

**Louisville Metro Council
Final Agenda**

**METRO COUNCIL SUMMARY ONLY
DETAILED MINUTES TO FOLLOW ON THE 11/19/09 COUNCIL AGENDA**

<u>Members Roll Call:</u>	(D) - Judy Green (1)	(D) - Barbara Shanklin (2)	(D) - Mary C. Woolridge (3) EA
	(D) - David Tandy (4)	(D) - Cheri Bryant Hamilton (5)	(D) - George Unsel (6)
	(R) - Kenneth C. Fleming (7)	(D) - Tom Owen (8)	(D) - Tina Ward-Pugh (9)
	(D) - Jim King (10)	(R) - Kevin Kramer (11)	(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)
	(R) - Robin Engel (22)	(R) - James Peden (23)	(D) - Madonna Flood (24)
	(R) - Doug Hawkins (25)	(D) - Brent Ackerson (26)	

EA = Excused Absence

Meeting Date: 11/5/2009

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- [November 5, 2009 List](#)

There were no addresses to the Council.

Guests: CM Owen introduces Sam DuPlessis. CW Hamilton introduces Micheal T. White. CM. Engel introduces Boy Scout Troop 346 – St. Gabriel Parish.

Council Minutes:

2- [Regular Council Minutes - October 22, 2009](#)

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

The Council Minutes were approved as written.

Committee Minutes

3- [Regular: Appropriations, NDFs and CIFs - October 29, 2009](#)

4- [Regular: Budget - October 28, 2009](#)

- 5- [Regular: Committee of the Whole - October 22, 2009](#)
- 6- [Regular: Committee on Committees - November 3, 2009](#)
- 7- [Regular: Contracts and Appointments - October 28, 2009](#)
- 8- [Regular: Health and Human Needs-October 28, 2009](#)
- 9- [Regular: Labor & Economic Development - October 29, 2009](#)
- 10- [Regular: Community Affairs - October 28, 2009](#)
- 11- [Regular: Government Accountability and Oversight - October 21, 2009](#)
- 12- [Regular: Planning/Zoning, Land Design & Development - October 27, 2009](#)
- 13- [Regular: Public Safety - October 27, 2009](#)
- 14- [Regular: Transportation/Public Works - October 29, 2009](#)
- 15- [Regular: Ethics Ad Hoc Committee - October 20, 2009](#)

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

The Committee Minutes were approved as written.

Special Motion

- 16- [MO- 01- 2009 A MOTION TO APPROVE A \\$10,000 FAITHFUL PERFORMANCE BOND FOR BARBARA WEAKLEY-JONES IN HER CAPACITY AS JEFFERSON COUNTY CORONER OF JEFFERSON COUNTY, KENTUCKY. \(Approved\)](#)

Motion to approve made by Jim King and seconded by James Peden.

The Faithful Performance Bond for Barbara Weakley-Jones was approved.

Communication From Mayor - Appointments

- 17- [Ethics Commission](#)
- 18- [Air Pollution Control Board](#)
- 19- [Bi-State Bridge Authority](#)
- 20- [Louisville Public Media](#)

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:

Consent Calendar consists of items 21-46. The Clerk read them into the record.

- 21- [O-189-10-09 AN ORDINANCE CLOSING VALLEY FARMS COURT, A CUL-DE-SAC LOCATED IN](#)

[THE VALLEY FARMS SUBDIVISION RECORDED AT SUBDIVISION BOOK 50, PAGE 68 IN THE OFFICE OF THE CLERK OF JEFFERSON COUNTY, KENTUCKY, FROM ITS INTERSECTION WITH VALLEY FARMS BOULEVARD, RUNNING SOUTHEASTERLY TO ITS END, CONTAINING 10,137.72 SQUARE FEET, AND BEING IN LOUISVILLE METRO \(CASE NO. 12713\).](#) (Ordinance 169, Series 2009)

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

22-

[O-191-10-09 AN ORDINANCE CLOSING AN UNIMPROVED SECTION OF DUMESNIL STREET, A 60-FOOT RIGHT-OF-WAY, FROM ITS EAST INTERSECTION WITH 15TH STREET, 323 FEET SOUTH OF OAK STREET, RUNNING 348.52 FEET EAST TO THE P&L RAILROAD RIGHT-OF-WAY WITHIN UNIMPROVED 14TH STREET, AND BEING IN LOUISVILLE METRO \(CASE NO. 12296\).](#) (Ordinance 170, Series 2009)

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

23-

[R-211-10-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A \\$40,000.00 GRANT FROM THE COMMONWEALTH OF KENTUCKY FOR AN EARLY CHILDHOOD DEVELOPMENT PROJECT.](#) (Resolution 200, Series 2009)

