FY14 Award Ltr 50028 Jefferson Memorial 9 22 16

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 120-2016

Legislation forwarded from LABOR AND ECONOMIC DEVELOPMENT COMMITTEE**34. O-377-16**

AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (JULY 1, 2016 TO JUNE 30, 2022) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (IBEW), AFLCIO-CLC CONCERNING CERTAIN EMPLOYEES OF LOUISVILLE EMA/METROSAFE.

Sponsors:Primary David James (D-6)

Attachments: SKM C224e16101413360

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 193-2016

Legislation forwarded from PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT COMMITTEE**35. O-385-16**

AN ORDINANCE CLOSING A PORTION OF A 20' WIDE UNIMPROVED NORTH-SOUTH ALLEY BEGINNING ON THE NORTHERN LINE OF EXPRESSWAY AVENUE BETWEEN S. 5TH STREET AND S. 6TH STREET CONTAINING 0.089 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18175).

Sponsors:Primary Madonna Flood (D-24)

Attachments: 18175 PC Minutes

18175 Other Minutes

18175 Staff Reports

18175 Legal Description

18175 Plat

18175

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 194-2016

36. O-386-16

AN ORDINANCE CLOSING THE 30' RIGHT-OF-WAY OF LEWIS LANE EXTENDING SOUTHEAST FROM THE P&L RAILROAD TO ITS TERMINUS WEST OF WEAVERS RUN ROAD AND BEING IN LOUISVILLE METRO (CASE NO. 16STREETS1005).

Attachments: 16STREETS1005 PC Minutes

16STREETS1005 Other Minutes

16STREETS1005 Staff Reports

16STREETS1005 Legal Description

16STREETS1005 Plat

16STREETS1005

This Ordinance was passed on the Consent Agenda.

Enactment No: Ordinance 195-2016

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

37. R-145-16

**A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$1,533,920 OF
SUPPLEMENTAL FUNDING FROM THE COMMONWEALTH OF KENTUCKY
TRANSPORTATION CABINET FOR THE CONTINUED BIKE SHARING BUSINESS
PLAN PROJECT TO BE ADMINISTERED BY PUBLIC WORKS & ASSETS.**

Sponsors:Primary Tom Owen (D-8)

Attachments: \$1.5M KYTC Bike Share Supplement and Mayor match commitment
letter PWA

This Resolution was adopted on the Consent Agenda.

Enactment No: Resolution 121-2016

Old Business**38. O-325-16**

AN ORDINANCE APPROPRIATING (\$21,500) (\$23,000) \$26,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$3,000 EACH FROM DISTRICTS 12, 14, 16, 24; \$2,500 FROM DISTRICT 5; \$1,000 EACH FROM DISTRICTS 2, 3, 6, 9, 10, 13, AND 22; \$500 EACH FROM DISTRICTS 1, 7, 8, 17, 19, 20, 21, 23, 25, AND 26; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE LEUKEMIA & LYMPHOMA SOCIETY, INC. FOR PROGRAM EXPENSES ASSOCIATED WITH THE "LIGHT THE NIGHT WALK." (AS AMENDED)

Sponsors: Primary Rick Blackwell (D-12), Primary Cindi Fowler (D-14), Primary Kelly Downard (R-16), Primary Madonna Flood (D-24), Primary Cheri Bryant Hamilton (D-5), Primary Barbara Shanklin (D-2), Primary Mary C. Woolridge (D-3), Primary David James (D-6), Primary Pat Mulvihill (D-10), Primary Vicki Aubrey Welch (D-13), Primary Dan Johnson (D-21), Primary James Peden (R-23), Additional Stuart Benson (R-20) and Additional Robin Engel (R-22)

Attachments: O-325-16 LLS

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

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

ADD -

\$500 each from Districts 1, 7, 8, 17, 19, 25 and 26

For a new allocation of \$25,500.

TECHNICAL CORRECTION: Council Member Hollander had previously allocated \$1,000, however his allocation didn't appear on the Ordinance. Therefore, his \$1,000 allocation is being added to the amount of \$25,500 making the new total allocation \$26,500.

