

ROUGHLY EDITED COPY  
LOUISVILLE METRO  
CITY COUNCIL  
REMOTE BROADCAST CAPTIONING  
SEPTEMBER 13, 2018

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>> PRESIDENT JAMES: THE REGULAR LOUISVILLE METRO COUNCIL MEETING OF SEPTEMBER 13, 2018, WILL PLEASE COME TO ORDER.

PLEASE RISE FOR THE PLEDGE OF ALLEGIANCE TO THE FLAG.

I PLEDGE ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA AND TO THE REPUBLIC FOR WHICH IT STANDS, ONE NATION UNDER GOD, INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBERS COAN AND LANSHIMA HAVE EXCUSED ABSENCES THIS WEEK.

MR. CLERK, A ROLL CALL?

MR. PRESIDENT YOU HAVE 21 IN ATTENDANCE AND A QUORUM.

>> PRESIDENT JAMES: THANK YOU.

COLLEAGUES BEFORE WE GET STARTED I WOULD LIKE TO TAKE A MOMENT FOR RECOGNITION.

TWO DAYS AGO WAS SEPTEMBER 11TH.

A VERY SIGNIFICANT DAY IN OUR COUNTRY.

AND SINCE THAT DAY MANY OF OUR SERVICE MEN AND WOMEN HAVE BEEN PUTTING THEIR LIVES ON THE LINE FOR US.

AND I WOULD LIKE TO TAKE A MOMENT OF SILENCE IN THEIR MEMORY AND THOUGHTS.

THANK YOU.

MR. CLERK, ARE THERE ANY ADDRESSES TO COUNCIL?

>> CLERK: THERE ARE, SIR.

>> PRESIDENT JAMES: LET ME REMIND THOSE ADDRESSING THE COUNCIL TO REFRAIN FROM USING PROFANITY OR MAKING DEROGATORY STATEMENTS TO COUNCIL.

MR. CLERK, PLEASE BRING THEM FORWARD?

>> CLERK: PAM GREENWELL.

>> HI, I'M PAM GREENWELL WITH FRIENDS OF THE LIBRARY, WE HAVE MANY MEMBERS OF THE FRIENDS OF THE LIBRARY IN ATTENDANCE.

WE KNOW THIS WAS A VERY TOUGH BUDGET YEAR FOR THE LIBRARY AND WE RECOGNIZE WITHOUT YOUR LEADERSHIP THINGS WOULD NOT HAVE GONE AS WELL AS THEY DID.

WE RECOGNIZE THESE DESPERATE NEEDS THE LIBRARY HAS FOR STAFFING FOR OUTREACH AND WITHOUT YOUR LEADERSHIP, THAT WOULDN'T HAVE HAPPENED.

SO WE THANK YOU.

NEXT YEAR WILL BE JUST AS TOUGH, AS YOU KNOW, THE NORTHEAST WILL BE OPEN AND THE SAINT MATTHEWS BRANCH WILL REOPEN.

IT WILL BE ANOTHER TOUGH YEAR AND WE WILL BE BACK, WE WANT TO BE BACK THIS TIME NEXT YEAR THANKING YOU AGAIN.

WE ALSO WANT YOU TO KNOW OCTOBER IS OUR MEMBERSHIP MONTH.

WE HAVE BEEN HERE BEFORE FOR THAT.

WE APPRECIATE THE FACT MANY OF YOU JOINED LAST YEAR AND WE HOPE YOU WILL RENEW YOUR MEMBERSHIP, OR IF YOU DIDN'T JOIN LAST YEAR, JOIN AGAIN.

I WOULD ASK IF SOMEBODY COULD PASS THESE OUT FOR ME.  
HOW DOES THAT GET DONE?

ALSO, YOU ALL SHOULD HAVE RECEIVED AN INVITATION THAT LOOKS LIKE THIS.

THERE'S A SCREENING OF THE DOCUMENTARY "OUR LIBRARY" IT WAS DONE BY MORGAN ATKINSON, HE HAS DONE LOTS OF DOCUMENTARIES, HE IS AMAZING.

IT WILL SHOW ON K.E.T. BUT IF YOU WOULD LIKE TO SEE IT EARLY YOU COULD SEE IT SEPTEMBER 28TH AT 5:30 AT THE MAIN LIBRARY AND JOIN MANY OF YOUR CONSTITUENTS AND OUR FRIENDS WATCHING "OUR LIBRARY".

THIS PAST WEEK THERE WAS AN ARTICLE IN THE "NEW YORK TIMES" ON LIBRARIES.

I THOUGHT IT WAS SIGNIFICANT.

I BROUGHT COPIES FOR YOU ALL AND I WILL PASS THOSE OUT AS WELL.

I WANTED TO READ YOU ONE THING FROM THAT ARTICLE.

LIBRARIES DON'T JUST PROVIDE FREE ACCESS TO BOOKS AND OTHER CULTURAL MATERIALS.

THEY ALSO OFFER THINGS LIKE COMPANIONSHIP FOR OLDER ADULTS.

DE FACTO CHILD CARE FOR BUSY PARENTS, LANGUAGE HELP,  
SPACES FOR THE POOR, THE HOMELESS AND YOUNG PEOPLE.

THAT'S EXACTLY WHAT OUR LIBRARIES DO, THAT'S EXACTLY  
WHAT THEY NEED TO CONTINUE TO DO AND THEY WILL ONLY BE ABLE TO  
DO THAT WITH SUFFICIENT STAFFING.

THANK YOU VERY MUCH FOR YOUR ATTENTION.

PLEASE CONSIDER JOINING THE FRIENDS.

HAVE A NICE EVENING.

[ APPLAUSE].

>> CLERK: SHANNA MCGREGOR.

>> HELLO, LADIES AND GENTLEMEN, GOOD EVENING.

I'M BACK AGAIN.

I WANT TO -- I DON'T HAVE A SIGN OR ANYTHING BUT I  
WANT TO PERSONALLY THANK EACH AND EVERY ONE OF YOU ALL WHO  
HELPED US WITH THE MEDICAL CANNABIS BILL LAST YEAR AND I TRULY  
HOPE YOU ARE ALL STILL ON BOARD WHEN IT COMES TO BE INTRODUCED  
IN KENTUCKY AGAIN.

I WANT TO START BY ASKING YOU ALL TO BEAR WITH ME.

I'M HAVING A LOT OF PAIN TODAY.

I HAVE A POSSIBLE -- AND MY FIBRO MYALGIA HAS BEEN  
ACTING UP TODAY.

BUT I BRING THAT UP, BECAUSE THAT'S MY POINT, THIS IS  
WHY I NEED MEDICAL MARIJUANA, I NEED IT LEGALIZED.

MY DOCTORS ARE BEGGING ME TO GO TO A PAIN CLINIC WHERE  
THEY WILL PRESCRIBE ME NARCOTICS.

I WON'T DO IT.

THEY CAN'T HELP ME FEEL BETTER, THEY WILL DESTROY MY LIFE.

I HAVE SEEN IT WITH MY FAMILY MEMBERS AND MY FRIENDS AND SO MANY OTHERS IN OUR CITY.

EXCUSE ME, I'M GETTING ALL CHOKED UP ABOUT THIS.

THEY CAN'T HELP ME FEEL BETTER AND I DON'T WANT TO BE ANOTHER STATISTIC OF THE OPIOID ADDICTION CRISIS HERE.

I'M ALREADY A STATISTIC AS A STAND AND THE AMOUNT OF PEOPLE IN KENTUCKY WHO ARE SUFFERING, LIVING IN PAIN EVERY SINGLE DAY BECAUSE WE DON'T HAVE LEGAL ACCESS TO THE NATURAL MEDICINE THAT WE NEED.

I FOR ONE, DON'T WANT TO BE A STATISTIC OVER IMPRISONMENT TRYING TO HEAL MYSELF USING CANNABINOIDS.

WE SHOULDN'T HAVE TO WAIT FOR LEGALIZATION FOR THOSE WRONGLY INCARCERATED FOR CANNABIS.

YOU GUYS KNOW NEW YORK IS PUSHING.

THEY AREN'T YET LEGAL YET.

HOWEVER THE BROOKLYN D.A., ERIC GONZALEZ SAID LAST WEEK SEPTEMBER 7TH IN A PRESS CONFERENCE TO WIPE AWAY RECORDS FOR UP TO 20,000 PEOPLE WITH PAST MARIJUANA CONVICTIONS.

HE SAID IT'S A LITTLE UNFAIR TO SAY WE ARE NO LONGER PROSECUTING THESE CASES BUT TO HAVE THESE FOLKS CARRY THESE CONVICTIONS FOR THE REST OF THEIR LIVES.

END QUOTE.

THAT'S WHAT A CONVICTION DOES.

IT FOLLOWS YOU FOREVER.

IT CAN RUIN YOUR LIFE.

IT CAN RUIN ANY HOPES OR DREAMS IN THE FUTURE BECAUSE  
OF IT.

WHETHER SCHOOL, JOB, CAREER, JUST TAKING CARE OF YOUR  
FAMILY.

IT CAN RUIN YOUR HOPES AND DREAMS.

YOU WILL BE CONSIDERED A CRIMINAL IN THE EYES OF THE  
SYSTEM FOR THE REST OF YOUR LIFE.

AND I DON'T THINK THAT'S FAIR.

WE NEED TO BE LIKE BROOKLYN, SAN FRANCISCO, SEATTLE,  
SONOMA COUNTY AND OTHERS HELPING THEIR CITIZENS THRIVE.

I AM ASKING TO YOU CONSIDER DECRIMINALIZING CANNABIS  
AND EXPUNGE THE RECORDS OF THOSE CONVICTED FOR ITS POSSESSION.

THANK YOU FOR YOUR TIME AND HAVE A GOOD EVENING.

[ APPLAUSE].

>> CLERK: CONNIE MARSHALL.

>> MY NAME IS CONNIE MARSHALL, MY NAME IS  
[WWW.JUSTICEFORALLCITIZENS.COM](http://WWW.JUSTICEFORALLCITIZENS.COM).

MY TOPIC IS SECOND DIVISION POLICE AND CORRUPTION.

HARPER IN THE SECOND DIVISION WHICH I DO LIVE WAS  
GIVEN YOUR SUPPORT GIVEN CORRUPTION HE EXPOSED WITHIN THE  
LOUISVILLE METRO POLICE.

I'M REQUESTING THE SAME SUPPORT, I HAVE BEEN BEGGING FOR ASSISTANCE THE PAST FIVE YEARS AND BEYOND.

FOLLOWING IS A BRIEF SYNOPSIS OF CRIMES COMMITTED AGAINST ME AND VIDEO AND AUDIO OF SOME OF THE CRIMES WHILE IN PROGRESS ARE POSTED ON MY WEBSITE AND YOU TUBE.

I HAVE RECEIVED SEVERAL THREATS, CALLING ME THE N WORD STATING THEY WILL COME DOWN AND KILL ME.

I HAD 114 PIECES OF MAIL SENT TO MY ADDRESS THE LAST FIVE YEARS IN THE NAME OF ELIZABETH STEEL A CORRUPT PROSECUTOR IN THE CASE WHICH I WAS SET UP OUT OF LOUISVILLE METRO POLICE.

ALL MAIL IS IN THE NAME OF ELIZABETH FIELDS SOME INCLUDE LMPD COMMONWEALTH, JEFFERSON COUNTY ATTORNEY'S OFFICE AND JEFFERSON COUNTY, BUT ALL SENT TO MY ADDRESS.

MY NAME ISN'T ON THE MAIL.

SEVEN FABRICATED FORGED PLEAS IN THE COURT WITH MY SIGNATURE.

[READING].

THEY HAVE ACCUSED JUDGE MITTEN OF PERFORMING CUNNILINGUS ON A 12-YEAR-OLD GIRL AND ACCUSING ANOTHER BEING A LESBIAN IN LOVE WITH ME.

THE POLICE ADMITTED THEY SENT THE WHITE MAN TO TRY TO BREAK INTO MY HOME WHILE I WAS IN THE BATHTUB.

ANOTHER FABRICATED LETTER WAS SENT TO A MANAGER, MELTON THREATENING TO KILL HIM.



THEY COLLUDED WITH THE POLICE TO PRODUCE THIS DOCUMENT.

FALSE REPORT PRODUCED BY A MAN I NEVER MET AND THE POLICE CAME TO MY HOME READY TO DRAG ME TO JAIL.

ON THE MORNING OF JUNE 20TH, 2016 I PUT [INAUDIBLE] STAFFING WHICH I EVENTUALLY GET.

THAT SAME NIGHT THE POLICE WERE BANGING ON MY DOOR. DETECTIVE WAS ASSIGNED IN MAY 2018 TO INVESTIGATE REPORT LG AND E AND TORY MALONE AND MALONE STAFFING AND THEY SHOULD HAVE BEEN CRIMINALLY CITED FOR FILING FALSE REPORTS.

[INAUDIBLE] FOR MORE INFORMATION GO TO MY WEBSITE, MY NAME IS CONNIE MARSHALL.

THANK YOU.

[ APPLAUSE].

>> MR. CLERK: JAMES ELLIS JANES.

TIM DARST?

>> GOOD EVENING, MY NAME IS TIM DARST WITH KENTUCKY POWER AND LIGHT.

I RECENTLY COMPLETED A MASTERS IN SUSTAINABILITY AND ENVIRONMENTAL MANAGEMENT WITH HARVARD UNIVERSITY AND MY MASTERS THESIS INCLUDED A FEASIBILITY STUDY FOR CONVERTING LOUISVILLE'S ELECTRICITY GRID TO 100% RENEWABLE ENERGY.

TONIGHT I'M ASKING THE COUNCIL TO CONSIDER PASSING AN ORDINANCE THAT WOULD COMMIT THE CITY TO MOVING TO 100% RENEWABLE ENERGY.

OVER 80 MUNICIPALITIES THROUGHOUT THE UNITED STATES  
HAVE MADE COMMITMENTS ALREADY.

LG AND E AND KU HAVE BEEN SLOWLY MOVING AWAY FROM COAL  
TO NATURAL GAS, THAT'S PRODUCED IN PENNSYLVANIA, LOUISIANA AND  
OTHER PLACES OUTSIDE KENTUCKY.

THIS IS SENDING JOBS OUT OF THE STATE.