Status: On Council Agenda - Consent Calendar
Committee: Health & Human Needs
Primary Sponsor: Vicki Aubrey Welch

24-

[RP102809ANAS RE-APPOINTMENT OF DR. NADIR AL-SHAMI TO THE AIR POLLUTION CONTROL BOARD. TERM EXPIRES AUGUST 31, 2012.](#) (Approved)

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

25-

[AP102809CL APPOINTMENT OF CHRISTOPHER D. LOCKE TO THE DOMESTIC VIOLENCE PREVENTION COORDINATING COUNCIL. TERM EXPIRES OCTOBER 31, 2011.](#) (Approved)

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

26-

[RP102809LB RE-APPOINTMENT OF DR. LINDA BLEDSOE TO THE DOMESTIC VIOLENCE PREVENTION COORDINATING COUNCIL. TERM EXPIRES OCTOBER 31, 2011.](#) (Approved)

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

27-

[RP102809MR RE-APPOINTMENT OF MS. MARCIA ROTH TO THE DOMESTIC VIOLENCE PREVENTION COORDINATING COUNCIL. TERM EXPIRES OCTOBER 31, 2011.](#) (Approved)

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

28-

[RP102809BS RE-APPOINTMENT OF DR. BILL SMOCK TO THE DOMESTIC VIOLENCE PREVENTION COORDINATING COUNCIL. TERM EXPIRES OCTOBER 31, 2011.](#) (Approved)

Status: On Council Agenda - Consent Calendar

Committee: Contracts and Appointments

29-

[R-204-10-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – \(LOUISVILLE ENTERPRISE CENTER, INC. D/B/A LOUISVILLE ENTERPRISE GROUP, INC. - \\$44,000.00\).](#) **(Resolution 201, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Judy Green

30-

[R-213-10-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – \(LOUISVILLE ENTERPRISE CENTER, INC. D/B/A LOUISVILLE ENTERPRISE GROUP, INC. - \\$200,000.00\).](#) **(Resolution 202, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: David Tandy

31-

[R-205-10-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – \(KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM - \\$234,756.00\).](#) **(Resolution 203, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Robert Henderson

32-

[R-206-10-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - PCA – CORRECTIONS, LLC D/B/A PCA PHARMACY – \(\\$800,000.00\).](#) **(Resolution 204, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Judy Green

33-

[R-209-10-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – \(SECURANCE, LLC - \\$39,100.00\).](#) **(Resolution 205, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Brent Ackerson

34-

[R-210-10-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT – \(CANYON ONE, INC. - \\$18,000.00\).](#) **(Resolution 206, Series 2009)**

Status: On Council Agenda - Consent Calendar

Committee: Contracts and Appointments
Primary Sponsor: Barbara Shanklin

35-

[R-212-10-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – \(Doreen Dehart - \\$25,000.00\). \(Resolution 207, Series 2009\)](#)

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

36-

[R-215-10-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – ENVIRONS/INC. - \\$200,000.00. \(Resolution 208, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Robert Henderson

37-

[O-180-10-09 AN ORDINANCE AMENDING ORDINANCE NO. 91, SERIES 2009, RELATING TO THE FISCAL YEAR 2009-10 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \\$15,000 OF FUNDING FROM THE NEIGHBORHOOD DEVELOPMENT FUND \(DISTRICT 9\) TO THE METRO COUNCIL GENERAL OPERATIONS \(DISTRICT 9\). \(Ordinance 171, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Budget
Primary Sponsor: Tina Ward-Pugh

38-

[O-188-10-09 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009 AND ORDINANCE NO. 91, SERIES 2009 RELATING TO THE FISCAL YEAR 2009-10 CAPITAL AND OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \\$25,000 FROM THE DISTRICT 5 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUND. \(Ordinance 172, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Budget
Primary Sponsor: Cheri Bryant Hamilton

39-

[O-187-10-09 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009 AND ORDINANCE NO. 91, SERIES 2009 RELATING TO THE CAPITAL AND OPERATING BUDGETS FOR FISCAL YEAR 2009-10, FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \\$15,000 OF CAPITAL CUMULATIVE RESERVE FUNDS RELATED TO THE MSD/ALGONQUIN PARKWAY PROJECT TO THE GENERAL FUND FOR THE METRO HOUSING RESOURCE CENTER PROGRAM FOR DISTRICT 6 UNDER THE ADMINISTRATION OF THE HOUSING & FAMILY SERVICES DEPARTMENT. \(Ordinance 173, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Budget
Primary Sponsor: George Unseld

