

**Louisville Metro Council
Final Agenda**

**METRO COUNCIL SUMMARY ONLY
DETAILED MINUTES TO FOLLOW ON THE 12/3/09 COUNCIL AGENDA**

Members Roll Call:

(D) - Judy Green (1)	(D) - Barbara Shanklin (2)	(D) - Mary C. Woolridge (3)
(D) - David Tandy (4)	(D) - Cheri Bryant Hamilton (5)	(D) - George Unseld (6) EX
(R) - Kenneth C. Fleming (7)	(D) - Tom Owen (8)	(D) - Tina Ward-Pugh (9)
(D) - Jim King (10)	(R) - Kevin Kramer (11) EX 7:18	(D) - Rick Blackwell (12)
(D) - Vicki Aubrey Welch (13)	(D) - Robert Henderson (14)	(D) - Marianne Butler (15)
(R) - Kelly Downard (16)	(R) - Glen Stuckel (17)	(R) - Jon Ackerson (18)
(R) - Hal Heiner (19)	(R) - Stuart Benson (20)	(D) - Dan Johnson (21) EX
(R) - Robin Engel (22)	(R) - James Peden (23)	(D) - Madonna Flood (24)
(R) - Doug Hawkins (25)	(D) - Brent Ackerson (26) EX	

EA = Excused Absence

Meeting Date: 11/19/2009

Meeting Time: 6:00 PM

Location: 601 W. Jefferson Street
3rd Floor, City Hall
Louisville, KY 40202

President: David W. Tandy (4)

Pro-Tem: Dan Johnson (21)

A Quorum was established

Address to Council

1- [List for November 19, 2009](#)

There were four addresses to the Council.

Guests: CM Green and CM Stuckel introduce their guest Robert Newton from the American Legion Post #45. President Tandy welcomes Terry Taylor from Interfaiths Paths to Peace and Brian Riendeau from Dare to Care.

Council Minutes:

2- [Regular Council Minutes - November 5, 2009](#)

Motion to approve made by James Peden and seconded by Kelly Downard.

The Council Minutes were approved as written.

Committee Minutes

3- [Special: Appropriations, NDFs and CIFs - November 17, 2009](#)

4- [Regular: Budget - November 11, 2009](#)

- 5- [Regular: Committee of the Whole - November 5, 2009](#)
- 6- [Special: Contracts and Appointments - November 16, 2009](#)
- 7- [Regular: Health and Human Needs - November 11, 2009](#)
- 8- [Regular: Labor & Economic Development - November 12, 2009](#)
- 9- [Regular: Government Accountability and Oversight - November 4, 2009](#)
- 10- [Regular: Planning/Zoning, Land Design & Development - November 10, 2009](#)
- 11- [Regular: Public Safety - November 10, 2009](#)
- 12- [Regular: Transportation/Public Works - November 12, 2009](#)
- 13- [Special: AD Hoc Flash Flood of 2009 - November 9, 2009](#)

Motion to approve made by James Peden and seconded by Mary C. Woolridge.

The Committee Minutes were approved as written.

Communication From Mayor – Appointments

- 14- [Board of Health](#)
- 15- [Planning Commission](#)
- 16- [Human Relations Commission Advocacy Board](#)
- 17- [Pleasure Ridge Park Fire Protection District Board](#)

The Clerk read the Mayor's communications into the record. Those that require Council approval were assigned to the Contracts and Appointments Committee

Consent Calendar:

Motion to move items 33-36 to Old Business made by Tina Ward-Pugh. Without Objection Items 33-36 were moved to Old Business.

Motion to move item 20 to Old Business made by Kevin Kramer and seconded by Stuart Benson. Without objection item 20 was moved to Old Business.

Consent Calendar consists of items 18, 19, 21-32 and 37. The Clerk read them into the record.