SOLAR CAN REPLACE COAL AND NATURAL GAS AND PROVIDE  
JOBS TO LOCAL INSTALLERS AND MANUFACTURERS.

A COMMITMENT FROM THE CITY SHOULD BE FOLLOWED BY  
REACHING OUT TO SOLAR MANUFACTURERS TO BUILD PLANTS HERE.

KENTUCKY HAS MORE ALUMINUM SMELTERS THAN ANY OTHER  
STATE.

ALUMINUM IS A MAJOR COMPONENT IN BUILDING SOLAR  
PANELS.

DUPONT HERE IN LOUISVILLE MAKES TEDLAR PLASTIC COATING  
USED IN THE MANUFACTURING.

WE CAN BRING MORE JOBS TO LOUISVILLE IF WE MAKE A  
COMMITMENT TO CONVERT OUR GRID TO RENEWABLE ENERGY.

ELECTRICITY FROM FOSSIL FUELS IS TRENDING UPWARDS IN  
TERMS OF COSTS PER KILOWATT HOUR.

ELECTRICITY FROM SOLAR IS TRENDING DOWNWARD.

SOLAR IS ALREADY COST COMPETITIVE WITH FOSSIL FUELS IN  
MANY STATES.

SOLAR RAYS CAN PAY FOR THEMSELVES IN 15 YEARS, DOUBLE IN 30 AND TRIPLE BEFORE THE END OF THEIR USEFUL LIFE OF ABOUT 50 YEARS.

A PLAN FOR CONVERSION SHOULD INCLUDE EFFICIENCY AND CONSERVATION TO REDUCE DEMAND.

MY CALCULATIONS SHOW WE CAN CONSERVATIVELY SAVE 26% FROM EFFICIENCY AND CONSERVATION.

FULL CONVERSION CAN ALSO INCLUDE KENTUCKY PRODUCED WIND, HYDRO, GEOTHERMAL AND BIO MASS ENERGY.

WE WILL NEED TO INCLUDE BATTERIES AND OTHER FORMS OF STORAGE TO THE GRID.

LG&E IS ALSO EXPERIMENTING WITH THE EW BROWN PLANT. BATTERY PLANT THAT WILL HAVE RIPPLE EFFECTS ACROSS THE STATE.

LOUISVILLE AND KENTUCKY CAN BOTH BENEFIT FROM THIS CONVERSION.

IN ADDITION TO JOB IT'S WILL HELP CLEAN OUR AIR, OUR WATER AND BE A DRAW FOR COMPANY THAT'S ARE LOOKING FOR FORWARD-THINKING COMMUNITIES WITHIN WHICH THEY CAN OPERATE.

LET'S DON'T BE LEFT BEHIND IN THIS CLEAN ENERGY REVOLUTION.

PLEASE PASS A RESOLUTION FOR CONVERTING THE CITY TO 100% RENEWABLE ENERGY THIS YEAR.

THANK YOU.

[ APPLAUSE ].

>> MR. CLERK: BILL WELLS.

>> HI, MY NAME IS BILL WELLS AND I CAME OVER HERE THIS EVENING TO SPEAK TO YOU ABOUT SOME ISSUES WHICH I'VE BEEN THINKING ABOUT A GREAT DEAL BUT I DON'T KNOW IF EVEN FOUR MINUTES ARE ENOUGH TO IMPART TO YOU THE SIGNIFICANCE OF WHAT I WILL TRY TO ADDRESS.

THE REASON THE 13TH IS ON THERE IS TODAY IS THE 13TH. AND IN ART SCHOOL WHERE I'M ENROLLED AT THE CHICAGO SCHOOL OF ART, THE ASSIGNMENT WAS MADE TO VIEW THE DOCUMENTARY "THE THIRTEENTH".

THIS TELLS A HORRIFIC STORY OF THE STRUGGLE OF BLACKS AND AFRICAN AMERICANS IN THIS COUNTRY.

IT'S NOT JUST WHAT YOU HAVE DONE TO ME.

IT IS NOT JUST WHAT WE HAVE DONE TO THEM.

BUT I THINK IN TRYING TO COMMUNICATE THIS IN WHAT YOU WILL SEE WHAT I HANDED TO YOU IS ALSO REFERENCE TO A WOMAN WHO WAS KNOWN AS MENTAL HEALTH CONSUMER MOVEMENT JULIE CHAMBERLAIN, I GAVE YOU AN ADDRESS TO VIEW ABOUT FIVE MINUTES.

SHE SUFFERED A MISCARRIAGE AND WAS PUT AWAY IN A MENTAL HEALTH HOSPITAL FOR 2-3 HOURS BUT CAME OUT REALIZING THE ISSUE IS A MORAL IMPERATIVE AND THOSE OF US WHO HAVE BEEN COMMITTED AGAINST OUR WILL REQUIRES US TO SPEAK UP, AND IT'S IN THAT INJUSTICE WE HAVE HAD NO CHOICE AND MANY TIMES WHEN YOU ARE SEEING THE PEOPLE ON THE STREET, OR ISSUES, IT'S NOT ALWAYS AN ISSUE TO DRUGS, TO PUT AWAY, OR TO IMPRISON IN A MENTAL HOSPITAL

OR A PRISON BECAUSE THE BEHAVIOR BEGINS TO DESTROY THE VERY SOUL OF THIS COUNTRY.

I WANTED TO TALK ABOUT THIS MOVIE BUT YOU COULD PULL IT UP IF YOU HAVE NETFLIX YOU WILL SEE IN AN HOUR, OR HOUR AND A HALF THE SIGNIFICANCE OF THIS WONDERFUL ARTIST PUTTING IT IN FOCUS FOR WHAT OUR DISCUSSION SHOULD BE.

AND THEN I LIVE ON THE 14TH FLOOR BUT THEY DIDN'T LABEL THE BUTTON AS 13 THINKING THAT PEOPLE WOULD NOT MAKE AN UNDERSTANDING OF HOW ELEVATORS WORK BUT IT'S A CHEATING OF INTELLIGENCE BECAUSE LIVING THERE WHEN I CAME BACK FROM ARKANSAS THE ELEVATOR HAD STUCK AGAIN.

IT WAS FUNNY TO HEAR COMMITTEE OF THE WHOLE YOU WERE TO COME OVER TO VISIT TODAY, LAST WEEK WHEN THE FEDERAL HOUSING INSPECTOR CAME VERY QUICKLY THE HOUSING PEOPLE, THE FLOORS ARE HORRIFIC, THEY NEED TO BE CLEANED UP TO THE SAME STANDARD OF THIS BUILDING.

WHY WOULD YOU REIGN HELL ON PEOPLE.

SOME PEOPLE MAY BE SCARED TO COME OVER HERE OR TO SPEAK UP AND WONDER WHY SHOULD ONE COME BEFORE YOU.

I THINK IT'S IMPORTANT AND VITAL TO OUR DEMOCRACY SO I KEEP COMING BACK.

IN THESE QUESTIONS, IT'S AS MUCH THE HEALTH OF WHERE WE LIVE, NOT JUST THE APARTMENT, I WAS ABLE TO RECEIVE THE GUEST INSPECTION OF THE FEDERAL INSPECTOR JUST AS I WAS GETTING READY TO LEAVE BUT THERE'S MOLD GROWING, PEOPLE GET FRUSTRATED LIVING

IN A PLACE IN THE LAST YEAR SHOULD BE GOLDEN, WIND, THE WATER  
LEAKS OUT OF THE CEILING, THE PAINTING IS DONE TO COVER THE  
LEAKAGE.

IN A FEW WEEK IT'S WILL PROBABLY SHOW UP AGAIN.

SO WHY SHOULD A PUBLIC FACILITY THAT WAS INTENDED TO  
BE A BASELINE FOSTER ON PEOPLE WHAT IS AN UNJUST EXPERIENCE.

I WILL INVITE MY COUNCILWOMAN TO COME OVER.

FINALLY THE OTHER PARTS THERE BUT PLEASE UNDERSTAND I  
COME HERE ASKING FOR HELP BECAUSE IT'S NOT JUST ME, IT'S ALL OF  
US.

I THANK YOU VERY MUCH.

I HOPE YOU CAN MAKE A DIFFERENCE.

I WOULD LIKE TO MEET MS. BARBARA SEXTON SMITH IF  
POSSIBLE.

APPRECIATE IT.

>> MR. CLERK: MR. PRESIDENT, THAT CONCLUDES THE  
ADDRESSES TO COUNCIL.

>> PRESIDENT JAMES: THANK YOU, MR. CLERK.

COUNCILWOMAN HAMILTON?

COULD YOU PLEASE COME AND TAKE THE CHAIR?

MR. CLERK, LET THE RECORD REFLECT COUNCILWOMAN  
HAMILTON IS TAKING THE CHAIR.

>> MR. CLERK: SO NOTED.

>> PRESIDENT JAMES, DO YOU HAVE A PRESENTATION?

>> PRESIDENT JAMES: I DO.

COLLEAGUES, I BELIEVE STANDING NEXT TO ME YOU  
RECOGNIZE FROM HEAVEN HILL, MR. LARRY KASS THE DIRECTOR OF TRADE  
RELATION AND THIS IS A VERY SPECIAL DAY FOR HIM AND HIS FAMILY  
AND FRIENDS AND LEADERSHIP TEAM.

THIS IS THE DAY THAT WE ARE RECOGNIZING LARRY KASS FOR  
ALL THE WORK HE HAS DONE IN OUR COMMUNITY BECAUSE HE HAS BEEN IN  
HEAVEN HILL FOR 20 YEARS AND NOW HE HAS DECIDED HE WILL GO DO  
SOMETHING EASIER LIKE RETIRE AND TRAVEL THE WORLD.

SO I JUST WANTED TO RECOGNIZE HIM AS HEAVEN HILL IS IN  
MY DISTRICT AND LARRY KASS HAS BEEN A DEAR FRIEND TO ME AND  
PEOPLE IN THE COMMUNITY AND THIS ENTIRE CITY AND I WANT TO TAKE  
THIS OPPORTUNITY TO RECOGNIZE YOU FOR ALL THE WORK YOU HAVE  
DONE, ALWAYS ANSWER THE PHONE WHEN I CALL AND YOU ARE ALWAYS  
THERE WHEN WE NEED YOU AND I JUST WANT TO SAY THANK YOU.

BECAUSE OF THAT WE HAVE A PROCLAMATION FOR YOU.

IT SAYS THIS.

TO WHOM THESE LETTERS SHALL COME GREETINGS KNOW YE  
WHICH THE LOUISVILLE METRO COUNCIL HERE BY HONORS AND RECOGNIZES  
LARRY KASS.

[READING PROCLAMATION].

WHEREAS LARRY KASS SERVES ON THE BOARD OF DIRECTORS  
FOR THE KENTUCKY DISTILLERS ASSOCIATION AND HEAVEN HILL IS THE  
SIXTH LARGEST SUPPLIER IN THE UNITED STATES OF DISTILLED SPIRITS  
AND WHEREAS HEAVEN HILL IS THE SECOND LARGEST HOLDER OF BOURBON  
IN THE WORLD.

AND WHEREAS HEAVEN HILL IS THE LARGEST INDEPENDENT FAMILY-OWNED AND OPERATED DISTILLED SPIRIT PROVIDER IN THE U.S. AND HEAVEN HILL HAS BEEN ACTIVELY INVOLVED IN LOUISVILLE METRO COMMUNITY FOR MANY YEARS ESPECIALLY THE REVITALIZATION.

WE HERE BY CONFER THIS HONOR WITH THE RIGHTS PRIVILEGES AND RESPONSIBILITIES THERE UNTO PERTAINING IN TESTIMONY WHERE WE HAVE CAUSED THESE LETTERS TO BE MADE AND SEAL OF LOUISVILLE TO BE AFFIXED WITH LOUISVILLE METRO GOVERNMENT ON TODAY'S DATE, SEPTEMBER 13TH 2018, SIGNED LOUISVILLE METRO COUNCIL.

THANK YOU.

[ APPLAUSE].

>> UNLIKE SOME OF THE OTHERS I HADN'T PREPARED ANY REMARKS.

I WANTED TO JUST THANK, FIRST OF ALL, THE SCHAPIRA FAMILY AND HEAVEN HILL FOR HAVING SUCH A WONDERFUL COMPANY AND FOR GIVING ME THE MEANS TO DO ALL THE THINGS THAT COUNCILMAN JAMES JUST TALKED ABOUT.

I ALSO WANT TO OF COURSE THANK MY WIFE ELLEN BEHIND ME AND HOPEFULLY SHE WILL BE ABLE TO DEAL WITH ME IN THE NEXT FEW YEARS AS I SPEND MORE TIME WITH HER.

AND TO SO MANY OF YOU WHO I HAVE COME TO KNOW OVER THE YEARS, OBVIOUSLY THANK YOU FOR EVERYTHING YOU HAVE DONE AND FOR ALL THE HELP THAT YOU HAVE GIVEN NOT ONLY TO THE CITY BUT TO OUR COMPANY AND INDUSTRY.



THAT'S IT.

THANK YOU SO MUCH.

[ APPLAUSE].

>> PRESIDENT JAMES: MR. CLERK, PLEASE LET THE RECORD REFLECT COUNCILWOMAN HAMILTON HAS RELINQUISHED THE CHAIR.

>> MR. CLERK: SO NOTED.

>> PRESIDENT JAMES: AND I BELIEVE COUNCILWOMAN MARY WOOLRIDGE HAS A SPECIAL PROCLAMATION.

>> THANK YOU, MR. PRESIDENT.

I CERTAINLY DO, AND I WOULD LIKE TO READ IT INTO THE RECORD.

IT SAYS PROCLAMATION BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE JEFFERSON COUNTY METRO GOVERNMENT TO ALL WHOM THESE LETTERS SHALL COME, GREETINGS.

WHEREAS SEPTEMBER IS KNOWN AROUND THE UNITED STATES AS NATIONAL SUICIDE PREVENTION AWARENESS MONTH AND MEANT TO HELP PROMOTE AWARENESS SURROUNDING EACH OF THE SUICIDE PREVENTION RESOURCES AVAILABLE TO US AND OUR COMMUNITY.