40-

[O-184-10-09 AN ORDINANCE APPROVING THE BUDGET AND ECONOMIC IMPROVEMENT PLAN FOR THE LOUISVILLE DOWNTOWN MANAGEMENT DISTRICT FOR THE PERIOD JANUARY 1, 2010 THROUGH DECEMBER 31, 2010. \(Ordinance 174, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Budget
Primary Sponsor: David Tandy

41-

[O-181-10-09 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO COUNCIL AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SALE OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INDUSTRIAL BUILDING REFUNDING REVENUE BONDS, SERIES 2009 \(ST. MARY ACADEMY PROJECT\) AND TAKING OTHER RELATED ACTION. \(Ordinance 175, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Labor & Economic Development
Primary Sponsor: Kelly Downard

42-

[O-185-10-09 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING THE ISSUANCE OF ITS COLLEGE IMPROVEMENT REVENUE BONDS, SERIES 2009 \(BELLARMINE UNIVERSITY PROJECT\) IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \\$18,500,000. THE PROCEEDS OF WHICH SHALL BE LOANED TO BELLARMINE UNIVERSITY INCORPORATED TO FINANCE THE COSTS OF THE CONSTRUCTION OF PHASE THREE OF A FOUR PHASE RESIDENT HALL CONSISTING OF 38,086 SQUARE FEET TO INCLUDE THE ADDITION OF A PARKING LOT CONSISTING OF 118 PARKING SPACES, THE RENOVATION OF EXISTING SPACE AND CONSTRUCTION OF NEW OFFICE AND CLASSROOM SPACE CONSISTING OF APPROXIMATELY 33,526 SQUARE FEET TO INCLUDE INSTALLATION OF A GEOTHERMAL SYSTEM AND THE ADDITION OF OTHER ENERGY EFFICIENT SYSTEMS TO KOSTERS, THE RENOVATION OF CAFÉ OGLE, AND THE ADDITION AND CONSTRUCTION OF FIELD PARKING PHASE TWO CONSISTING OF AN ADDITIONAL 158 PARKING SPACES, AND TO FINANCE CERTAIN COSTS OF ISSUANCE; AUTHORIZING A TRUST INDENTURE, A LOAN AGREEMENT, A BOND PURCHASE AGREEMENT, AND OTHER RELATED DOCUMENTS; AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS . \(Ordinance 176, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Labor & Economic Development
Primary Sponsor: Jim King

43-

[O-192-10-09 AN ORDINANCE APPROPRIATING \\$21,132.25 FROM THE DISTRICT 4 NEIGHBORHOOD DEVELOPMENT FUND TO METRO PARKS DEPARTMENT FOR ACTIVITIES IN DISTRICT 4 PARKS. \(Ordinance 177, Series 2009\)](#)

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

44-

[O-183-10-09 AN ORDINANCE APPROPRIATING A TOTAL OF \\$25,500 FROM THE FOLLOWING NEIGHBORHOOD FUNDS, \\$5,000 FROM DISTRICTS 3, 4, 5, AND 6, \\$2,500 FROM DISTRICT 1, \\$2,000 FROM DISTRICT 21, AND \\$1,000 FROM DISTRICT 2 THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO NEW JERUSALEM MISSIONARY BAPTIST CHURCH, INC. FOR PRIDE, INC. TO PROVIDE FOOD, CLOTHES AND TOYS FOR SIX COMMUNITY EVENTS. \(Ordinance 178, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Barbara Shanklin
Cheri Bryant Hamilton

Dan Johnson
David Tandy
George Unseld
Judy Green
Mary C. Woolridge

45-

[O-182-10-09 AN ORDINANCE APPROPRIATING \\$7,250 FROM NEIGHBORHOOD DEVELOPMENT FUNDS \(NDF\) IN THE FOLLOWING MANNER: \\$2,500 EACH FROM DISTRICTS 6 AND 4; \\$500 EACH FROM DISTRICTS 21, 24, 1, AND 3; AND \\$250 FROM DISTRICT 13; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE WOMEN OF VISION AND PURPOSE, INC., FOR THEIR PINK RIBBON PROJECT. \(Ordinance 179, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: George Unseld
David Tandy
Dan Johnson
Madonna Flood
Judy Green
Mary C. Woolridge
Vicki Aubrey Welch

46-

[O-186-10-09 AN ORDINANCE APPROPRIATING A TOTAL OF \\$15,000.00 FROM DISTRICT 22 NEIGHBORHOOD DEVELOPMENT FUND, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO FERN CREEK/HIGHVIEW UNITED MINISTRIES, INC. FOR A NEW PROJECT CALLED INVESTING TO SERVE: LEGACY OF CARING. \(Ordinance 180, Series 2009\)](#)

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

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

The Consent Calendar passed.