The motion to amend carried by a voice vote.

Enactment No: Ordinance 196-2016

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

Yes: 21 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Downard, Stuckel, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Excused: 5 - Tandy, Welch, Fowler, Butler and Johnson

Enactment No: Ordinance 196-2016

39. O-399-16

AN ORDINANCE APPROPRIATING (\$10,950) (\$12,450) \$19,200 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$3000 FROM DISTRICT 3; \$2,500 FROM DISTRICT 20; \$2,000 EACH FROM DISTRICTS (3,) 1, (20,) 21; \$1,000 EACH FROM DISTRICTS 2 AND 25; \$700 FROM DISTRICT 6; \$500 EACH FROM DISTRICTS 5, 8, 9, 10, 11, 12, 16, 17, AND 22, 23, 24, AND 26; AND \$250 EACH FROM DISTRICTS 7, (10,) 13 and 15; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO UNITED NATIONS ASSOCIATION OF THE UNITED STATES OF AMERICA KENTUCKY DIVISION, LTD. FOR PROGRAMMING EXPENSES ASSOCIATED WITH CONDUCTING THE HUMAN TRAFFICKING CONFERENCE: LOCAL TO GLOBAL (AS AMENDED)

Sponsors: Primary Mary C. Woolridge (D-3), Primary Jessica Green (D-1), Primary Barbara Shanklin (D-2), Primary Cheri Bryant Hamilton (D-5), Primary David James (D-6), Primary Bill Hollander (D-9), Primary Pat Mulvihill (D-10), Primary Stuart Benson (R-20), Primary Dan Johnson (D-21), Additional Vicki Aubrey Welch (D-13), Additional Marianne Butler (D-15), Additional Rick Blackwell (D-12) and Additional Robin Engel (R-22)

Attachments: O-399-16 UNAKYD AO 11-4-16

O-399-16 UNAKYD Rev pg 7

O-399-16 UNAKYD

O-399-16 UNAKYD Handouts

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

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

INCREASE -

District 3 by \$1,000 making the new allocation \$3,000

District 5 by \$250 making the new allocation \$500

District 10 by \$250 making the new allocation \$500

District 20 by \$500 making the new allocation \$2,500

ADD -

\$250 from District 7

\$500 each from Districts 8, 11, 16, 17, 23, 24 and 26

\$1,000 from District 25

The new total allocation is \$19,200.

The motion to amend carried by a voice vote.

Enactment No: Ordinance 197-2016

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

Yes: 21 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Downard, Stuckel, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Excused: 5 - Tandy, Welch, Fowler, Butler and Johnson

Enactment No: Ordinance 197-2016

40. O-388-16

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY, R-7 RESIDENTIAL MULTI-FAMILY, OR-3 OFFICE/RESIDENTIAL, M-1 INDUSTRIAL, M-2 INDUSTRIAL AND M-3 INDUSTRIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 3408, 3416, 3420 AND 3430 NEWBURG ROAD AND 4300 CHAMPIONS TRACE LANE CONTAINING 10.521 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1022).

Attachments: 16ZONE1022 PC Minutes

16ZONE1022 Other Minutes

16ZONE1022 Staff Report

16ZONE1022 Applicant Booklets

16ZONE1022 Applicants Booklet 2

16ZONE1022 Applicant's Study

16ZONE1022 Legal Descriptions

16ZONE1022 Plan

16zone1022 Staff Pres

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

Yes: 21 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Downard, Stuckel, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Excused: 5 - Tandy, Welch, Fowler, Butler and Johnson

Enactment No: Ordinance 198-2016

41. O-389-16

AN ORDINANCE CHANGING THE ZONING FROM R-5B RESIDENTIAL TWO FAMILY TO C-R COMMERCIAL RESIDENTIAL ON PROPERTY LOCATED AT 1832 FRANKFORT AVENUE CONTAINING 6,000 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1028)(AS AMENDED).