THE SIMPLE GOAL IS TO LEARN HOW TO HELP THOSE AROUND US AND HOW TO TALK ABOUT SUICIDE WITHOUT INCREASING THE RISK OF HARM.

WHEREAS SUICIDAL THOUGHTS CAN AFFECT ANYONE REGARDLESS OF AGE, GENDER, RACE, ORIENTATION, INCOME LEVEL, RELIGION OR BACK GROUND AND ACCORDING TO THE CDC MORE THAN 41,000 PEOPLE DIED BY SUICIDE AND WHEREAS SUICIDE IS THE 10TH LEADING CAUSE OF

DEATH AMONG ADULTS IN THE UNITED STATES AND THE SECOND LEADING CAUSE OF DEATH AMONG PEOPLE AGED 10-24.

AND WHEREAS LOUISVILLE METRO IS NO DIFFERENT THAN ANY OTHER COMMUNITY IN THE COUNTRY, BUT CHOOSES TO PUBLICLY STATE AND PLACE OUR FULL SUPPORT BEHIND LOCAL EDUCATORS, MENTAL HEALTH PROFESSIONALS, ATHLETIC COACHES, PACK LEADERS, POLICE OFFICERS AND PARENTS AS PARTNERS IN SUPPORTING OUR COMMUNITY IN SIMPLY BEING AVAILABLE TO ONE ANOTHER AND WHEREAS LOCAL ORGANIZATIONS LIKE SUICIDE PREVENTION SERVICES AND NATIONAL ORGANIZATIONS LIKE NATIONAL ALLIANCE ON MENTAL ILLNESS ARE ON THE FRONT LINES OF THE BATTLE.

MANY STILL REFUSE TO DISCUSS IN PUBLIC AS SUICIDE AND MENTAL ILLNESS REMAIN TOO TABOO A TOPIC TO SPEAK ON.

AND WHEREAS EVERY MEMBER OF OUR COMMUNITY SHOULD UNDERSTAND THAT THROUGHOUT LIFE'S STRUGGLES WE ALL NEED THE OCCASIONAL REMINDER THAT WE ARE ALL SILENTLY FIGHTING OUR OWN BATTLES AND WHEREAS I ENCOURAGE ALL RESIDENTS TO TAKE THE TIME TO INQUIRE AS TO THE WELL-BEING OF THEIR FAMILY, FRIENDS AND NEIGHBORS OVER THE NEXT FEW DAYS AND TO GENUINELY CONVEY THEIR APPRECIATION FOR THEIR EXISTENCE BY ANY GESTURE THEY DEEM APPROPRIATE.

A SIMPLE PHONE CALL, MESSAGE, HANDSHAKE, OR HUG CAN GO A LONG WAY TOWARD HELPING SOMEONE REALIZE THAT SUICIDE IS NOT THE ANSWER.

NOW THEREFORE THE LEGISLATIVE COUNCIL OF THE  
LOUISVILLE JEFFERSON COUNTY METRO GOVERNMENT PROCLAIMS SEPTEMBER  
2018 AS NATIONAL SUICIDE PREVENTION AWARENESS MONTH IN  
LOUISVILLE, KENTUCKY, DONE THIS 13TH DAY OF SEPTEMBER, 2018.

COUNCILWOMAN MARY C. WOOLRIDGE, LOUISVILLE METRO  
COUNCIL, DISTRICT 3.

THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN.

NEXT WE HAVE THE APPROVAL -- I'M SORRY.

COUNCILWOMAN SEXTON SMITH?

>> MAY I HAVE A POINT OF PRIVILEGE.

>> PRESIDENT JAMES: YES MA'AM.

>> I WANT TO PUBLICLY THANK COUNCILWOMAN WOOLRIDGE FOR  
READING THAT AND DRAWING THAT MUCH ATTENTION TO THIS INCREDIBLY  
IMPORTANT AND SERIOUS ISSUE THAT FACES SO MANY PEOPLE.

AND STATISTICALLY EVERYONE IN THIS ROOM KNOWS SOMEONE  
WHO HAS FACED THIS ON SOME LEVEL.

I ALSO WOULD LIKE TO JOIN YOU, COUNCILWOMAN WOOLRIDGE  
AND ASKING EVERYONE TO PLEASE TAKE THE 90-MINUTE TRAINING BEING  
OFFERED IN OUR COMMUNITY THIS WEEK.

THERE ARE 80 DIFFERENT TIMES, TO MY UNDERSTANDING.

THE PUBLIC HEALTH DEPARTMENT IS OFFERING TRAINING.

I PARTICIPATED IN IT JUST YESTERDAY.

AND I LEARNED AN AWFUL LOT AND I LEARNED ENOUGH TO  
SAVE A LIFE.

IT'S CALLED Q.P.R.

YOU CAN LOOK IT UP ONLINE QPRINSTITUTE.ORG.

QUESTION, PERSUADE AND REFER.

IF WE DO THIS I THINK EACH OF US HAS THE OPPORTUNITY  
TO SAVE A LIFE.

THANK YOU, COUNCILWOMAN WOOLRIDGE.

>> THANK YOU.

>> PRESIDENT JAMES: COUNCILWOMAN LEET?

>> THANK YOU, PRESIDENT JAMES.

I ALSO WANT TO ACKNOWLEDGE THE SUICIDE PREVENTION AS  
WELL.

IN PARTICULAR, AS WE WORK IN OUR COMMUNITY WITH SO  
MANY VETERANS WE LOSE SO MANY PER DAY, 22 PER DAY TO SUICIDE.

SO IN PARTICULAR WITH SUCH A HIGH VETERAN POPULATION  
IN OUR COMMUNITY, I THINK THIS IS EXTREMELY IMPORTANT.

ADDITIONALLY I WANT TO TAKE A MOMENT TO RECOGNIZE  
MAYOR BEN FRANKLIN IN OUR AUDIENCE TODAY, MAYOR OF DRUID HILLS,  
ONE OF MY 26 SUBURBAN CITIES IN DISTRICT 7.

I WANT TO ACKNOWLEDGE HIS GREAT SERVICE TO OUR  
COMMUNITY AND DISTRICT 7 AND SUPPORT OF THE LIBRARY.

SO THANK YOU FOR BEING HERE.

>> PRESIDENT JAMES: THANK YOU.

[ APPLAUSE].

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN WOOLRIDGE.

>> THANK YOU, MR. PRESIDENT.

MR. PRESIDENT, I WOULD LIKE ANY AND ALL COLLEAGUES WHO WOULD LIKE TO SIGN ONTO THIS PROCLAMATION TO DO SO, I WOULD LIKE 26 OR HOWEVER MANY HERE TONIGHT TO SIGN ON.

>> SO MOVED.

>> PRESIDENT JAMES: DO WE HAVE A SECOND?

>> SECOND.

>> PRESIDENT JAMES: ALL IN FAVOR SAY AYE?

THE AYE'S HAVE IT.

THANK YOU, MA'AM.

NEXT WE HAVE APPROVAL OF COUNCIL MINUTES FOR REGULAR MEETING OF AUGUST 23RD, 2018.

ARE THERE ANY CORRECTIONS OR DELETIONS?

MAY I HAVE A MOTION AND A SECOND?

>> SO MOVED.

>> SECOND.

>> PRESIDENT JAMES: THE MINUTES HAVE BEEN PROPERLY MOVED AND SECONDED.

ALL THOSE IN FAVOR SAY AYE.

OPPOSED?

THE AYES HAVE IT.

THESE MINUTES ARE APPROVED, AS WRITTEN.

NEXT APPROVAL OF THE FOLLOWING COMMITTEE MINUTES ALL IN 2018.

REGULAR: PARKS AND SUSTAINABILITY COMMITTEE, AUGUST

23.

REGULAR: COMMITTEE OF THE WHOLE, AUGUST 23.

REGULAR: PLANNING, ZONING AND ANNEXATION COMMITTEE,  
AUGUST 28.

REGULAR: PUBLIC WORKS, FACILITIES, TRANSPORTATION AND  
ACCESSIBILITY COMMITTEE, AUGUST 28.

REGULAR: LABOR, ECONOMIC DEVELOPMENT AND CONTRACTS  
COMMITTEE, AUGUST 28.

REGULAR: GOVERNMENT OVERSIGHT, AUDIT AND ETHICS  
COMMITTEE, AUGUST 28.

REGULAR: PUBLIC SAFETY COMMITTEE, AUGUST 29.

REGULAR: APPROPRIATIONS COMMITTEE, AUGUST 29. REGULAR:  
APPOINTMENTS COMMITTEE, AUGUST 30.

REGULAR: BUDGET COMMITTEE, AUGUST 30.

REGULAR: PARKS AND SUSTAINABILITY COMMITTEE, AUGUST  
23.

REGULAR: COMMITTEE OF THE WHOLE, AUGUST 23.

REGULAR: PLANNING, ZONING AND ANNEXATION COMMITTEE,  
AUGUST 28.

REGULAR: PUBLIC WORKS, FACILITIES, TRANSPORTATION AND  
ACCESSIBILITY COMMITTEE, AUGUST 28.

REGULAR: LABOR, ECONOMIC DEVELOPMENT AND CONTRACTS  
COMMITTEE, AUGUST 28.

REGULAR: GOVERNMENT OVERSIGHT, AUDIT AND ETHICS  
COMMITTEE, AUGUST 28.

REGULAR: PUBLIC SAFETY COMMITTEE, AUGUST 29.

REGULAR: APPROPRIATIONS COMMITTEE, AUGUST 29.

REGULAR: APPOINTMENTS COMMITTEE, AUGUST 30.

REGULAR: BUDGET COMMITTEE, AUGUST 30.

>> PRESIDENT JAMES: ARE THERE ANY CORRECTIONS OR DELETIONS.

MAY I HAVE A MOTION AND A SECOND?

>> SECOND.

>> PRESIDENT JAMES: MINUTES HAVE BEEN PROPERLY MOVED AND SECONDED.

ALL THOSE IN FAVOR SAY AYE.

ALL OPPOSED? THE AYES HAVE IT.

THESE MINUTES ARE APPROVED AS WRITTEN.

MR. CLERK, DO WE HAVE ANY COMMUNICATIONS FROM THE MAYOR?

>> MR. CLERK: WE DO, SIR.

>> PRESIDENT JAMES: PLEASE READ THOSE INTO THE RECORD.

>> MR. CLERK: [READING].

DEAR PRESIDENT JAMES I AM REAPPOINTING THE FOLLOWING TO THE SCIENCE CENTER, KRISTI HARTMAN JULY 1ST 2020.

MARK SLAUGHTER, A NEW APPOINTMENT, TERM EXPIRES JULY 1ST, 2020, JEAN SCOTT A NEW APPOINTMENT EXPIRES JULY 1ST, 2020.

MATT INGRAM, NEW APPOINTMENT, TERM EXPIRES JULY 1ST, 2020.

KALEY DALINGER.

SHAWN DALEY JULY 1ST, 2021.

LA NET BREEDLOVE EXPIRES JULY 1ST, 2021.

JODIE CLASSY NEW APPOINTMENT TERM EXPIRES JULY 1ST,  
2021.

KECIA DENARIA, TERM EXPIRES JULY 1ST, 2021.

SEAN MAYANS, NEW APPOINTMENT, JULY 1ST, 2021.

KARL SCHMIDT, NEW APPOINTMENT TERM EXPIRES JULY 1ST,  
2021.

THIS IS TO BE READ INTO RECORD ONLY.

STEPHANIE, NOVEMBER 30TH, 2019.

MICHAEL J. STOTMAN NOVEMBER 30TH, 2019.

YOUR PROMPT ACTION ON THESE REAPPOINTMENTS IS  
APPRECIATED.

DEAR PRESIDENT JAMES IN RELATION WITH THE ADVOCACY  
BOARD ORDINANCE I'M APPOINTING AND REAPPOINTING, GAD NYRA GERIA,  
MY BEST GUESS.

NEW APPOINTMENT, TERM EXPIRES JUNE 30TH, 2021.

REGINALD GLASS, REAPPOINTMENT TERM EXPIRES 2021.

HEATHER WILLIAMS REAPPOINTMENT TERM EXPIRES SEPTEMBER  
30TH, 2021.

YOUR PROMPT ACTION ON THESE APPOINTMENTS AND  
REAPPOINTMENTS IS MOST APPRECIATED SINCERELY GREG FISCHER MAYOR.

DEAR PRESIDENT JAMES, I AM REAPPOINTING THE FOLLOWING.

CHARLES LA NEAR, REAPPOINTMENT, SEPTEMBER 30TH, 2021.

WILLIAM SUTTER, REAPPOINTMENT, TERM EXPIRES SEPTEMBER  
30TH, 2021.



IBRAHIM SAYED, REAPPOINTMENT, SEPTEMBER 30TH, 2021.

MARIE DEEBER, REAPPOINTMENT, TERM EXPIRES SEPTEMBER  
30TH, 2021.

YOUR PROMPT ACTION IS DEEPLY APPRECIATED.

DEAR PRESIDENT JAMES I'M APPOINTING THE FOLLOWING TO  
THE HOUSING BOARD.

BRIAN COAL, TERM EXPIRES AUGUST 13TH, 2021.

LANCE GILBERT, REAPPOINTMENT, TERM EXPIRES AUGUST  
13TH, 2021.

YOUR PROMPT ACTION IS MOST APPRECIATED SINCERELY GREG  
FISCHER MAYOR.

DEAR PRESIDENT JAMES IN ACCORDANCE WITH THE AIR  
POLLUTION DISTRICT ORDINANCE I AM APPOINTING AND REAPPOINTING  
THE FOLLOWING.

DR. JEFFREY COLBURNE, AUGUST 31ST, 2021.

DR. JOSEPHINE MAY, NEW APPOINTMENT, TERM EXPIRES  
AUGUST 31ST, 2021.

DEAR PRESIDENT JAMES IN ACCORDANCE WITH THE ORDINANCE  
I'M APPOINTING THE FOLLOWING TO THE DOWNTOWN MANAGEMENT  
DISTRICT.

BELINDA BASER, NEW APPOINTMENT, MICHAEL BEACH NEW  
APPOINTMENT, JULY 26TH, 2021.

PAUL FORD, NEW APPOINTMENT, TERM EXPIRES JULY 26,  
2021.