- 18- [R-218-11-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT AN AMERICAN RECOVERY AND REINVESTMENT ACT GRANT FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY IN THE AMOUNT OF \\$3,319,765.00 TO BE USED BY THE LOUISVILLE FIRE DEPARTMENT TO CONSTRUCT A NEW BEECHMONT FIRE STATION. \(Resolution 211, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar

Committee: Public Safety
Primary Sponsor: Dan Johnson

19-

[R-219-11-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A \\$60,000.00 GRANT FOR DESIGN AND CONSTRUCTION OF A FARNSLEY-MOREMAN ACCESS ROAD. \(Resolution 212, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Transportation/Public Works
Primary Sponsor: Robert Henderson

21-

[R-207-10-09 A RESOLUTION REQUESTING THE STATE OF KENTUCKY TRANSPORTATION CABINET TO AUTHORIZE LOUISVILLE METRO GOVERNMENT TO ESTABLISH A PERMITTING PROCESS FOR THE PLACEMENT OF STREET FURNITURE IN THE RIGHT-OF-WAYS OF KENTUCKY STATE HIGHWAYS LOCATED WITHIN LOUISVILLE METRO. \(Resolution 213, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Transportation/Public Works
Primary Sponsor:

Hal Heiner
Kelly Downard
Mary C. Woolridge
Rick Blackwell
Kenneth C. Fleming
Robin Engel
Tina Ward-Pugh

22-

[R-220-11-09 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO BEACON ENTERPRISE SOLUTIONS GROUP, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 24. \(Resolution 214, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Labor & Economic Development
Primary Sponsor: Marianne Butler

23-

[R-221-11-09 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO MEDX12, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 24. \(Resolution 215, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Labor & Economic Development
Primary Sponsor: Marianne Butler

24-

[R-222-11-05 A RESOLUTION DETERMINING FOUR \(4\) VACANT PARCELS OF REAL PROPERTY LOCATED AT 722 COKE STREET, 1020 S. HANCOCK STREET \(REAR\), 1022 S. HANCOCK STREET \(REAR\), AND 1116 S. HANCOCK OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT \("METRO GOVERNMENT"\) AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER. \(Resolution 216, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

25-

[R-223-11-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – \(THE DOWNTOWN ANIMAL HOSPITAL, LLC - \\$100,000.00\).](#) **(Resolution 217, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Mary C. Woolridge

26-

[R-224-11-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – CYRACOM INTERNATIONAL, INC. - \\$38,500.00.](#) **(Resolution 218, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Vicki Aubrey Welch

27-

[R-226-11-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – METACYTE BUSINESS LAB LLC - \\$166,000.00.](#) **(Resolution 219, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Marianne Butler

28-

[R-231-11-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – \(LOUISE PENNIX - \\$12,545.00\).](#) **(Resolution 220, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Cheri Bryant Hamilton

29-

[AP111109ST APPOINTMENT OF STEVE THOMAS TO THE AIR POLLUTION BOARD. TERM EXPIRES AUGUST 31, 2012.](#) **(Approved)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments

30-

[AP111109JR APPOINTMENT OF JONATHAN RICKETTS TO THE ETHICS COMMISSION. TERM EXPIRES JUNE 30, 2012.](#) **(Approved)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments

31-

[AP111109TT APPOINTMENT OF TERRI TODD TO THE ETHICS COMMISSION. TERM EXPIRES JUNE 30, 2012.](#) **(Approved)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments

32-

[AP111109CK APPOINTMENT OF COREY KOELLNER TO THE ETHICS COMMISSION. TERM EXPIRES JUNE 30, 2012.](#) **(Approved)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments

37-

[O-198-11-09 AN ORDINANCE APPROPRIATING \\$10,793.00 FROM THE DISTRICT 15 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO CENTER FOR ACCESSIBLE LIVING, INC. FOR HOME ACCESS RAMPS AND HANDRAILS IN DISTRICT 15. \(Ordinance 181, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Marianne Butler

Motion to approve made by James Peden and seconded by Mary C. Woolridge.

The Consent Calendar passed.

VOTING RESULTS: For 23; Against: 0; Abstain: 0; Absent: 3

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Madonna Flood, Jon Ackerson
Against: (None)
Abstain: (None)
Absent: George Unseld, Dan Johnson, Brent Ackerson

Old Business:

20-

[R-227-11-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO EIGHT AGREEMENTS WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING VARIOUS PROJECTS AS DESCRIBED HEREIN. \(Returned to Committee\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen

Motion to Approve made by Kevin Kramer and seconded by Mary C. Woolridge.

Motion to return to the Transportation and Public Works Committee made by Tom Owen and seconded by Kelly Downard.