Sponsors:Primary Madonna Flood (D-24)

Attachments: 16ZONE1028 PC Minutes

16ZONE1028 Other Minutes

16ZONE1028 Staff Reports

16ZONE1028 Legal Description

16ZONE1028 Public Materials

16ZONE1028 Public Materials 2

16ZONE1028 Plan

16ZONE1028 Staff Pres

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

Yes: 21 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Downard, Stuckel, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Excused: 5 - Tandy, Welch, Fowler, Butler and Johnson

Enactment No: Ordinance 199-2016

42. O-392-16**AN ORDINANCE REPEALING CHAPTERS 32.400, ET SEQ., AND 32.275, ET SEQ., AND AMENDING CHAPTER 156 AND ESTABLISHING A CODE ENFORCEMENT BOARD. (AMENDED BY SUBSTITUTION)(AS AMENDED)**

Sponsors:Primary Madonna Flood (D-24)

Attachments: O-392-16 PROPOSED ABS Ordinance repealing 32.400 and 32.275 and creating a new board per state law CW Flood amended 11-8-16

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

Council Member Flood spoke to the item and described the proposed floor amendments and technical corrections as follows:

Floor Amendments -

SECTION 9, (b), third line, following "she" insert "is authorized to issue a citation to the offender. When authorized, a Code Enforcement Officer, in lieu of immediately issuing a citation,"

SECTION 10, (d), first line, delete "by video".

SECTION 13, following "the penalties set forth in", delete "LMCO 156.999" and insert "the ordinance establishing the violation". Following the end of that sentence insert, "If no penalty is set forth, the penalties in LMCO 156.999 shall apply".

Technical Corrections -

SECTION 9, (c), first line should read, "The Code Enforcement Officer" rather than Code Enforcement Board.

SECTION III, Subsection 156.005, ABATEMENT COSTS, beginning of second line, "cleaning" should be "clearing".

SECTION III, Subsection 156.807(D) DEMOLITION, tenth line down, after KRS, insert "65.8801" and delete "82.720, et seq".

A motion was made by Council Member Kramer, seconded by Council Member Benson that this Ordinance be amended as proposed.

The motion to amend carried by a voice vote.

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

SECTION 2, second line, change "three members" to "five members".

SECTION 4 (b) 2 and 3, change "...and one (1) member of the board..." to "...and two (2) members of the board..."

The motion to amend carried by a voice vote.

Enactment No: Ordinance 200-2016

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

Yes: 21 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Downard, Stuckel, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Excused: 5 - Tandy, Welch, Fowler, Butler and Johnson

Enactment No: Ordinance 200-2016

43. O-306-16

AN ORDINANCE AMENDING SECTION 4.2.61 OF THE LAND DEVELOPMENT CODE TO INCLUDE WITHIN THE LIST OF USES PERMITTED IN CERTAIN ZONING DISTRICTS BY CONDITIONAL USE PERMIT THE SHORT TERM RENTAL OF A CONDOMINIUM UNIT WHERE THE SUBJECT CONDOMINIUM UNIT IS THE PRIMARY RESIDENCE OF THE HOST-APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 16AMEND1002).(AS AMENDED).

Sponsors:Primary Julie Denton (R-19)

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

Yes: 21 - Green, Shanklin, Woolridge, Hamilton, James, Leet, Owen, Hollander, Mulvihill, Kramer, Blackwell, Downard, Stuckel, Parker, Denton, Benson, Engel, Peden, Flood, Yates and Ackerson

Excused: 5 - Tandy, Welch, Fowler, Butler and Johnson

Enactment No: Ordinance 201-2016

New Business

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

Legislation assigned to BUDGET COMMITTEE

44. O-401-16

AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2016 AND ORDINANCE NO. 101, SERIES 2016 RELATING TO THE FISCAL YEAR 2016-17 CAPITAL AND OPERATING BUDGETS, RESPECTIVELY, BY TRANSFERRING \$10,000 FROM THE DISTRICT 6 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUND.