JON FORD, NEW APPOINTMENT, TERM EXPIRES JULY 26TH,  
2021, MARIA GRUFF.

KENNETH HASKINS, JULY 26, 2021.

STAN MOORE, NEW APPOINTMENT, JULY 26, 2021.

LANE PRUETT NEW APPOINTMENT.

SCOTT WRIGHT, NEW APPOINTMENT, JULY 26TH, 2021.

ERIC SPEARS REAPPOINTMENT, TERM EXPIRES MARCH 23RD,  
2021.

BRAD WALKER REAPPOINTMENT, MARCH 23RD, 2021.

THOMAS WHALEN, REAPPOINTMENT, TERM EXPIRES DECEMBER  
14TH, 2020.

YOUR PROMPT ACTION ON THESE APPOINTMENTS ARE MOST  
APPRECIATED SINCERELY GREG FISCHER, MAYOR.

READ IN FULL.

>> PRESIDENT JAMES: THANK YOU.

THOSE APPOINTMENTS NEEDING COUNCIL APPROVAL WILL BE  
FORWARDED TO THE COMMITTEE.

THE NEXT ORDER OF BUSINESS IS CONSENT CALENDAR,  
CONSENT CALENDAR COMPRISES OF ITEMS 23-40.

ANY ADDITIONS OR DELETIONS?

MR. CLERK, A SECOND READING OF THESE ITEMS, PLEASE.

>> MR. CLERK: REAPPOINTMENT OF SUSAN RHODES TO THE  
ETHICS COMMISSION. TERM EXPIRES JUNE 30, 2021.

REAPPOINTMENT OF DAVID WASKEY TO THE ETHICS  
COMMISSION. TERM EXPIRES JUNE 30, 2021.

REAPPOINTMENT OF CAREY L. ANDERSON TO THE BUILDING CODE BOARD OF APPEALS. TERM EXPIRES AUGUST 31, 2021.

APPOINTMENT OF MADONNA WILSON TO THE BUILDING CODE BOARD OF APPEALS. TERM EXPIRES AUGUST 31, 2021.

APPOINTMENT OF EILEEN VAN HOOSE TO THE BUILDING CODE BOARD OF APPEALS. TERM EXPIRES AUGUST 31, 2021.

APPOINTMENT OF ANTHONY EHLERS TO THE BUILDING CODE BOARD OF APPEALS. TERM EXPIRES AUGUST 31, 2021.

AN ORDINANCE APPROPRIATING \$17,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$12,500 FROM DISTRICT 8 AND \$5,000 FROM DISTRICT 9, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO HIGHLAND COMMERCE GUILD, INC. FOR GRAFFITI ABATEMENT.

AN ORDINANCE APPROPRIATING \$10,000 FROM DISTRICT 8 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO HIGHLANDS COMMUNITY MINISTRIES, INC. FOR PROGRAMMING EXPENSES ASSOCIATED WITH CONDUCTING THE CAMPUS LUNCH PROGRAM FOR SENIOR CITIZENS.

AN ORDINANCE APPROPRIATING \$10,000 FROM DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH DEVELOP LOUISVILLE, TO THE OFFICE OF HOUSING AND COMMUNITY DEVELOPMENT FOR A METRO HOUSING RESOURCE CENTER PROPOSED CONTRACTUAL INCREASE SUPPORTING DISTRICT 6 EMERGENCY HOME REPAIR PROGRAMS INCLUDING BUT NOT LIMITED TO PAINT AND LIGHTING INITIATIVES.

AN ORDINANCE APPROPRIATING \$14,550 NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$3,500 FROM DISTRICT 15; \$2,000 FROM DISTRICT 21; \$1,500 EACH FROM DISTRICTS 7, 10, 13, AND 25; \$1,300 FROM DISTRICT 1; \$750 EACH FROM DISTRICTS 12 AND 14; AND \$250 FROM DISTRICT 6; TO METRO PARKS DEPARTMENT TO FUND THE 2018 LOUISVILLE JACK O'LANTERN SPECTACULAR HELD AT IROQUOIS PARK AND PROVIDE VOUCHERS FOR REDUCED ADMISSION.

AN ORDINANCE CONCERNING THE LEVY OF TAXES WITHIN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE LOUISVILLE URBAN SERVICES DISTRICT FOR FISCAL YEAR ENDING JUNE 30, 2019.

A RESOLUTION REQUESTING THE OFFICE OF INTERNAL AUDIT OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT TO CONDUCT AN AUDIT OF LOUISVILLE METRO POLICE DEPARTMENT TO REVIEW THE ADMINISTRATION OF OVERTIME BETWEEN DECEMBER 2016 AND AUGUST 2018.

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR LMPD CONCERNING CLINICAL FORENSIC MEDICINE OF LIVING PEOPLE (UNIVERSITY OF LOUISVILLE \$125,000.00).

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT (UNIVERSITY MEDICAL CENTER, INC., D/B/A UNIVERSITY OF

LOUISVILLE HOSPITAL/JAMES GRAHAM BROWN CANCER CENTER  
\$46,000.00).

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT  
OF \$20,000 FROM THE NATIONAL LEAGUE OF CITIES FOR A CITIES  
CONNECTING CHILDREN TO NATURE INITIATIVE TO BE ADMINISTERED BY  
THE METRO PARKS DEPARTMENT.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT  
FOR UP TO \$300,000 FROM THE NATIONAL RECREATION AND PARKS  
ASSOCIATION FOR THE WEST LOUISVILLE OUTDOOR RECREATION  
INITIATIVE TO BE ADMINISTERED BY THE METRO PARKS DEPARTMENT.

AN ORDINANCE AMENDING ORDINANCE NO. 108, SERIES 2018  
AS PERTAINING TO THE 2018 2019 OPERATING BUDGET BY TRANSFERRING  
\$10,000 FROM THE OFFICE OF RESILIENCE AND COMMUNITY SERVICES  
EXTERNAL AGENCY FULLER CENTER APPROPRIATION TO PARKS AND  
RECREATION COUNCIL DISTRICT 5 PARK ACTIVITIES TO BE ADMINISTERED  
BY LOUISVILLE METRO PARKS AND RECREATION.

AN ORDINANCE AWARDDING A COMMUNICATIONS SERVICES  
FRANCHISE TO INSIGHT KENTUCKY PARTNERS II, L.P., LOCALLY KNOWN  
AS CHARTER COMMUNICATIONS, PURSUANT TO THE TERMS AND CONDITIONS  
IN CHAPTER 116 OF THE LOUISVILLE METRO CODE OF ORDINANCES.

READ IN FULL.

>> PRESIDENT JAMES: THANK YOU.

MAY I HAVE A MOTION AND A SECOND?

>> SO MOVED.

>> SECOND.

>> PRESIDENT JAMES: IT'S BEEN PROPERLY MOVED AND  
SECONDED.

THE CONSENT CALENDAR IS BEFORE US REQUIRING A ROLL  
CALL VOTE.

MR. CLERK, PLEASE OPEN THE VOTING.

THE VOTING IS CLOSING.

THE VOTING IS CLOSED.

>> MR. CLERK: THERE ARE 24 YES VOTES AND TWO NOT  
VOTING.

>> PRESIDENT JAMES: CONSENT CALENDAR PASSES.

NEXT ITEM OF BUSINESS IS OLD BUSINESS.

MR. CLERK, A READING OF ITEM NUMBER 42?

>> MR. CLERK: AN ORDINANCE APPROPRIATING \$16,800 FROM  
NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000  
FROM DISTRICT 3; \$3,000 FROM DISTRICT 24; \$1,500 FROM DISTRICT  
12; \$1,000 EACH FROM DISTRICTS 10, 13, 14, 15, 21 AND 22; \$500  
FROM DISTRICTS 16 AND 17; \$200 FROM DISTRICT 5; AND \$100 FROM  
DISTRICT 4; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE  
LEUKEMIA & LYMPHOMA SOCIETY, INC. FOR PROGRAM EXPENSES  
ASSOCIATED WITH "LIGHT THE NIGHT WALK" AND OPERATING EXPENSES.

READ IN FULL.

>> PRESIDENT JAMES: MAY I HAVE A SECOND.

COUNCILMEMBER DR. BLACKWELL?

>> THANK YOU, THIS IS THE APPROPRIATION IS JOHN KING  
WAS TALKING ABOUT IN OUR LAST MEETING SO SEVERAL OF YOU ARE  
ALREADY ON AS SPONSORS.

THE TOTAL ASK WAS \$50,000 SO WE HAVE PLENTY OF ROOM  
AND LOOKS LIKE YOU HAVE A FEW PEOPLE IN THE QUEUE.

>> PRESIDENT JAMES: WE DO.

THANK YOU.

DISTRICT 6 WILL BE IN FOR \$500.

COUNCILMEMBER YATES?

>> THANK YOU.

I WILL BE IN FOR \$500 FOR THIS VERY WORTHY.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER GREEN?

>> \$500 FROM DISTRICT 1, PLEASE.

>> PRESIDENT JAMES: COUNCILMEMBER SHANKLIN?

>> [OFF MIC].

>> PRESIDENT JAMES: \$1,000 FROM DISTRICT 2.

COUNCILMEMBER BENSON?

>> THANK YOU, MR. PRESIDENT.

DISTRICT 20 WILL GIVE \$1,000.

>> PRESIDENT JAMES: THANK YOU, DISTRICT 20 FOR \$1,000.

COUNCILMEMBER HOLLANDER?

>> \$250 FROM DISTRICT 9.

>> PRESIDENT JAMES: COUNCILMEMBER PEDEN.

>> \$500 FROM DISTRICT 23.

>> PRESIDENT JAMES: \$500 FROM DISTRICT 23.  
COUNCILWOMAN LEET?

>> \$500 FROM DISTRICT 7.

>> PRESIDENT JAMES: \$500 FROM DISTRICT 7.  
WHERE DOES THAT LEAVE US, MR. CLERK?

>> MR. CLERK: I WANT TO VERIFY, COUNCILMEMBER YATES  
\$1,000 FROM 25?

>> IT IS.

>> MR. CLERK: THANK YOU.

NEW AMOUNT IS \$22,500.

>> PRESIDENT JAMES: THANK YOU.

MAY I HAVE A MOTION FOR THE AMENDMENT PLEASE.

THE AMENDMENT IS BEFORE US.

ALL THOSE IN FAVOR SAY AYE.

OPPOSED?

THE AYE'S HAVE IT.

NOW WE HAVE AN AMENDED ORDINANCE BEFORE US.

MR. CLERK, PLEASE OPEN THE VOTING.

THE VOTING IS CLOSING.

THE VOTING IS CLOSED.

>> MR. CLERK: THERE ARE 22 YES VOTES AND 4 NOT VOTING.

>> PRESIDENT JAMES: THANK YOU.

THE ORDINANCE PASSES.

MR. CLERK, A READING OF ITEM NUMBER 43?



>> MR. CLERK: AN ORDINANCE AMENDING CHAPTER 42 OF THE LOUISVILLE METRO CODE OF ORDINANCES ("LMCO") BY CREATING A NEW SECTION REQUIRING METRO COUNCIL APPROVAL TO CLOSE, REPURPOSE, OR SELL A METRO-OWNED GOLF COURSE.

>> PRESIDENT JAMES: THE MOTION IS BEFORE US.

COUNCILMEMBER FOWLER?

>> THANK YOU, MR. PRESIDENT.

THIS IS SOMETHING WE FEEL IS NECESSARY TO MAKE SURE OUR GOLF COURSES IN CERTAIN AREAS ARE KEPT OPEN, HOPEFULLY, I UNDERSTAND THAT SOMETIMES THEY DON'T MAKE AS MUCH MONEY AS OTHERS BUT THERE ARE SOME ISSUES THAT NEED TO BE RESOLVED AND SO THIS IS JUST A WAY TO MAKE SURE THAT WE HAVE SOME SAY.

I THINK COUNCILWOMAN BUTLER WOULD LIKE TO ADD TO THAT AS WELL.

I APPRECIATE YOUR SUPPORT.

>> PRESIDENT JAMES: THANK YOU.

COUNCILWOMAN BUTLER?

>> THANK YOU.

WHAT THIS IS SAYING IS IF METRO PARKS FINDS A GOLF COURSE IS NOT LIVING UP AND THEY WANT TO CLOSE IT, THAT THEY NEED TO NOTIFY METRO COUNCIL AND HOLD AT LEAST TWO PUBLIC HEARINGS, ONE AT LEAST NEAR WHERE IT IS CLOSED OR PROPOSED TO BE CLOSED AND COME BACK TO METRO COUNCIL SO WE CAN VOTE TO ACCEPT.

WE HAD IT TWO-THIRDS BUT IT'S JUST A MAJORITY VOTE BECAUSE THAT'S THE SAME AS THE BUDGET.

AND SO THIS WILL ALIGN WITH THAT, BECAUSE TYPICALLY THEY WOULD CLOSE IT ON A FISCAL YEAR SCHEDULE SO WE ASK FOR YOUR SUPPORT.

THANK YOU.>> PRESIDENT JAMES: THANK YOU, COUNCILMEMBER PEDEN?

>> THANK YOU.

AGAIN, AS I BROUGHT UP IN COMMITTEE.

WE HAVE DISPOSED OF PARK LAND BEFORE.

COUNCILMEMBER COAN SPOKE UP.

I'M NOT GOING TO MENTION IT WITH THIS ORDINANCE BUT I WOULD ENCOURAGE US TO DO SOMETHING SIMILAR WITH ALL PARKLAND, NOT JUST GOLF COURSES.

THE ONE I BROUGHT UP WAS CHURCHILL PARK.

FOR THOSE WHO DON'T KNOW IT'S DOWN A DEAD-END STREET FROM A SOCCER STADIUM NEAR CARDINAL STADIUM.

WE LEASED THAT TO U. OF L.

AND IT WOULDN'T FIT INTO THIS DEFINITION BUT THEY SIMPLY REPURPOSED IT AND SIGNED A LONG-TERM LEASE WITH U. OF L.

SO WITH THAT I WOULD LIKE TO MAKE AN A MOTION UNDER SECTION 42.44 LINE NUMBER 2, THE LINE READS METRO PARKS MAY NOT PERMANENTLY CLOSE ANY METRO-OWNED GOLF COURSE AND REPURPOSE, AND AFTER THE COMMA I WOULD LIKE TO ADD THE WORD "LEASE" SO IT WILL SAY LEASE, SELL OR DISPOSE OF THE PROPERTY OF ANY METRO-OWNED GOLF COURSE.