By voice vote, this item was returned to the Transportation and Public Works Committee.

33-

[AP111109JR APPOINTMENT OF JOSEPH REAGAN TO THE BI-STATE BRIDGE AUTHORITY BOARD. TERM EXPIRES NOVEMBER 30, 2010. \(Approved\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments

Motion to Approve made by James Peden and seconded by Mary C. Woolridge.

This Appointment was Approved.

VOTING RESULTS: VOTING RESULTS: For 20; Against: 3; Abstain: 0; Absent: 3

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel,

Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, Marianne Butler, Madonna Flood, Jon Ackerson
Against: Doug Hawkins, Rick Blackwell, Tina Ward-Pugh
Abstain: (None)
Absent: George Unseld, Dan Johnson, Brent Ackerson

34- [AP111109CM APPOINTMENT OF DR. R. CHARLES MOYER TO THE BI-STATE BRIDGE AUTHORITY BOARD. TERM EXPIRES NOVEMBER 30, 2010.](#) (Approved)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments

Motion to Approve made by Kelly Downard and seconded by Marianne Butler.

This Appointment was Approved.

VOTING RESULTS: VOTING RESULTS: For 20; Against: 3; Abstain: 0; Absent: 3

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, Marianne Butler, Madonna Flood, Jon Ackerson
Against: Doug Hawkins, Rick Blackwell, Tina Ward-Pugh
Abstain: (None)
Absent: George Unseld, Dan Johnson, Brent Ackerson

35- [AP111109SF APPOINTMENT OF SANDRA FRAZIER TO THE BI-STATE BRIDGE AUTHORITY BOARD. TERM EXPIRES NOVEMBER 30, 2011.](#) (Approved)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments

Motion to Approve made by Kelly Downard and seconded by Marianne Butler.

This Appointment was Approved.

VOTING RESULTS: VOTING RESULTS: For 20; Against: 3; Abstain: 0; Absent: 3

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, Marianne Butler, Madonna Flood, Jon Ackerson
Against: Doug Hawkins, Rick Blackwell, Tina Ward-Pugh
Abstain: (None)
Absent: George Unseld, Dan Johnson, Brent Ackerson

36- [AP111109BR APPOINTMENT OF BENJAMIN RICHMOND TO THE BI-STATE BRIDGE AUTHORITY BOARD. TERM EXPIRES NOVEMBER 30, 2011.](#) (Approved)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments

Motion to Approve made by Mary C. Woolridge and seconded by Marianne Butler.

This Appointment was Approved.

VOTING RESULTS: VOTING RESULTS: For 20; Against: 3; Abstain: 0; Absent: 3

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, Marianne Butler, Madonna Flood, Jon Ackerson
Against: Doug Hawkins, Rick Blackwell, Tina Ward-Pugh
Abstain: (None)
Absent: George Unseld, Dan Johnson, Brent Ackerson

38- [O-193-11-09 AN ORDINANCE APPROPRIATING A TOTAL OF \\$3,000, \\$1,500 FROM THE DISTRICT 23 NEIGHBORHOOD DEVELOPMENT FUND, AND \\$1,500 FROM THE DISTRICT 11 NEIGHBORHOOD DEVELOPMENT FUND, TO ACTORS THEATRE OF LOUISVILLE, INC. FOR PROGRAM EXPENSES RELATED TO ACTORS EDUCATION IN-CLASS RESIDENCIES AT MOORE HIGH SCHOOL \[\\$1,500\], AND AT JEFFERSONTOWN HIGH SCHOOL \[\\$1,500\], WHICH OVERALL PROGRAM RECEIVED \\$4,500 FROM THE APPROPRIATIONS COMMITTEE ON SEPTEMBER 17, 2009 \[AS AMENDED\]. \(Ordinance 182, Series 2009\)](#)

Status: In-Committee
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: James Peden

Motion to approve made by James Peden and seconded by Kelly Downard.

This Ordinance as Amended in Committee passed.