Sponsors:Primary David James (D-6)

Action Required By: May 2017

45. R-160-16**A RESOLUTION APPROVING THE JEFFERSON COUNTY CLERK'S 2017 BUDGET.**

Sponsors:Primary Marianne Butler (D-15)

Attachments: 2017 County Clerk Budget Request

Action Required By: May 2017

46. R-161-16**A RESOLUTION APPROVING THE JEFFERSON COUNTY SHERIFF'S 2017 BUDGET.**

Sponsors:Primary Marianne Butler (D-15)

Attachments: 2017 Sheriff Budget Narrative

2017 Sheriff Budget Attach. A

2017 Sheriff Budget Attach. A-1

Action Required By: May 2017

47. O-407-16**AN ORDINANCE AMENDING ORDINANCE NO. 101, SERIES 2016, RELATING TO THE FISCAL YEAR 2016-17 OPERATING BUDGET FOR LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$20,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 21) TO LOUISVILLE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 21).**

Sponsors:Primary Dan Johnson (D-21)

Action Required By: May 2017

48. O-417-16**AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, AUTHORIZING THE MAYOR TO ENTER INTO A SECOND AMENDED AND RESTATED MEMORANDUM OF AGREEMENT FOR THE LOUISVILLE ARENA PROJECT IF CERTAIN CONDITIONS ARE MET**

Sponsors:Primary Marianne Butler (D-15), Primary Kelly Downard (R-16) and Primary Angela Leet (R-7)

Attachments: O-417-16 EXHIBIT A Amended and Restated Memorandum of Agreement

Action Required By: May 2017

Legislation assigned to COMMITTEE ON APPOINTMENTS**49. AP120116KM**

APPOINTMENT OF KEN MAGUIRE TO THE OLD LOUISVILLE ARCHITECTURAL REVIEW COMMITTEE (ARC). TERM EXPIRES 3 YEARS.

Attachments: APT ARC - KEN MAGUIRE

50. RP120116DCB

RE-APPOINTMENT OF DR. CHARLES BAKER TO THE CRIMINAL JUSTICE COMMISSION BOARD. TERM EXPIRES DECEMBER 31, 2018.

Attachments: Board Details - Criminal Justice Commission 11.14.16
Re-Apt Criminal Justice Commission- Dr. Charles Baker
Dr. Charles Baker - 11.14.16
Applicants for Board - Criminal Justice Commission 11.14.16
Current Board - Criminal Justice Commission 11.14.16

51. RP120116JC

RE-APPOINTMENT OF JAMES CABRAL TO THE CRIMINAL JUSTICE COMMISSION BOARD. TERM EXPIRES DECEMBER 31, 2018.

Attachments: Board Details - Criminal Justice Commission 11.14.16
Re-Apt Criminal Justice Commission -James Cabral
James Cabral 11.14.16
Applicants for Board - Criminal Justice Commission 11.14.16
Current Board - Criminal Justice Commission 11.14.16

52. RP120116AT

RE-APPOINTMENT OF ANNA TATMAN TO THE COMMISSION ON PUBLIC ART (COPA). TERM EXPIRES OCTOBER 15, 2020.

Attachments: Board Details - Commission Public Art 11.14.16
APT COMMISSION ON PUBLIC ART - Anna Tatman 11.14.16
Anna Tatman 11.14.16
Applicants for Board - Commission on Public Art 11.14.16
Current Board - Commission on Public Ars 11.14.16

53. RP120116BC**RE-APPOINTMENT OF BRYAN COLE TO THE HOUSING AUTHORITY BOARD.
TERM EXPIRES AUGUST 15, 2018.**

Attachments: Board Details - Housing Authority Board 11.14.16
Re-Apt Housing Authority - Bryan Cole
Bryan Cole 11.14.16
Applicants for Board - Housing Authority Board 11.14.16
Current Board - Housing Authority Board 11.14.16