I MENTIONED THAT IN COMMITTEE SO IT'S NOT REALLY A SURPRISE TO ANYONE.

IF I COULD HAVE A SECOND WE COULD VOTE ON THAT.

>> SECOND.

>> PRESIDENT JAMES: THANK YOU.

ANY DISCUSSION UNDER THE AMENDMENT?

HEARING NONE, ALL THOSE IN FAVOR OF THE AMENDMENT SAY AYE.

OPPOSED?

AYE'S HAVE IT.

WE ARE BACK TO DISCUSSION OF THE ORDINANCE.

ANY FURTHER DISCUSSION OF THE ORDINANCE?

HEARING NONE, WILL THE CLERK PLEASE OPEN THE VOTING.

THE VOTING IS CLOSING.

THE VOTING IS CLOSED.

>> MR. CLERK: THERE ARE 23 YES VOTES AND 3 NOT VOTING.

>> PRESIDENT JAMES: THE ORDINANCE PASSES.

MR. CLERK, A READING OF ITEM NUMBER 44.

>> MR. CLERK: AN ORDINANCE AMENDING CHAPTER 118 TO ADOPT A LOCAL FOOD PERMIT FOR FOOD SERVICE ESTABLISHMENTS TO BE IMPLEMENTED AND ENFORCED BY THE LOUISVILLE METRO DEPARTMENT OF PUBLIC HEALTH AND WELLNESS.

READ IN FULL.

>> PRESIDENT JAMES: MAY I HAVE A MOTION AND A SECOND?

>> SECOND.

>> PRESIDENT JAMES: THE ORDINANCE IS BEFORE US.

IS THERE ANY DISCUSSION, COUNCILMEMBER HOLLANDER?

>> THANK YOU, MR. PRESIDENT.

THIS ORDINANCE IS DESIGNED TO HELP US CONTINUE TO DO WHAT WE DO FOR RESTAURANTS AND OTHER FOOD SERVICE ESTABLISHMENTS IN THE COUNTY.

WE FOUND THAT THE AMOUNT OF MONEY WE WERE RECOVERING FOR THE EXISTING FEES FROM THOSE DIDN'T COVER THE COST OF THOSE SERVICES.

WE HAD SOME TESTIMONY AT THE BUDGET COMMITTEE MEETING.

PEOPLE WANT TO CONTINUE, I THINK, TO HAVE THOSE SERVICES OFFERED FOR THE COMMUNITY.

RESTAURANTS FIND THEM TO BE IMPORTANT.

THIS ORDINANCE WOULD CREATE A NEW LOCAL FOOD PERMIT FOR FOOD SERVICE ESTABLISHMENTS.

IT DOESN'T HAVE NEW OPERATIONAL REQUIREMENTS.

WE MADE SOME MODIFICATIONS TO IT AND I THINK IT WILL HELP US TO CONTINUE TO OPERATE EFFICIENTLY AND HELP US TO RECOVER A PORTION BUT NOT ALL OF THE COSTS OF THAT PROGRAM.

I HAVE A FURTHER AMENDMENT BY SUBSTITUTION WHICH I HAVE HANDED OUT TODAY.

SO WE WOULD NEED TO MOVE THAT AMENDMENT.

IT'S VERY SIMPLE.

WHEN WE PASSED THE HEALTHY FOOD MENU ORDINANCE, THERE WAS A LATE CHANGE MADE THAT SAID THE PENALTY PROVISIONS OF THAT

WOULD NOT TAKE EFFECT UNTIL SOMETIME IN THE DISTANT FUTURE SO THAT WAS AN ENTIRELY NEW PROVISION.

THE WAY IT WAS WRITTEN, IT EFFECTIVELY SAID THERE WOULD BE NO PENALTY PROVISIONS FOR ANYTHING UNDER THIS CHAPTER.

SO THE AMENDMENT, I WOULD LIKE TO MOVE TONIGHT, IS TO ADD NEW SECTIONS 3 AND 4 TO THE ORDINANCE THAT WAS APPROVED BY THE COMMITTEE, WHICH SIMPLY, AND ALL OF YOU HAVE THAT IN FRONT OF YOU.

IT SIMPLY MAKES CLEAR, WHAT WE DID, THE NIGHT WE PASSED THE HEALTHY FOOD MENU ORDINANCE, WHAT WE MEANT TO DO WAS TO SAY NO PENALTIES FOR THAT ORDINANCE WOULD TAKE EFFECT UNTIL SOMETIME IN THE DISTANT FUTURE AND THAT'S THE ONLY TIME THE PENALTIES WOULD BE DELAYED.

SO IF SOMEONE DOES NOT GET A LOCAL FOOD PERMIT AS WOULD BE REQUIRED IF WE PASS THIS ORDINANCE THEY COULD BE PENALIZED FOR NOT DOING THAT, AS WE WOULD FOR ANY VIOLATION.

SO THAT'S THE CHANGE.

I WOULD MOVE THAT AS AN AMENDMENT BY SUBSTITUTION.

>> PRESIDENT JAMES: MAY I HAVE A SECOND?

IS THERE ANY DISCUSSION?

ALL THOSE IN FAVOR OF THE AMENDMENT SAY AYE.

THANK YOU.

THE AMENDED ORDINANCE IS BEFORE US.

DID YOU HAVE FURTHER?

>> I DON'T.

I WOULD MOVE APPROVAL.

I THINK WE HAVE MADE SIGNIFICANT CHANGES TO THIS TO SATISFY CONCERNS AND I THINK IT'S GOOD DECENT LEGISLATION.

THANK YOU.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER BUTLER?

>> THANK YOU, WE HEARD IN COMMITTEE FROM MATT RHOADES ALSO IN THE AUDIENCE TONIGHT AND I THANK YOU FOR COMING.

WE HAVE WORKED ON THIS FOR SOME TIME, IT'S NOTHING NEW, WE HAVE TALKED ABOUT THIS FOR YEARS.

JEFFERSON COUNTY IS UNIQUE.

WE ARE A FOODY CITY BUT WE CAN'T BE A FOODY CITY WITHOUT A SAFE FOODY CITY.

THAT'S WHAT THE PEOPLE IN HIS DEPARTMENT DO EVERYDAY. THEY GO OUT A ABOVE AND BEYOND WHAT THE STATE REQUIRES, THAT'S WHAT THIS ORDINANCE HELPS US WITH.

IT WILL HELP CAPTURE, WE DO TRAINING OF EMPLOYEES ON SITE SO THEY ARE IN THEIR OWN ENVIRONMENT WITH THEIR OWN EQUIPMENT AND THEY KNOW HOW TO USE IT, THANKFULLY, AND ENVIRONMENTALLY SAFELY AS WELL SO ALL OF US THERE CONSUMING IT ARE SAFE.

THEY ALSO WILL DO -- THIS YEAR THEY HAD HEP-A SHOTS TO EVERYONE FREE TO THE RESTAURANT, THEY INOCULATED SEVERAL RESTAURANT EMPLOYEES FOR FREE AND THEY HAVE A 24/7 LINE IF A RESTAURANT HAS A GREASE FIRE OR ANOTHER PROBLEM ON A FRIDAY

EVENING AND THEY GET IT FIXED THEY CAN GET BACK OPEN ON SATURDAY BECAUSE WE HAVE SOMEONE 24/7 WHO CAN GO OUT THERE AND SAY YES IT'S BEEN PROPERLY FIXED AND THEY ARE BACK IN BUSINESS SO THEY DON'T HAVE TO WAIT UNTIL MONDAY OR TUESDAY WHEN THE HEALTH DEPARTMENT IS OPEN AGAIN.

THIS IS GOING ABOVE AND BEYOND WHAT WE ARE REQUIRED TO DO, BUT RESTAURANTS HAVE COME TO LIKE IT.

PEOPLE WHO GO TO RESTAURANTS HAVE COME TO EXPECT IT, THEY WANT SAFE FOOD WHEN THEY GO TO CONSUME IT, WE REALLY ENCOURAGE YOUR SUPPORT ON THIS TONIGHT.

SEVERAL PEOPLE WORKED ON IT.

I THINK IT'S A GOOD THING FOR THE CITY, ESPECIALLY AS WE CONTINUE TO GROW IN THE FOOD ARENA.

THANK YOU.

>> PRESIDENT JAMES: THANK YOU.

IS THERE ANY OTHER DISCUSSION?

HEARING NONE, THIS IS AN ORDINANCE REQUIRING A ROLL CALL VOTE, MR. CLERK, WILL YOU PLEASE OPEN THE VOTING?

WITHOUT OBJECTION, THE VOTING IS CLOSING.

AND THE VOTING IS CLOSED.

>> MR. CLERK: THERE ARE 19 YES VOTES AND 4 NO VOTES AND 3 NOT VOTING.

THE NO VOTES ARE COUNCILMEMBERS LEET, PARKER, DENTON AND ENGEL.

>> PRESIDENT JAMES: THANK YOU.

THE ORDINANCE PASSES.

MR. CLERK, A READING OF ITEM NUMBER 45.

>> MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO R-6 RESIDENTIAL MULTI-FAMILY ON PROPERTY LOCATED AT 11333 BARDSTOWN CREEK ROAD AND 11705 WATERFORD ROAD CONTAINING 20 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1081).

READ IN FULL.

>> MOTION TO APPROVE.

>> SECOND.

>> PRESIDENT JAMES: THANK YOU.

THE ORDINANCE IS BEFORE US.

COUNCILWOMAN FLOOD?

>> THANK YOU, MR. PRESIDENT.

AT THIS TIME I WOULD LIKE TO MAKE A MOTION THAT WE TABLE THIS AT THE COUNCIL LEVEL TO A HEARING DATE CERTAIN, SEPTEMBER I THINK 27TH IS OUR NEXT COUNCIL MEETING.

TO THAT DATE.

I MAKE THAT IN THE FORM OF A MOTION.

>> SECOND.

>> PRESIDENT JAMES: THANK YOU.

ALL THOSE IN FAVOR OF TABLING TO THE CERTAIN DATE OF SEPTEMBER 27TH, SAY AYE.

ALL OPPOSED?

THE AYE'S HAVE IT.



THE ORDINANCE IS TABLED.

MR. CLERK, A READING OF ITEM NUMBER 46.

>> MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL, R-6 MULTI-FAMILY RESIDENTIAL, AND EZ-1 ENTERPRISE ZONE TO PDD PLANNED DEVELOPMENT DISTRICT AND CHANGING THE FORM DISTRICT FROM TRADITIONAL WORKPLACE AND TRADITIONAL MARKETPLACE CORRIDOR TO TRADITIONAL WORKPLACE ON PROPERTIES LOCATED AT 1800, 1824, 1912, 2014, 2018, AND 2028 WEST BROADWAY; 744 DIXIE HIGHWAY; 711, 712-716, AND 721 SOUTH 20TH STREET; 713-715 KENDALL COURT; AND TAX BLOCK 36C LOTS 85 AND 172 CONTAINING 21.096 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1073).

READ IN FULL.

>> PRESIDENT JAMES: THANK YOU, MAY I HAVE A MOTION AND A SECOND?

THE ORDINANCE IS BEFORE US.

COUNCILWOMAN FLOOD?

>> THANK YOU, MR. PRESIDENT.

THIS IS THE SITE OF THE OLD PHILIP MORRIS FACTORY THAT A LOT OF PEOPLE PROBABLY RECOGNIZE THAT AREA.

THIS IS TO ALLOW FOR THE PASSPORT CAMPUS TO BE BUILT. PART OF THE ZONING CHANGE, WE WILL ALSO BE ADOPTING AND APPROVING THE PATTERN BOOK.

IF YOU HAVEN'T HAD A CHANCE TO LOOK AT THAT, PLEASE DO SO.

THIS WILL ALLOW PHASE ONE TO BE BUILT, A PASSPORT OFFICE.

THIS IS IN COUNCILWOMAN BARBARA SEXTON SMITH'S DISTRICT, I'M SURE SHE WOULD LIKE TO ADDRESS THIS BECAUSE THIS IS A FABULOUS ASSET FOR YOUR DISTRICT AND THE COMMUNITY BUT IT WILL REALLY DO A LOT OF GOOD IN THAT AREA.

>> PRESIDENT JAMES: THANK YOU.

COUNCILWOMAN BARBARA SEXTON SMITH?

>> THANK YOU, MR. PRESIDENT, AND THANK YOU MADAM CHAIR.

I THINK EVERYONE IS FULLY AWARE THIS IS THE 21-ACRE DEVELOPMENT WE APPROVED THE TAX INCREMENT FINANCING FOR LAST YEAR.

IT WILL BE A \$132 BILLION DEVELOPMENT AND THIS ZONING CHANGE WILL MAKE IT POSSIBLE FOR THE PASSPORT HEALTH AND WELL-BEING CAMPUS TO BECOME A WORLD CLASS CAMPUS THAT I BELIEVE IS GOING TO BECOME THE ECONOMIC DRIVER AND ECONOMIC ENGINE FOR WEST LOUISVILLE.

AND ORIGINALLY THEY PLANNED 500 EMPLOYEES.

LAST CONVERSATION WITH THEM THEY ARE LOOKING TO BRING NOT ONLY TO 500 EMPLOYEES BUT PARENT COMPANY HAS STATED AN ADDITIONAL 500 EMPLOYEES, WHICH WILL BE NEW JOBS OF ALL LEVELS COMING TO THAT AREA.

THEY HAVE ASSURED ME THEY WILL CONSTANTLY FOCUS ON  
HIRING FOLKS, INTERVIEWING FOLKS FOR THESE POSITIONS IN THE AREA  
THERE IN WEST LOUISVILLE.

AND MY HOPE IS WE WILL RISE UP TO THAT AND FILL THOSE  
POSITIONS WITH AS MANY FOLKS LIVING IN WEST LOUISVILLE AS  
POSSIBLE AS WE GO ALONG.