VOTING RESULTS: For 23; Against: 0; Abstain: 0; Absent: 3

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Madonna Flood, Jon Ackerson
Against: (None)
Abstain: (None)
Absent: George Unseld, Dan Johnson, Brent Ackerson

39- [R-225-11-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A \\$10,000.00 GRANT FROM THE HARVARD UNIVERSITY, ASH INSTITUTE, KENNEDY SCHOOL OF GOVERNMENT, FOR NEIGHBORHOOD PLACE. \(Resolution 221, Series 2009\)](#)

Status: On Council Agenda - Old Business
Committee: Health & Human Needs
Primary Sponsor: Judy Green

Motion to approve made by James Peden and seconded by Kelly Downard.

By voice vote, this Resolution was Adopted.

40- [R-229-11-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT TWO GRANTS FROM COMMUNITY ACTION KENTUCKY, IN THE AMOUNTS OF APPROXIMATELY \\$15,499.00 AND \\$36,164.00 FOR THE WEATHERIZATION PROGRAM. \(Resolution 222, Series 2009\)](#)

Status: On Council Agenda - Old Business
Committee: Health & Human Needs
Primary Sponsor: Mary C. Woolridge

Motion to approve made by Kelly Downard and seconded by James Peden.

By voice vote, this Resolution was Adopted.

41- [R-228-11-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE TRANSIT AUTHORITY OF RIVER CITY \(TARC\) CONCERNING AN \\$800,000 GRANT TO CONSTRUCT BUS STOP IMPROVEMENTS AND PEDESTRIAN ACCESS UPGRADES ON PUBLIC RIGHTS-OF-WAY. \(Postponed to 12-3-2009\)](#)

Status: On Council Agenda - Old Business
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen

Motion to approve made by Kelly Downard and seconded by James Peden.

Motion to Postpone until the December 3, 2009 Council Meeting made by Kenneth C. Fleming and seconded by Cheri Bryant Hamilton.

By voice vote, this Resolution was Postponed until the December 3, 2009 Council Meeting.

42- [O-144-08-09 AN ORDINANCE ENACTING A NEW SECTION 20.20 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES \[LMCO\] RELATING TO RECORDKEEPING AND AUDIT REQUIREMENTS APPLICABLE TO RECIPIENTS OF APPROPRIATED FUNDS. \(AS AMENDED\) \(Ordinance 183, Series 2009\)](#)

Status: On Council Agenda - Old Business
Committee: Government Accountability & Oversight
Primary Sponsor:

Additional Sponsor: Jim King
Kelly Downard
Kevin Kramer
Doug Hawkins
Judy Green
Barbara Shanklin
Mary C. Woolridge
David Tandy
Cheri Bryant Hamilton
Kenneth C. Fleming
Tom Owen
Tina Ward-Pugh
Rick Blackwell
Vicki Aubrey Welch
Robert Henderson
Marianne Butler
Glen Stuckel
Hal Heiner
Stuart Benson
Robin Engel
James Peden
Doug Hawkins

Motion to approve made by Kelly Downard and seconded by James Peden.

Motion to Amend Sections B and C made by Kelly Downard and seconded by Jim King.

Without objection all Council members, with the exception of Jon Ackerson and the absent Members who were George Unseld, Dan Johnson, and Brent Ackerson, were added as Co-Sponsors.

The Amendment passed.

This Ordinance as Amended in Committee and on the Floor passed.

VOTING RESULTS: For 23; Against: 0; Abstain: 0; Absent: 3

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Madonna Flood, Jon Ackerson

Against: (None)

Abstain: (None)

Absent: George Unseld, Dan Johnson, Brent Ackerson

43-

[O-199-11-09 AN ORDINANCE APPROVING A FORTY-FIVE MILLION \(\\$45,000,000\) DOLLAR TENTATIVE SETTLEMENT OF LITIGATION WITH EIGHT HUNDRED THIRTY-FOUR \(834\) PLAINTIFFS, CURRENT AND FORMER MEMBERS OF THE LOUISVILLE FIRE DEPARTMENT, FOR OVERTIME DUE ON LUMP SUM ALLOWANCES FROM 1985 THROUGH 2008 AND APPROPRIATING FIFTEEN MILLION EIGHT HUNDRED THOUSAND \(\\$15,800,000\) DOLLARS, PLUS ASSOCIATED EMPLOYER COSTS, FOR AN INITIAL PAYMENT OF THE SETTLEMENT AND APPROVING THE REMAINING SETTLEMENT, PLUS ASSOCIATED EMPLOYER COSTS, TO BE PAID IN TWO INSTALLMENTS OF FOURTEEN MILLION THREE HUNDRED THOUSAND \(\\$14,300,000\) DOLLARS BY MARCH 31, 2010 AND FOURTEEN MILLION NINE HUNDRED THOUSAND \(\\$14,900,000\) DOLLARS BY JULY 15, 2010, SUCH AMOUNTS TO BE \(FINANCED\) FUNDED THROUGH APPROPRIATE DEBT INSTRUMENTS OR CURRENT RESOURCES INCLUDING UNRESERVED GENERAL FUND BALANCE. \(AS AMENDED\) \(Ordinance 184, Series 2009\)](#)