54. RP120116LG**RE-APPOINTMENT OF LANCE GILBERT TO THE HOUSING AUTHORITY BOARD.
TERM EXPIRES AUGUST 15, 2018.**

Attachments: Board Details - Housing Authority Board 11.14.16
Re-Apt Housing Authority - Lance Gilbert
Gilbert Lance 11.14.16
Applicants for Board - Housing Authority Board 11.14.16
Current Board - Housing Authority Board 11.14.16

55. RP120116RGE**RE-APPOINTMENT OF REV. GEOFFERY ELLIS TO THE HOUSING AUTHORITY
BOARD. TERM EXPIRES AUGUST 15, 2019.**

Attachments: Board Details - Housing Authority Board 11.14.16
Re-Apt Housing Authority - Rev. Geoffery Ellis
Rev. Geoffery Ellis 11.14.16
Applicants for Board - Housing Authority Board 11.14.16
Current Board - Housing Authority Board 11.14.16

56. RP120116TM**RE-APPOINTMENT OF THELMA MARTIN TO THE HOUSING AUTHORITY BOARD.
TERM EXPIRES AUGUST 15, 2019.**

Attachments: Board Details - Housing Authority Board 11.14.16
Re-Apt Housing Authority -Thelma Martin
Thelma Martin 11.14.16
Applicants for Board - Housing Authority Board 11.14.16
Current Board - Housing Authority Board 11.14.16

57. RP120116DDD**RE-APPOINTMENT OF DR. DAVID DUBOFSKY TO THE HOUSING AUTHORITY BOARD. TERM EXPIRES AUGUST 15, 2019.**

Attachments: Board Details - Housing Authority Board 11.14.16
Re-Apt Housing Authority - Dr. David Dubofsky
Dr. David Dubofsky 11.14.16
Applicants for Board - Housing Authority Board 11.14.16
Current Board - Housing Authority Board 11.14.16

58. RP120116CM**RE-APPOINTMENT OF CAROL MULLINS TO THE LIBRARY COMMISSION. TERM EXPIRES DECEMBER 31, 2018.**

Attachments: Board Details - Library Advisory Commission 11.14.16
APT LIBRARY ADVISORY COMMISSION 11.14.16
Carol Mullins 11.14.16
Applicants for Board - Library Advisory Commission 11.14.16
Current Board - Library Advisory Commission 11.14.16

Legislation assigned to COMMITTEE ON CONTRACTS**59. R-159-16****A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT- LEARNING FOR LIFE LINCOLN CENTER, INC. - \$76,000.00).**

Sponsors:Primary Dan Johnson (D-21)

Attachments: Learning for Life, Linclon Chapter - PSC
NCCR form

Action Required By: May 2017

Legislation assigned to COMMITTEE ON SUSTAINABILITY AND PARKS**60. R-156-16**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE KENTUCKY REGIONAL PLANNING AND DEVELOPMENT AGENCY IN THE AMOUNT OF \$13,720 TO PROVIDE TITLE III-B ACTIVITY SERVICES AS INDICATED IN THE KENTUCKY REGIONAL PLANNING AND DEVELOPMENT AGENCY'S FISCAL YEAR 2017 UNIFIED PLANNING WORK PROGRAM.

Sponsors:Primary Julie Denton (R-19)

Attachments: \$13K KIPDA Title III activities agreement PARKS OCT2016

Action Required By: May 2017

61. R-166-16

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$1,114,000 FROM THE LOUISVILLE AND JEFFERSON COUNTY METROPOLITAN SEWER DISTRICT FOR REMEDIATION OF SHAWNEE PARK TO BE ADMINISTERED BY THE METRO PARKS DEPARTMENT.

Sponsors:Primary Cheri Bryant Hamilton (D-5)

Attachments: \$1.1M MSD Agreement - Shawnee Basin 2016 06 03 Executed FINAL

Action Required By: May 2017

62. R-167-16

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$350,000 FROM THE LOUISVILLE AND JEFFERSON COUNTY METROPOLITAN SEWER DISTRICT FOR REMEDIATION OF LANNAN PARK TO BE ADMINISTERED BY THE METRO PARKS DEPARTMENT.