ALSO, THIS ZONING CHANGE IS GOING TO MAKE THIS  
AVAILABLE FOR A MUCH MORE DIVERSE, INCLUSIVE, AND SUSTAINABLE  
DEVELOPMENT THAT TAKES INTO CONSIDERATION, CONSUMER PREFERENCES,  
PASSPORT HAS DONE A BEAUTIFUL JOB WITH COMMUNITY MEETINGS, SOME  
OF THOSE MEETINGS HAVE HAD SEVERAL HUNDRED PEOPLE IN ATTENDANCE  
WHO HAVE VOICED THEIR OPINIONS AND THEY ARE ALSO HAVING AN OPEN  
HOUSE VERY SOON TO CONTINUE THE OPEN DIALOGUE, SO I ENCOURAGE  
EVERYONE'S SUPPORT AND WOULD ENCOURAGE THAT THIS EVENING.

>> PRESIDENT JAMES: THANK YOU.

COUNCILWOMAN WOOLRIDGE?

>> THANK YOU.

THIS HAS BEEN A LONG TIME COMING MR. PRESIDENT AND  
COUNCILMEMBERS.

THE FOCUS WEST OF 9TH STREET, WE ARE JUST OVERJOYED  
ABOUT THIS DEVELOPMENT AND WE CAN HARDLY WAIT UNTIL IT COMES.

SINCE I WILL BE RETIRING AND I HEARD THERE ARE 500  
ADDITIONAL OPENINGS I WILL PROBABLY BE APPLYING FOR ONE OF THOSE  
JOBS.

I WISH I COULD VOTE TWICE FOR THIS BECAUSE I'M JUST REALLY, REALLY THRILLED AND HAPPY ABOUT THIS.

NOT TOO SERIOUS ABOUT APPLYING FOR THE JOB.

[LAUGHTER].

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN.

SHE DID WHAT?

>> I SAID SHE WOULD BE DOING RETIREMENT WRONG, IF SHE GETS A JOB.

>> PRESIDENT JAMES: I AGREE.

ANY OTHER DISCUSSION?

HEARING NONE, THIS WOULD REQUIRE A ROLL CALL VOTE.

MR. CLERK, PLEASE OPEN THE VOTING.

VOTING IS CLOSING.

VOTING IS CLOSED.

>> MR. CLERK: THERE ARE 23 YES VOTES AND 3 NOT VOTING.

>> PRESIDENT JAMES: THE ORDINANCE PASSES.

MR. CLERK, A READING OF ITEM NUMBER 47.

>> MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1154 LOGAN STREET CONTAINING .165 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1000).

READ IN FULL.

>> PRESIDENT JAMES: THANK YOU.

MAY I HAVE A MOTION AND A SECOND.

>> SO MOVED.

>> PRESIDENT JAMES: THE ORDINANCE IS PROPERLY BEFORE  
US.

IS THERE ANY DISCUSSION?

COUNCILWOMAN FLOOD?

>> THANK YOU, MR. PRESIDENT.

THIS IS TO BRING AN EXISTING TAVERN OR BAR IN  
COMPLIANCE WITH THE CURRENT ZONING DISTRICT REGULATIONS, THE  
SITE IS A TWO STORY BUILDING WITH YARD AND PATIO SPACE AND  
ACCESSORY STRUCTURE AT THE REAR.

THERE ARE NO SITE IMPROVEMENTS BEING PROPOSED AT THIS  
TIME.

IT'S JUST TO BRING IT INTO COMPLIANCE WITH THE ZONING  
DISTRICT.

THIS IS IN COUNCILWOMAN BARBARA SEXTON SMITH'S  
DISTRICT, SHE MIGHT WANT TO ADDRESS THE COUNCIL.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN FLOOD.

COUNCILWOMAN BARBARA SEXTON SMITH?

>> THANK YOU MR. PRESIDENT, AND CHAIRWOMAN.

THIS IS EDDY'S TAVERN, I APPRECIATE IT.

THEY WILL BE COMING INTO COMPLIANCE.

THANK YOU, MADAM CHAIR.

>> PRESIDENT JAMES: THANK YOU.

ANY OTHER DISCUSSION?

HEARING NONE, THIS IS AN ORDINANCE REQUIRING A ROLL  
CALL VOTE.

MR. CLERK, PLEASE OPEN THE VOTING.

VOTING IS CLOSING.

VOTING IS CLOSED.

>> MR. CLERK: THERE ARE 23 YES VOTES AND 3 NOT VOTING.

>> PRESIDENT JAMES: THANK YOU.

AND THE ORDINANCE PASSES.

MR. CLERK, A READING OF ITEM 48.

>> MR. CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 9101 TAYLORSVILLE ROAD CONTAINING 1.11 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1043).

READ IN FULL.

>> PRESIDENT JAMES: THANK YOU.

MAY I HAVE A MOTION AND A SECOND.

>> SO MOVED.

>> PRESIDENT JAMES: THE ORDINANCE IS BEFORE US.

IS THERE ANY DISCUSSION?

COUNCILWOMAN FLOOD?

>> THANK YOU, MR. PRESIDENT.

THIS IS TO ALLOW THE BUILDING OF A FIRST FLOOR RECORDING STUDIO WITH A SECOND FLOOR OPERATING AS A SALON, THERE WILL BE PEDESTRIAN CONNECTION, THE PLANNING COMMISSION VOTED 5-0 TO APPROVE AND FORWARD IT TO METRO COUNCIL AND THERE WAS NO OPPOSITION TO THE CHANGE IN ZONING.

THIS IS IN COUNCILWOMAN PARKER'S DISTRICT.

SHE MIGHT WANT TO ADDRESS THE COUNCIL.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN FLOOD.

COUNCILWOMAN PARKER?

>> THANK YOU.

THIS HOUSE IS SURROUNDED BY COMMERCIAL DEVELOPMENT SO IT'S KIND OF STANDING ALONE AS A RESIDENTIAL AND I BELIEVE IT'S ALREADY BEING USED FOR ONE OF THOSE PURPOSES SO THEY ARE JUST BRINGING IT UP TO CODE.

AND I BELIEVE FROM THE PUBLIC RECORD NO ONE SPOKE AGAINST IT.

SO WE'RE GOOD.

>> PRESIDENT JAMES: THANK YOU.

IS THERE ANY FURTHER DISCUSSION?

HEARING NONE, MR. CLERK, WOULD YOU PLEASE OPEN THE ROLL CALL VOTING.

VOTING IS CLOSING.

AND THE VOTING IS CLOSED.

>> MR. CLERK: THERE ARE 22 YES VOTES AND FOUR NOT VOTING.

>> PRESIDENT JAMES: THE ORDINANCE PASSES.

MR. CLERK, A READING OF ITEM NUMBER 49.

>> MR. CLERK: A RESOLUTION AMENDING SECTION 4 OF THE RULES OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT COUNCIL TO ADDRESS THE INITIATION OF AUDITS AND INVESTIGATIONS.

READ IN FULL.

>> THANK YOU.

THIS CAME OUT OF THE GOVERNMENT OVERSIGHT COMMITTEE.  
BEFORE I EXPLAIN THE ITEM I WANT TO MAKE A MOTION  
PURSUANT TO RULE 5, J TO LIMIT THE DEBATE ON THIS ISSUE TO 1.5  
HOURS.

>> SECOND.

>> PRESIDENT JAMES: THERE'S A MOTION AND IT'S BEEN  
APPROVED.

DISCUSSION?

ALL THOSE IN FAVOR, SAY AYE.

OPPOSED?

AYES HAVE IT.

COUNCILMEMBER ACKERSON, CONTINUE ON.

>> THANK YOU, MR. PRESIDENT.

COLLEAGUES, WE HAVE A NEW AUTHORITY VIA THE STATE  
LEGISLATURE WHICH IS SUBPOENA POWER.

AND THAT AUTHORITY CAME ABOUT AFTER THIS COUNCIL IN  
THE PAST HAS RUN INTO ROADBLOCKS OF OBSTRUCTION OF FULL ACCESS  
TO INFORMATION THAT WE HAVE REQUESTED.

NOW SINCE THE LEGISLATURE PASSED THAT STATUTE 61C103.

PRIOR TO THE LEGISLATURE PASSING HAD SUBSECTIONS 1-13.

AND SINCE THEN THEY HAVE ADDED A LITTLE CLARIFICATION  
TO SUBSECTION 13 BUT ADDED IN A WHOLE SECTION 14 TO THAT STATUTE  
THAT SPECIFICALLY TALKS ABOUT WHAT THIS BODY AND THIS COMMITTEE  
WILL DO.



WHEN WE LOOK AT 103 14, SUBSECTION B IT TALKS ABOUT ISSUING SUBPOENAS TO VARIOUS GOVERNMENT AUTHORITIES.

OFFICERS AND DIRECTORS OF BOARDS AND COMMISSIONS.

WE AREN'T GIVEN THE AUTHORITY UNDER THIS STATUTE TO GO SILLY-NILLY TO REQUEST INFORMATION FROM INDIVIDUALS, WE ARE TALKING ABOUT HAVING ACCESS TO GOVERNMENT OFFICIALS AND GOVERNMENT INFORMATION WE SHOULD HAVE ACCESS TO.

NOW, THAT STATUTE BY THE STATE LEGISLATURE ALSO WENT INTO PROCEDURES AND THINGS.

IT GOES IN B-2 TALKS ABOUT SUBPOENA ISSUE SHALL BE SUBJECT TO RELEVANT STATUTE REGARDING PRIVACY, THEY TOOK INTO CONSIDERATION CERTAIN EXEMPTIONS, SUBSECTION C TALKS ABOUT THE PETITION TO PETITION THE APPROPRIATE CIRCUIT COURT TO COMPEL OBEDIENCE, SO IF SOMEBODY DOESN'T COMPLY WE CAN TURN THE CIRCUIT COURT THEY TELL US THAT'S THE PROCEDURE.

THEY GO INTO OATHS OF OFFICE AND GAVE US THAT POWER, IF WE DON'T HAVE A COMMITTEE LIKE THAT TO CREATE A COMMITTEE SPECIFICALLY FOR THAT.

NOW IN DECEMBER 14TH, 2017, ALL OF US SITTING HERE TODAY VOTED TO AMEND OUR RULES.

IF YOU HAVEN'T LOOKED YOU CAN ALWAYS LOOK AT OUR METRO COUNCIL RULES OF THE COUNCIL AND I'M TALKING ABOUT SECTION 4-A.04 WHICH WE ADDED IN DECEMBER.

SPECIFICALLY LAYING OUT THE POLICIES AND PROCEDURES OF HOW WE WOULD HANDLE THIS, THE GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE WOULD HANDLE ISSUING SUBPOENAS.

IT LAID OUT MUCH LIKE 67-C TALKED ABOUT IF WE NEED TO COMPEL IT WE GO TO CIRCUIT COURT.

THE ONE THING WE ARE MISSING, WE PASSED THESE PROCEDURES, THE ONE THING WE WERE MISSING IS ESSENTIALLY SETTING FORTH THE PARAMETERS OF THE INVESTIGATION.

-- IT ALLOWS THE GOVERNMENT OVERSIGHT COMMITTEE TO ISSUE AN ORDER BY MAJORITY VOTE OF THAT COMMITTEE.

NOW WHETHER IT'S A RESOLUTION OR ORDER WE ARE TALKING ABOUT HERE, WHETHER THE MAJORITY OF THE COUNCIL VOTING OR IF IT'S THE GOVERNMENT OVERSIGHT COMMITTEE ITSELF VOTING, WHAT'S REALLY TAKING PLACE IS THIS.

WE ARE ASKING FOR INFORMATION WE SHOULD HAVE ANYWAY.

SIMPLE AS THAT.

EVERY MEMBER OF THIS BODY IS AN INVESTIGATOR IN SOME WAY OR ANOTHER.

WE ARE CONSTANTLY CALLING SAYING WHAT'S THE PROBLEM?

WHY ISN'T THIS ROAD FIXED?

OFTEN TIMES WE BRING MEMBERS OF THE ADMINISTRATION AND OTHER AGENCIES BEFORE THIS BODY BEFORE VARIOUS COMMITTEES TO DISCUSS.

WE ARE ALREADY INVESTIGATORS.

WE ARE ALREADY PERFORMING INVESTIGATIONS.

REALLY THE ONLY STRIDE WE ARE TAKING TONIGHT, IS NOT SOMETHING NEW, NOT SOMETHING HUGE.

WHAT WE ARE TALKING ABOUT DOING ESSENTIALLY IS SAYING IF YOU WON'T GIVE US ACCESS TO THE INFORMATION WE SHOULD BE ENTITLED TO HERE IS OUR WAY OF FORCING YOU TO GIVE US THAT INFORMATION.

NOW THESE SUBPOENAS WE ARE TALKING ABOUT PASSING TONIGHT.

ARE WE GOING TO BE ABLE TO BRING SOME PENALTY ON PEOPLE?

NO, THIS IS SOLELY ABOUT ACCESS TO INFORMATION.

NOT INFORMATION THAT WE SHOULDN'T HAVE, NOT COMING AFTER ACKERSON'S PRIVATE BANK RECORDS.

WE ARE GOING AFTER GOVERNMENT AGENCIES AND BOARDS AND COMMISSIONS, INFORMATION WE SHOULD HAVE ACCESS TO WE FEEL WE ARE BEING DENIED AND WE FEEL IN THE PAST WE WERE DENIED.

FOR OTHERS THAT SAY WE DON'T HAVE PROCEDURES IN PLACE, WE PASSED THEM LAST DECEMBER FOR HOW SUBPOENAS ARE HANDLED.

FOR ANYONE OUT THERE WHO SAYS I DON'T LIKE HAVING SUCH A SMALL COMMITTEE OUT THERE, COMMITTEE 7, MAJORITY IS 4 PEOPLE COULD INSTIGATE AN INVESTIGATION.

I SAY WHAT'S THE BIG DEAL?

EACH ONE OF US HERE IS AN INVESTIGATOR, EACH ONE OF US IS EQUALLY EMPOWERED TO LOOK INTO MATTERS.

AGAIN, ALL WE ARE DOING IS BY STARTING THE INVESTIGATION, WHICH WOULD THEN EMPOWER THE SUBPOENA, GIVE US THE INFORMATION YOU SHOULD HAVE GIVEN US ANYWAY AND YOU ARE WRONGLY WITHHOLDING FROM US.

WE ARE YOUR EQUAL IN THIS GOVERNMENTAL BODY.