Status: On Council Agenda - Old Business

Committee: Budget

Primary Sponsor:

David Tandy

Jim King

Motion to approve made by Jim King and seconded by Mary C. Woolridge.

CM Kramer was excused at 7:18 p.m. for the remainder of the Meeting.

This Ordinance as Amended in Committee passed.

VOTING RESULTS: For 21; Against: 0; Abstain: 1; Absent: 4

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Robert Henderson, Glen Stuckel, James Peden, Mary C. Woolridge, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Madonna Flood, Jon Ackerson

Against: (None)

Abstain: Stuart Benson

Absent: George Unseld, Dan Johnson, Brent Ackerson, Kevin Kramer

New Business:

The Clerk read the New Business and their respective Committee assignments into the record.

44-

[O-194-11-09 AN ORDINANCE APPROPRIATING \\$16,790 FROM THE DISTRICT 8](#)

[NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE HIGHLAND COMMERCE GUILD, INC. \\$10,000 OF WHICH IS TO BE USED FOR GRAFFITI REMOVAL, \\$790 TO PURCHASE A BICYCLE FOR THE LOUISVILLE METRO POLICE DEPARTMENT 5TH DIVISION, AND \\$6,000 FOR PROGRAMMING EXPENSES ASSOCIATED WITH "BARDSTOWN ROAD AGLOW."](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Tom Owen

45-

[O-200-11-09 AN ORDINANCE APPROPRIATING \\$9,900 FROM THE DISTRICT 10 NEIGHBORHOOD DEVELOPMENT FUNDS \(NDF\), THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE DERBY CITY BASEBALL, INC. FOR PROGRAM EXPENSES ASSOCIATED WITH THE 2009 NATIONAL AMATEUR BASEBALL FEDERATION WORLD SERIES.](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Jim King

46-

[O-202-11-09 AN ORDINANCE APPROPRIATING \\$10,000 FROM DISTRICT 1 NEIGHBORHOOD DEVELOPMENT FUNDS \(NDF\), THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE FIRST CONGREGATIONAL METHODIST CHURCH OF LOUISVILLE, KENTUCKY, INC., FOR PROGRAM EXPENSES AT THE LOUIS H. COLEMAN, JR. COMMUNITY CENTER.](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Judy Green

47-

[O-203-11-09 AN ORDINANCE AMENDING ORDINANCE NO. 94 SERIES 2004, ORDINANCE NO. 98, SERIES 2005, AND ORDINANCE NO. 90, SERIES 2009 RESPECTIVELY RELATING TO THE FISCAL YEAR 2004-05, 2005-06, AND 2009-10 CAPITAL BUDGETS FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \\$52,100 BETWEEN CAPITAL INFRASTRUCTURE PROJECTS RELATED TO DISTRICT 16.](#)

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Kelly Downard

48-

[R-234-11-09 A RESOLUTION APPROVING THE JEFFERSON COUNTY CLERK'S 2010 BUDGET.](#)

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jim King

49-

[R-238-11-09 A RESOLUTION APPROVING THE JEFFERSON COUNTY SHERIFF'S 2010 BUDGET.](#)

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jim King

50-

[O-201-11-09 AN ORDINANCE APPROPRIATING \\$1,475,000 FROM THE METRO EQUIPMENT REPLACEMENT FUND FOR THE PURCHASE OF REPLACEMENT VEHICLES AND RELATED EQUIPMENT.](#)