VOTING RESULTS: For: 25; Against: 0; Abstain: 0; Absent: 1

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, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Dan Johnson, Madonna Flood, Jon Ackerson, Brent Ackerson
Against: (None)
Abstain: (None)
Absent: Mary C. Woolridge

Old Business:

47-

[R-101-06-09 A RESOLUTION DIRECTING THE PLANNING COMMISSION TO HOLD A PUBLIC HEARING AND MAKE A RECOMMENDATION TO THE COUNCIL ON AN AMENDMENT TO SECTION 4.4.1 OF THE LAND DEVELOPMENT CODE CONCERNING PORTABLE STORAGE DEVICES. \(AMENDED BY SUBSTITUTION\) \(Resolution 209, Series 2009\)](#)

Status: On Council Agenda - Old Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: James Peden,

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

This Resolution as Amended by Substitution in Committee passed.

48- [R-202-10-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE UNITED STATES DEPARTMENT OF ENERGY CONCERNING A \\$190,300.00 GRANT FOR PROJECT CONCERNING ENERGY EFFICIENCY LIGHTING. \(AS AMENDED\) \(Resolution 210, Series 2009\)](#)

Status: On Council Agenda - Old Business
Committee: Public Safety
Primary Sponsor: Tom Owen

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

This Resolution as Amended in Committee passed.

49- [RP102809TP RE-APPOINTMENT OF TANDY PATRICK TO THE LOUISVILLE WATER COMPANY BOARD OF WATERWORKS. TERM EXPIRES APRIL 30, 2013. \(Approved\)](#)

Status: On Council Agenda - Old Business
Committee: Contracts and Appointments

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

A Roll Call vote was taken so Marianne Butler could Abstain.

This Appointment was Approved with one Abstention.

VOTING RESULTS: For: 24; Against: 0; Abstain: 1; Absent: 1

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, George Unseld, Tina Ward-Pugh, Rick Blackwell, Dan Johnson, Madonna Flood, Jon Ackerson, Brent Ackerson
Against: (None)
Abstain: Marianne Butler
Absent: Mary C. Woolridge

50- [RP102809MW RE-APPOINTMENT OF MARITA WILLIS TO THE LOUISVILLE WATER COMPANY BOARD OF WATERWORKS. TERM EXPIRES APRIL 30, 2013. \(Approved\)](#)

Status: On Council Agenda - Old Business
Committee: Contracts and Appointments

Motion to approve made by Kelly Downard and seconded by Stuart Benson.

A Roll Call vote was taken so Marianne Butler could Abstain.

This Appointment was Approved with one Abstention.

VOTING RESULTS: For: 24; Against: 0; Abstain: 1; Absent: 1

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, George Unseld, Tina Ward-Pugh, Rick Blackwell, Dan Johnson, Madonna Flood, Jon Ackerson, Brent Ackerson

Against: (None)
Abstain: Marianne Butler
Absent: Mary C. Woolridge

New Business:

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

- 51- [O-193-11-09 AN ORDINANCE APPROPRIATING \\$1,500 FROM THE DISTRICT 23 NEIGHBORHOOD DEVELOPMENT FUND TO ACTORS THEATRE OF LOUISVILLE, INC. FOR PROGRAM EXPENSES RELATED TO ACTORS EDUCATION IN-CLASS RESIDENCIES AT MOORE HIGH SCHOOL, WHICH PROGRAM RECEIVED \\$4,500 FROM THE APPROPRIATIONS COMMITTEE ON SEPTEMBER 17, 2009.](#)
- Status:** On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: James Peden
- 52- [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.](#)
- Status:** On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Marianne Butler
- 53- [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 THROUGH APPROPRIATE DEBT INSTRUMENTS.](#)
- Status:** On Council Agenda - New Business
Committee: Budget
Primary Sponsor: David Tandy
- 54- [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 – \(THE DOWNTOWN ANIMAL HOSPITAL, LLC - \\$100,000.00\).](#)
- Status:** On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Mary C. Woolridge
- 55- [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.](#)

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

56-

[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.](#)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Marianne Butler

57-

[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.](#)

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

58-

[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.](#)

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

59-

[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.](#)

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Marianne Butler

60-

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

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Marianne Butler

61-

[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.](#)

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

62-

[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.](#)

Status: On Council Agenda - New Business
Committee: Public Safety
Primary Sponsor: Dan Johnson

63-

[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.](#)

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor: Robert Henderson

64-

[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.](#)

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

65-

[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.](#)

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

66-

[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 – \(LOUISE PENNIX - \\$12,545.00\).](#)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Cheri Bryant Hamilton

Adjournment

Without Objection the Council Meeting Adjourned at 6:47 P.M.

Announcements

The following Council Members made announcements: CM Stuckel, CM Blackwell, CW Welch and CM Owen