Sponsors:Primary Cheri Bryant Hamilton (D-5)

Attachments: \$350K MSD Agreement - Lannan Park - Portland Basin 2016 10 11 EXECUTED

Action Required By: May 2017

Legislation assigned to COMMUNITY AFFAIRS AND HOUSING COMMITTEE**63. R-163-16**

A RESOLUTION HONORING THE LIFE AND LEGACY OF MICHAEL T. WHITE

Sponsors:Primary David Tandy (D-4)

Action Required By: May 2017

Legislation assigned to INTERGOVERNMENTAL AFFAIRS AND ANNEXATION**64. O-412-16****AN ORDINANCE OF THE LOUISVILLE METRO COUNCIL TO APPROVE THE ANNEXATION BY JEFFERSONTOWN OF HILLRIDGE SUBDIVISION.**

Sponsors:Primary Pat Mulvihill (D-10) and Primary Kelly Downard (R-16)

Attachments: Filing Annexation by City of Jeffersontown - Hillridge Subdivision

Action Required By: May 2017

Legislation assigned to LABOR AND ECONOMIC DEVELOPMENT COMMITTEE**65. R-158-16****A RESOLUTION APPROVING THE GRANTING OF LOCAL INCENTIVES TO RADIAL, INC., FORMERLY KNOWN AS EBAY, INC., AND ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32.**

Sponsors:Primary Cheri Bryant Hamilton (D-5)

Attachments: eBay, Inc. - Local Resolution

Ebay, Inc. - Other-Owned - Jan 31 2013

Action Required By: May 2017

66. O-411-16**AN ORDINANCE ESTABLISHING A DEVELOPMENT AREA PURSUANT TO PROVISIONS OF KRS 65.7041- 65.7083 TO BE KNOWN AS THE FOURTH AND GUTHRIE DEVELOPMENT AREA, DESIGNATING THE METRO DEVELOPMENT AUTHORITY, INC. AS AN "AGENCY", ADOPTING A DEVELOPMENT PLAN, APPROVING ENTERING INTO A LOCAL PARTICIPATION AGREEMENT, AUTHORIZING THE PAYMENT OF THE "RELEASED AMOUNT" PURSUANT TO THE TERMS AND CONDITIONS OF THE LOCAL PARTICIPATION AGREEMENT, REQUIRING THE SUBMISSION OF REGULAR REPORTS TO LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND AUTHORIZING THE EXECUTION AND DELIVERY OF ANY OTHER DOCUMENTS AND THE TAKING OF ANY OTHER ACTIONS NECESSARY TO ACCOMPLISH THE PURPOSES AUTHORIZED BY THIS ORDINANCE.**

Sponsors:Primary David Tandy (D-4)

Attachments: O-411-16 EXHIBIT A DEVELOPMENT PLAN FOURTH AND GUTHRIE DEVELOPEMNT AREA TIF

O-411-16 EXHIBIT B MAP OF DEVELOPMENT AREA

O-411-16 EXHIBIT C LOCAL PARTICIPATION AGREEMENT FOURTH AND GUTHRIE DEVELOPEMNT AREA TIF

Action Required By: May 2017

Legislation assigned to PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT COMMITTEE**67. O-402-16**

AN ALLEY CLOSURE ORDINANCE OF 626-656 BAXTER AVENUE, 1203-1249 E. BROADWAY AND 1014-1026 ROGERS STREET AND BEING IN LOUISVILLE METRO (CASE NO. 16STREETS1011).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [16streets1011 Plan.pdf](#)

[16STREETS1011 Staff Report.pdf](#)

[16STREETS1011 Legal Description.pdf](#)

[16STREETS1011 PC Minutes 10.20.16.pdf](#)

Action Required By: May 2017

68. O-403-16

AN ORDINANCE CLOSING ZIB LANE, FRED LANE, FAULKNER LANE, PAUL ROAD, LOTUS AVENUE, COTNEY COURT AND ORCHARD AVENUE WITHIN THE RENAISSANCE BUSINESS PARK AND BEING IN LOUISVILLE METRO (CASE NO. 16STREETS1015).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [16STREETS1015 PC Minutes 10.20.16.pdf](#)