Status: On Council Agenda - New Business
Committee: Budget

Primary Sponsor: Madonna Flood

51-

[R-216-11-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – GRESHAM, SMITH AND PARTNERS - \\$100,000.00.](#)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Robert Henderson

52-

[R-232-11-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - \(CLINICAL SCIENCE LABORATORY, INC. - \\$24,000.00\).](#)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Vicki Aubrey Welch

53-

[R-233-11-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – \(In Every Language, LLC - \\$25,000.00\).](#)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Mary C. Woolridge

54-

[R-235-11-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – ROOSEVELT LIGHTSY, JR. - \\$40,750.00.](#)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Barbara Shanklin

55-

[R-237-11-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – \(GRESHAM SMITH AND PARTNERS - \\$148,892.00\).](#)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Madonna Flood

56-

[R-239-11-09 A RESOLUTION ENCOURAGING THE KENTUCKY GENERAL ASSEMBLY TO AMEND KRS 67C.105\(6\) REGARDING A VACANCY IN THE OFFICE OF LOUISVILLE METRO MAYOR.](#)

Status: On Council Agenda - New Business
Committee: Government Accountability & Oversight
Primary Sponsor: Kelly Downard

57-

[R-236-11-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE](#)

KENTUCKY DEPARTMENT OF LOCAL GOVERNMENT IN THE AMOUNT OF APPROXIMATELY \$3,500,000 FOR THE NEIGHBORHOOD STABILIZATION PROGRAM (NSP) TO BE USED BY THE DEPARTMENT OF HOUSING AND FAMILY SERVICES TO FURTHER THIS PROGRAM.

Status: On Council Agenda - New Business
Committee: Health & Human Needs
Primary Sponsor: Judy Green

58-

R-230-11-09 A RESOLUTION DETERMINING ONE (1) VACANT PARCEL OF REAL PROPERTY LOCATED 3207 HALE AVENUE OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Judy Green

59-

O-195-11-09 AN ORDINANCE CLOSING SECTIONS OF THE RIGHT-OF-WAY WHICH WAS FORMERLY A PORTION OF CRITTENDEN DRIVE, AND A SECTION OF ASHBOTTOM ROAD, OLD GRADE LANE, NEW GRADE LANE, BEANBLOSSOM ROAD AND ORANGE DRIVE, ALL OF WHICH BEING IN LOUISVILLE METRO AND SHOWN MORE PARTICULARLY ON EXHIBIT A HERETO (CASE NO. 11920).

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

60-

O-197-11-09 AN ORDINANCE CLOSING A SECTION OF A 20-FOOT-WIDE ALLEY LOCATED ON THE WEST SIDE OF 1ST STREET, APPROXIMATELY 200 FEET SOUTH OF WEST BRECKINRIDGE STREET, RUNNING WEST 200.71 FEET, CONTAINING 4,014 SQUARE FEET, AND BEING IN LOUISVILLE METRO (CASE NO. 13035).

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

61-

O-190-10-09 AN ORDINANCE CHANGING THE ZONING FROM OR-3, OFFICE RESIDENTIAL AND OTF, OFFICE TOURIST FACILITY, TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 3901 AND 3903 ATKINSON SQUARE DRIVE AND 1507 GARDINER LANE, CONTAINING A TOTAL OF 3.11 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 12579).

Status: On Council Agenda - New Business
Primary Sponsor: Tom Owen

62-

O-196-11-09 AN ORDINANCE CHANGING THE ZONING FROM R-4, SINGLE FAMILY RESIDENTIAL TO R-5, SINGLE FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 9412 FERN CREEK ROAD AND 9813 FERN HILL DRIVE, CONTAINING A TOTAL OF 5.89 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 11527).

Status: On Council Agenda - New Business
Primary Sponsor: Tom Owen

63-

R-240-11-09 A RESOLUTION AUTHORIZING THE EXPENDITURE BY GLI, INC. OF \$1,047,600 AS APPROPRIATED IN ORDINANCE NO. 91, SERIES 2009.

Status: On Council Agenda - New Business

Committee: Budget
Primary Sponsor: Jim King

Adjournment

Without Objection the Council Meeting Adjourned at 7:40 P.M.

Announcements

The following Council Members made announcements: CM Welch, CM Ward-Pugh and CM Owen