AS A LEGISLATIVE BODY WE ARE EQUAL AND WE SHOULD HAVE EQUAL ACCESS TO THE INFORMATION.

IF NO ONE EVER WITHHOLDS INFORMATION FROM US, WE WOULD NEVER USE THE SUBPOENA POWER, AND THAT WOULD BE FANTASTIC.

BUT THE REALITY IS, THEY MAY.

AND IF THEY DO, WHAT WE ARE DOING TONIGHT IS WE ARE TEEING UP THE ABILITY NOT TO PUNISH THEM, NOT TO, IN SOME WAY HURT THEM, OR BRING THE WRATH DOWN UPON THEM.

WHAT WE ARE DOING, IS WE ARE EMPOWERING THIS BODY TO SAY WE ARE GOING TO FORCE YOU TO GIVE IT TO US.

WHICH SHOULDN'T BE A BIG DEAL.

IT SHOULDN'T BE SOMETHING WE FEAR SAYING OH MY GOODNESS THIS IS SOMETHING BIG AND NEW, WE ARE SAYING GIVE US THE INFORMATION WE SHOULD HAVE ANYWAY.

SHAME ON YOU FOR NOT GIVING IT TO US BUT NOW WE HAVE A MECHANISM TO FORCE YOU TO GIVE IT TO US AND WE HAVE PROCEDURES FOR THAT.

TONIGHT IS NOT ABOUT PROCEDURES.

I HAVE HEARD SOME COLLEAGUES TALK ABOUT NOTICE.

WHAT'S THE NOTICE?

THE NOTICE IS THIS.

WE ARE GOING TO ASK FOR INFORMATION YOU SHOULD HAVE ANYWAY, WE SHOULDN'T HAVE TO DO THIS.

I DON'T LIKE THE FACT IT TAKES A VOTE.

VOTE TONIGHT VOTE OF THE WHOLE COUNCIL, IF YOU ARE ON THE COMMITTEE YOU CAN USE THE COMMITTEE TO VOTE MAJORITY OF THE COMMITTEE, BUT ULTIMATELY, IN MY PERFECT WORLD WE WOULD ALL HAVE THE POWER TO ISSUE SUBPOENAS.

IF I WANT TO INVESTIGATE SOMETHING AND IT'S GOVERNMENT INFORMATION I OUGHT TO HAVE ACCESS TO.

I WOULD LIKE US TO ALL HAVE UNFETTERED ACCESS TO INFORMATION THAT WE WANT THAT APPLIES TO LEGISLATION WE ARE LOOKING AT OR MATTERS WE ARE TRYING TO INVESTIGATE.

I HAVE HEARD SOME TALK ABOUT CONCERN OF DIRTY POLITICS.

COULD THIS ORDINANCE OR SUBPOENA POWER BE USED TO SOMEHOW TARNISH PEOPLE'S POLITICAL RECORDS OR CAREERS OR TRY TO CREATE A STINK BEFORE ELECTIONS.

EVERYTHING.

WE HAVE AN ETHICS ORDINANCE WE PASSED.

AND WE HAD A COLLEAGUE WHO SUFFERED FROM THAT THIS LAST GO-AROUND.

AND IT WAS UNFORTUNATE.

BUT THE ETHICS ORDINANCE WAS NEEDED.

AND THE END RESULT IF SOMEONE DOES MISUSE IT, AT THE  
END OF THE DAY, SHAME ON THEM.

BUT THAT DOESN'T MEAN WE SHOULD THROW OUT THE ETHICS  
ORDINANCE.

IT DOESN'T MEAN WE SHOULD NOT TRY TO MAKE EVERYONE  
HERE HAVE AS MUCH AND AS QUICK ACCESS TO INFORMATION YOU SHOULD  
HAVE ANYWAY.

WE SHOULDN'T RUN FROM THOSE THINGS.

BECAUSE AGAIN, IT WOULDN'T BE THE GOVERNMENT OVERSIGHT  
COMMITTEE PASSING JUDGMENT UPON SOMEBODY, WE ARE PUNISHING,  
HITTING THE BUDGET OR SOMEHOW DOING SOMETHING TO THEM.

THIS RESOLUTION HERE TONIGHT SOLELY DEALS WITH GIVE US  
THE INFORMATION WE SHOULD HAVE HAD.

TO ME THAT'S SIMPLE.

I KNOW THERE'S GOING TO BE AN AMENDMENT TONIGHT.

THAT AMENDMENT TRYING TO LIMIT IT TO ONLY ONE OF THE  
OPTIONS WE HAVE HERE.

BECAUSE AGAIN, THIS HAS TWO OPTIONS I'M PROPOSING.

ONE IS THE ENTIRE BODY, IF YOU AREN'T ON THE  
GOVERNMENT OVERSIGHT COMMITTEE, YOU ARE FREE TO USE THE WHOLE  
BODY TO PASS A RESOLUTION TO START AN INVESTIGATION AND THE  
OVERSIGHT COMMITTEE ITSELF.

WHICH IS A COMMITTEE OF SEVEN.

IT COULD BE A COMMITTEE OF THREE.

IT COULD BE A COMMITTEE OF TEN.

ULTIMATELY THE SIZE WILL BE MADE UP BY THE PRESIDENCY.  
SO IT COULD VARY YEAR TO YEAR.

BUT WE SHOULDN'T BE SCARED OF THE NUMBER.

EVEN IF WE ARE A COMMITTEE OF THREE, WHERE IT WOULD  
ONLY TAKE TWO PEOPLE TO ISSUE AN INVESTIGATION.

THAT INVESTIGATION IS DOING NOTHING MORE THAN  
TRIGGERING OUR DEMAND FOR INFORMATION WE SHOULD HAVE ANYWAY.

THAT'S IT.

SO, LIKE I SAID, THERE WILL BE AN AMENDMENT TONIGHT TO  
LIMIT 14 ONLY TAKING AWAY POWER FROM THE GOVERNMENT OVERSIGHT  
COMMITTEE.

IF YOU READ THE STATUTE, 67C103, 13 AND PRIMARILY 14,  
YOU WOULD SEE THE INTENT IS THE COMMITTEE HAVE THIS POWER.

ULTIMATELY THE REST OF THIS POWER ALREADY EXISTS IN  
THIS COMMITTEE VIA THAT STATUTE AND RULE CHANGES THAT WE PASSED  
LAST DECEMBER.

THAT THIS BODY VOTED UPON AND SAID THESE RULES ARE  
WHAT WE WANT.

THESE ARE THE PROCEDURES WE WANT.

SO FOR THOSE OF MY COLLEAGUES WHO DISAGREE AND THINK  
THE GOVERNMENT ACCOUNTABILITY SHOULDN'T HAVE THE SOLE AUTHORITY,  
I'M OKAY WITH THAT, I'M NOT HURT BY THAT.

WE ARE JUST A DIFFERENCE OF PHILOSOPHY ON THAT.

BUT AT THE END OF THE DAY WE NEED TO PASS SOMETHING  
OUT OF HERE TONIGHT SO WE CAN GET THIS POWER UP AND MOVING.

THERE'S NO REASON FOR DELAY.

ALL THIS IS DOING, THIS IS THE TRIGGERING.

SETTING THE PARAMETERS.

THE IDEA BEING IF WE WERE DEALING WITH METRO ANIMAL SERVICES, THE INVESTIGATION WOULD BE A RESOLUTION BE IT THE WHOLE BODY OR AN ORDER FROM GOVERNMENT ACCOUNTABILITY COMMITTEE SAYING, WE ARE GOING TO BEGIN AN INVESTIGATION HOW YOU DEAL WITH EUTHANIZING ANIMALS AND THAT WOULD SET THE PARAMETERS.

AND THEN FROM THERE, WE COULD SAY SEND US OVER THE INFORMATION ON THIS STUFF AND IF YOU DON'T WE WILL ISSUE SUBPOENAS FOR THINGS THAT FALL IN THAT PARAMETER.

IF IT DOESN'T COMPLY WE GO TO CIRCUIT COURT AND GET A JUDGE TO FORCE THAT ORDER.

WITH THAT BEING SAID, I KNOW THERE ARE OTHER PEOPLE IN THE QUEUE, I KNOW COUNCILMEMBER HOLLANDER HAS A DIFFERENCE OF OPINION, HE IS MY FRIEND, I RESPECT HIS OPINION BUT WE WILL DIFFER TONIGHT.

I HOPE YOU CAN SUPPORT THIS TONIGHT.

I HOPE WE CAN ALL NEVER HAVE TO USE THIS.

BECAUSE AGAIN, WE SHOULD HAVE THIS INFORMATION ALREADY, THINGS WE ASK FOR.

AND THE ONLY REASON TO USE THIS SUBPOENA POWER AND BEGIN AN INVESTIGATION WILL BE SOLELY BECAUSE A BOARD OR COMMISSION OR ADMINISTRATION OR DEPARTMENT DIDN'T RECOGNIZE US



AS AN EQUAL ARM OF GOVERNMENT AND NOT WILLING TO SHARE  
INFORMATION WE SHOULD HAVE ANYWAY.

THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU, COUNCILMEMBER ACKERSON.  
COUNCILMEMBER HOLLANDER?

>> THANK YOU, MR. PRESIDENT.

LET ME SAY WHAT THIS IS NOT ABOUT FIRST.

THIS IS NOT ABOUT WHETHER WE WILL HAVE SUBPOENA POWER,  
WHETHER WE WILL HOLD PEOPLE ACCOUNTABLE.

WHETHER WE WILL USE SUBPOENA POWER.

WHERE WE WILL INVESTIGATE WHERE WE THINK WE SHOULD  
INVESTIGATE.

I'M FOR THAT.

I THINK WE ARE ALL FOR THAT.

THIS IS ALL ABOUT HOW THIS BODY GOES ABOUT HAVING AN  
INVESTIGATION OR AUDIT OF THE ADMINISTRATION, OF OTHER METRO  
COUNCILMEMBERS, OF ANYBODY CONNECTED WITH LOCAL GOVERNMENT  
BECAUSE THAT'S WHAT WE ARE EMPOWERED TO DO.

LAUNCH AN INVESTIGATION WITH SUBPOENA POWER.

UNDER THE RESOLUTION THAT'S BEFORE US NOW, A MAJORITY  
OF THOSE PRESENT AT THE GOVERNMENT OVERSIGHT COMMITTEE AS FEW AS  
THREE MEMBERS CAN BEGIN AN INVESTIGATION, AN AUDIT, AND ISSUE  
SUBPOENAS BY APPROVING AN ORDER.

MOST OF YOU DON'T KNOW WHAT AN ORDER IS.

AND THAT'S BECAUSE THERE'S NO PROVISION FOR IT IN OUR RULES.

AN INVESTIGATION, AS I SAID, COULD BE OF ANY ASPECT OF LOCAL GOVERNMENT.

ANY OTHER COUNCILMEMBER, ANY OTHER EXECUTIVE AGENCY, ANY BOARD OR COMMISSION.

IT CAN BE DONE WITH NO NOTICE.

SO AT THE NEXT GOVERNMENT OVERSIGHT COMMITTEE, IF THERE ARE FIVE PEOPLE THERE, THREE PEOPLE CAN SAY I WANT TO DO AN INVESTIGATION OF AUDIT OF ANYTHING I JUST MENTIONED, AND GIVE THIS COMMITTEE SUBPOENA POWER TO DO IT, THERE'S NO NOTICE TO ANYONE, THAT ORDER IS BEING PROPOSED OR DISCUSSED.

IT CAN SIMPLY BE VOTED ON BY THOSE FIVE PEOPLE AND IF THREE PEOPLE SAY YES, WE ARE OFF TO THE RACES WITH AN INVESTIGATION OR AUDIT.

I'M IN FAVOR, AS I SAID, OF INVESTIGATIONS AND AUDITS.

BUT I THINK ALL OF US SHOULD HAVE A SAY IN THOSE INVESTIGATIONS AND AUDITS WHEN THEY EMPOWER SUBPOENA POWER.

THAT DOES NOT MEAN, AND IF WE PASS THE AMENDMENT I WILL RECOMMEND, IT DOES NOT MEAN WE CAN'T CALL ANYBODY OVER FROM THE ADMINISTRATION AND QUESTION THEM AND ASK ALL THE QUESTIONS LIKE WE HAVE ALWAYS BEEN DOING.

THIS RESOLUTION WOULD NOT CHANGE THAT AT ALL.

IT WOULD SAY THOUGH, IF WE ARE GOING TO LAUNCH AN INVESTIGATION OR AUDIT WHERE WE INTEND OR CAN ISSUE SUBPOENAS WE WOULD HAVE TO HAVE THAT COME THROUGH REGULAR ORDER.

MEANING THERE WOULD HAVE TO BE NOTICE TO MEMBERS AND WE WOULD HAVE TO VOTE ON IT AS A BODY, AS A RESOLUTION.

FINALLY LET ME SAY THIS, BEFORE I MOVE THE AMENDMENT.

ADMINISTRATIONS, MAJORITIES, PRESIDENTS, COMMITTEE MEMBERS, THEY ALL CHANGE, THEY ALL CHANGE.

AND I THINK WE ARE MAKING A MISTAKE HERE THAT MANY OF US WILL END UP REGRETTING.

I DO THINK THERE IS SIGNIFICANT ROOM HERE FOR POLITICAL MISCHIEF OF A COMMITTEE WITH AS FEW AS THREE PEOPLE LAUNCHING AN INVESTIGATION OR AUDIT WITH SUBPOENA POWER.

SO I WOULD PROPOSE AN AMENDMENT WE WOULD PASS THIS OUT, IT'S SIMPLE.

IT WOULD SIMPLY CHANGE PARAGRAPH ONE OF SECTION B TO READ IN ITS ENTIRETY A RESOLUTION IN FAVOR OF AN INDEPENDENT AUDIT OR INVESTIGATION MUST BE APPROVED BY MAJORITY OF THE COUNCIL BEFORE THE GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE MAY ISSUE SUBPOENAS CONNECTED WITH ANY INVESTIGATION OR AUDIT.

I MOVE THAT AS AN AMENDMENT.

>> SECOND.

>> PRESIDENT JAMES: ALL RIGHT.

WE HAVE A MOTION AND A SECOND BEFORE US.