[16STREETS1015 plat.pdf](#)

[16STREETS1015 Staff Report.pdf](#)

[16STREETS1015 Legal Description.pdf](#)

Action Required By: May 2017

69. O-404-16

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 5501 LOVERS LANE AND 5502 BILLTOWN ROAD CONTAINING 0.21 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1059).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [15ZONE1059 LD&T Minutes 09.22.16.pdf](#)

[15ZONE1059 Legal Description.pdf](#)

[15ZONE1059 PC Minutes 10.20.16.pdf](#)

[15ZONE1059 Report Of Geotechnical Engineering Investigation.pdf](#)

[15ZONE1059 Staff Reports.pdf](#)

[15ZONE1059 Development Plan.pdf](#)

[15ZONE1059 Exhibit Book.pdf](#)

[15ZONE1059 Findings Of Fact.pdf](#)

[15ZONE1059 Justification Statement.pdf](#)

Action Required By: January 20, 2017

70. O-405-16

AN ORDINANCE CHANGING THE ZONING FROM M-2 INDUSTRIAL AND OR-2 OFFICE/RESIDENTIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1125 AND 1127 LOGAN STREET CONTAINING 0.22 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1018)

Sponsors:Primary Madonna Flood (D-24)

Attachments: [16ZONE1018 Legal Description.pdf](#)

[16ZONE1018 PC Minutes 10.20.16.pdf](#)

[16zone1018 Plan.pdf](#)

[16ZONE1018 Staff Reports.pdf](#)

[16ZONE1018.Findings Of Fact.pdf](#)

[16ZONE1018 Justification Statement.pdf](#)

[16ZONE1018 LD&T Minutes 09.22.16.pdf](#)

Action Required By: January 20, 2017

Legislation assigned to PUBLIC SAFETY COMMITTEE**71. O-398-16**

AN ORDINANCE AMENDING SECTION 115.451 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES (LMCO) RELATING TO REMOVAL OF VEHICLES BY PRIVATE TOW OPERATORS; FEE LIMITS.

Sponsors:Primary David Yates (D-25)

Action Required By: May 2017

72. R-162-16

A RESOLUTION AUTHORIZING METRO GOVERNMENT TO ENDORSE ITS HAZARD MITIGATION PLAN UPDATE.

Sponsors:Primary David James (D-6)

Action Required By: May 2017

Legislation assigned to PUBLIC WORKS, BRIDGES AND TRANSPORTATION COMMITTEE**73. O-410-16**

AN ORDINANCE AMENDING SECTIONS 51.105, 51.201(B), AND 51.507(A) OF THE LOUISVILLE METRO CODE OF ORDINANCES REGARDING WASTE MANAGEMENT.

Sponsors:Primary Julie Denton (R-19)

Action Required By: May 2017

For Reintroduction Only**74. O-399-15**

AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE LAND DEVELOPMENT CODE AS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO (CASE NO. 14AMEND1003).

Sponsors:Primary James Peden (R-23)

Attachments: [080816 Landscaping & Tree Preservation Text Amendments Index](#)

[080816 Landscaping LDC Sub-Committee Final Recommendations](#)

[LDC Round 2 LAND Master Ord as of 080816](#)

[14AMEND1003 PC Staff Presentation LAND 07 25 16](#)

[14AMEND1003 Ad Hoc LDC Staff Presentation LAND](#)

[14amend1003 Attachment 9 Landscaping Item 3 030515 \(1\)](#)

[14AMEND1003 Attachment #9 - Landscaping Sub-committee Report](#)

[O-399-15 14AMEND1003 PC Index Amended 2015 10 27 MC ACTION ONLY](#)

Action Required By: May 2017

Adjournment

Without objection President Yates adjourned the meeting at 7:27 PM.

Approval Signatures

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

H. Stephen Ott

Clerk of the Louisville Metro Council

David Yates

President of the Council

Date