IS THERE ANY DISCUSSION TO THE MOTION FOR THE  
AMENDMENT?

COUNCILMEMBER MULVIHILL?

>> THANK YOU, MR. PRESIDENT.

I VERY MUCH SUPPORT THE AMENDMENT.

I THINK MANY OF THE POINTS COUNCILMEMBER HOLLANDER  
TOUCHED ON, I DON'T THINK ANYBODY IS AGAINST THE COMMITTEE  
CONDUCTING AN INVESTIGATION OR ISSUING SUBPOENA.

THE ISSUE HERE BEFORE US SIMPLY IS WHERE DO WE BEGIN,  
WHO INITIATES THAT.

THE COUNCIL MAKES THE FINAL DETERMINATION.

THAT PROCESS HAS WORKED PRETTY WELL FOR 15 YEARS AND  
I'M NOT SURE WHERE WE WOULD CHANGE IT IN THIS CASE.

I DON'T THINK IT'S WISE TO SUP PLANT THE JUDGMENT OF  
THIS ENTIRE BODY COLLECTIVELY FOR A FEW OF US.

SUBPOENAS, IF THEY ARE ISSUED THEY SHOULD BE ISSUED  
JUDICIOUSLY, THEY SHOULDN'T BE THROWN OUT LIKE PAPER AND THROWN  
AROUND, THEY SHOULDN'T BE.

INVESTIGATIONS SHOULDN'T BE THAT WAY EITHER.

I THINK WHEN WE ACT TOGETHER COLLECTIVELY WE CAN MAKE  
THAT DETERMINATION.

WE HAVE BEEN MAKING IT.

THAT'S WHAT THE COUNCIL DOES, THE COMMITTEE MAKES  
RECOMMENDATIONS AND I'M ALL FOR THIS COMMITTEE MAKING A

RECOMMENDATION FOR AN INVESTIGATION, BUT I DON'T WANT TO START THERE.

SO I DO SUPPORT THE AMENDMENT.

THANK YOU.

>> PRESIDENT JAMES: THANK YOU.

COUNCILWOMAN BUTLER?

>> THANK YOU, I TOO AM IN SUPPORT OF THIS AMENDMENT.

THIS REALLY HELPS WITH THE CHECKS AND BALANCES IN OUR COMMITTEES AND EVERYTHING THAT WE DO BECAUSE THE OPPORTUNITY FOR POLITICAL MISCHIEF IN THIS IS VERY GREAT.

TO TAKE COUNCILMEMBER HOLLAND'S EXAMPLE FURTHER, MAYBE A FIVE-MEMBER COMMITTEE, THREE MAY BE A QUORUM.

TWO PEOPLE CAN ACTUALLY INITIATE AN INVESTIGATION WITHOUT DISCUSSION AMONG THIS WHOLE BODY WHICH REPRESENTS THE ENTIRE COMMUNITY.

IF IT IMPACTS THE ENTIRE COMMUNITY ALL OF US SHOULD HAVE A SAY ON THAT, NOT TWO PEOPLE, SO I REALLY ENCOURAGE YOU TO SUPPORT THIS AMENDMENT.

THANK YOU.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER FLOOD?

>> [OFF MIC].

ALL 26 OF US WERE ELECTED TO DO A JOB HERE AND I THINK WHEN YOU TAKE AWAY A LOT OF MAJORITY OF A COUNCIL OR SUPER MAJORITY, THEN YOU ARE LOSING VOICES OF THE COMMUNITY.

AND I DON'T THINK IT'S FAIR TO OUR CONSTITUENTS WE DON'T AT LEAST HAVE A CHANCE TO SAY YES OR NO TO ANYTHING.

I MEAN, WE WOULDN'T LIKE IT IF WE HAD TO GIVE UP OUR VOICE ON ANY OTHER ISSUE, I THINK IT'S NO DIFFERENT THAN ANYTHING ELSE WE VOTE ON EVERYDAY.

THANK YOU.

>> PRESIDENT JAMES: THANK YOU.

ANY OTHER COMMENT?

COUNCILMEMBER BLACKWELL?

>> THANK YOU, MR. PRESIDENT.

I'M CONFUSED A LITTLE BIT ABOUT WHY WE WOULD NOT BE IN FAVOR, WHY ANYONE WOULD NOT BE IN FAVOR OF THE AMENDMENT.

I LISTENED TO COUNCILMEMBER ACKERSON'S DESCRIPTION AND LIKE EVERYONE HAS SAID, THE DEBATE, 90%, MAYBE MORE, 99% OF WHAT HE SAID, EVERYONE IN THIS CHAMBER AGREES WITH.

IT'S REALLY JUST ABOUT WHO LAUNCHES IT.

IT'S INTERESTING TO ME THOUGH THAT WE WOULD SAY, IN ONE CASE, WE WILL TAKE THE MAJORITY OF A COMMITTEE.

SO THAT'S ALL IT TAKES.

SO IF YOU HAPPEN TO SIT ON THAT COMMITTEE, AND LET ME POINT OUT ALSO THIS IS A COMMITTEE THAT -- SO YOU ARE PUTTING A RULE IN A COMMITTEE THAT IS ALREADY PRESENT.

SO YOU ARE ADDING POWER TO A COMMITTEE, PEOPLE WHO HAVE NO IDEA THAT WILL BE PART OF THE POWER OF THE COMMITTEE WHEN PEOPLE WERE ASKING FOR COMMITTEE ASSIGNMENTS AND SO ON.

SO YOU ARE TAKING A COMMITTEE AND ELEVATING IT  
CONSIDERABLY.

AND SAYING OKAY IN THAT COMMITTEE, ALL I HAVE TO DO IS  
CONVINCE TWO OF MY COLLEAGUES, THREE MAYBE IF EVERYONE SHOWS UP.

OFTEN TIMES NOT EVERYONE SHOWS UP.

ALL I HAVE TO DO IS CONVINCE TWO OR THREE OF MY  
COLLEAGUES AND WE CAN LAUNCH.

ON THE OTHER HAND FOR THOSE OF YOU WHO DON'T HAVE TO  
BE ON THAT COMMITTEE, YOU HAVE TO CONVINCE 13 OF YOUR  
COLLEAGUES.

WHY SO?

PROBABLY BECAUSE WE REALIZE THAT'S AN IMPORTANT THING  
TO LAUNCH AN INVESTIGATION AND HAVE SUBPOENA POWERS ON IMPORTANT  
THINGS SO WE AREN'T GOING TO HAVE 2-3 PEOPLE MAKE THAT  
DETERMINATION.

WE HAVE SEEN MANY TIMES IN A COUNCIL WHERE 2-3 PEOPLE  
TOOK SOMETHING THAT IS A REALLY BIG ISSUE TO 2-3 PEOPLE.

NOT TO THE 26.

I WOULD THROW OUT LOTS OF EXAMPLES THAT COLLEAGUES  
BOTH PAST AND PRESENT WOULD HAVE INVESTIGATED OVER THE YEARS  
BECAUSE IT WAS A BURNING ISSUE FOR THEM AND THEY MIGHT GET ONE  
OTHER COLLEAGUE THAT'S A BURNING ISSUE FOR 1-2 PEOPLE.

BUT THE REST OF US WOULD SAY, YOU KNOW WHAT, THAT'S  
REALLY A WASTE OF TAX PAYER DOLLARS TO BE PULLING PEOPLE OVER,

IT'S A WASTE OF TAX PAYER DOLLARS TO DO THIS INVESTIGATION WHEN IT REALLY ISN'T A BIG DEAL TO MOST OF US.

THE MAJORITY OF US, IT'S REALLY JUST A BIG DEAL FOR A COUPLE.

FOR ME, IT'S NOT ABOUT NOT DOING THE INVESTIGATIONS.

I THINK WE ABSOLUTELY OUGHT TO AND WE SHOULD HAVE SUBPOENA POWER WHEN AS COUNCILMEMBER ACKERSON SAID WHEN WE DON'T GET WHAT WE REQUEST, WHAT WE NEED.

THE OTHER HAS TO DO WITH NOTICE.

I HAVE HEARD MY COLLEAGUES A MILLION TIMES ON THIS BODY SAY I WOULD LIKE TO VOTE FOR THIS BUT I HAVE ONLY HEARD ABOUT IT JUST NOW.

WE ARE CONSTANTLY CALLING FOR MORE NOTICE.

WE HAVEN'T HAD IT LONG ENOUGH, HAVEN'T HAD A CHANCE TO READ.

SO IS IT TRUE THAT ORDER WILL NOT HAVE TO HAVE A FIRST READING?

YOU REALLY WILL BE ABLE TO JUST WALK IN?

I THINK COUNCILMEMBER ACKERSON WOULD BE ABLE TO WALK IN, I CAN GO TO THE NEXT GOVERNMENT ACCOUNTABILITY MEETING AND SAY I WANT TO INVESTIGATE PRESIDENT JAMES AND IF I CAN GET TWO PEOPLE TO VOTE WITH ME.

I CAN'T BECAUSE I'M NOT ON COMMITTEE.

I HAVE TO GET 13 PEOPLE TO VOTE FOR ME.



BUT SOMEBODY ON THE COMMITTEE CAN GET THREE PEOPLE TO VOTE AND AWAY THEY GO?

>> WITH THE COUNTY ATTORNEY'S OFFICE, THE RESOLUTION DOESN'T CALL FOR ANY NOTICE ON A WRITTEN ORDER BEFORE THE GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE.

>> SO THERE WOULD BE NO WAY, THE PRESS WOULDN'T HAVE ANY NOTICE AHEAD OF TIME?

YOU JUST WALK IN THAT DAY?

>> THE RESOLUTION BEFORE YOU DOES NOT CALL FOR ANY NOTICE OF A WRITTEN ORDER BEFORE THE COMMITTEE.

>> WOW.

THAT FLIES IN THE FACE OF EVERYTHING THAT WE HAVE EVER DONE ON THIS COMMITTEE.

I WILL SUPPORT THE AMENDMENT.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER ACKERSON?

>> THANK YOU, MR. PRESIDENT.

THE FUNCTIONAL REALITY IS THIS.

IF I WERE THE CHAIR OF THE PUBLIC SAFETY COMMITTEE, AND THERE WAS A SHOOTING DOWNTOWN LAST WEEK, MY COMMITTEE, I COULD, JUST AS THE CHAIR, THE SOLE PERSON HERE I CAN ARRANGE TO START AN INVESTIGATION.

AN INVESTIGATION IN THE WRITTEN SENSE HERE IS NO DIFFERENT THAN WHAT WE ALREADY DO.

WE ARE ACTING LIKE IT IS BECAUSE WE ARE USING THE WORDS "STARTING AN INVESTIGATION".

I CAN CALL THE POLICE DEPARTMENT, THE CHIEF OR MAJORS TO COME AND DISCUSS IT AND TELL ME WHAT HAPPENED AND WHY WITHOUT 26 PEOPLE TAKING A VOTE ON THAT.

WITHOUT EVEN THE PEOPLE ON MY COMMITTEE TAKING A VOTE ON THAT.

I AS A CHAIR OF THAT COMMITTEE HAVE THE POWER TO INVESTIGATE ON MY OWN, SINGULARLY.

THE ONLY DIFFERENCE BETWEEN THIS INVESTIGATION IS ACCESS TO INFORMATION.

WE ALREADY HAVE, IF I CHAIRED THAT COMMITTEE, I COULD CALL IN FOLKS, HEAR WHAT THEY HAVE TO SAY TELL THEM I WANT YOU TO PRODUCE THIS EVIDENCE.

HOW MANY TIMES DID THEY NOT HAVE THE ANSWER AND WE SAY EMAIL US THAT ANSWER.

IN FACT WE SAY EMAIL IT TO EVERYBODY ON THE COMMITTEE.

THE INVESTIGATION WE ARE TALKING ABOUT TONIGHT WOULD THEN SAY YOU WILL TURNOVER THAT INFORMATION.

THAT'S IT.

SO WE SEEM TO BE PUTTING A WHOLE LOT OF EMPHASIS ON INVESTIGATION.

YOU USE THE EXAMPLE OF SOMEONE WALKING IN THE GOVERNMENT OVERSIGHT COMMITTEE AND SOMEONE SAYING I WANT TO INVESTIGATE PRESIDENT JAMES.

YOU HAVE TO BE IN A POSITION TO WALK IN AND SAY I ASKED FOR DOCUMENTATION, AN OPEN RECORDS REQUEST OR DOCUMENTATION REGARDING HIS COUNCIL EMAILS AND HE REFUSES TO GIVE THEM TO ME.

AND IN THAT CASE, THE WORD INVESTIGATION, IT'S NOT AN INVESTIGATION.

IT REALLY SHOULD BE CALLED REALLY JUST THE SUBPOENA INITIATIVE BUT WE USE THE WORD INVESTIGATION BECAUSE THAT'S WHAT FRANKFORT USED AND WE ARE JUST STAYING CONSISTENT.

IF I'M WRONG, SARAH, LET ME KNOW.

>> 67C10314 ANY SUBPOENA HAS TO BE IN CONNECTION WITH AN INVESTIGATION OR AUDIT.

YOUR SUBPOENA HAS TO PERTAIN TO AN INVESTIGATION OR AUDIT.

THERE HAS TO BE AN INITIATION OF AN INVESTIGATION OR AUDIT WITH A DEFINED LEGISLATIVE PURPOSE AND SCOPE AND THEN THE SUBPOENA WOULD BE, TO TESTIFY FOR DOCUMENTS WOULD BE IN CONNECTION OF THAT LEGISLATIVE INTENT AND DEFINED SCOPE.

>> SO IF PRESIDENT JAMES REFUSED TO TURNOVER DOCUMENTS HE WAS SUPPOSED TO, IF THE DIRECTOR OF PUBLIC WORKS CAME OVER HERE AND REFUSED TO TURNOVER DOCUMENTS UNDER THAT SCENARIO WE COULD INITIATE AN INVESTIGATION TO GET ACCESS TO THOSE DOCUMENTS.

WE COULD SAY YOU KNOW WHAT, I DON'T CARE ABOUT THE DOCUMENTS AND I COULD STILL HAVE THE INVESTIGATION, CALL PEOPLE

IN AND HAVE THEM TALK ABOUT THINGS AND PUT THINGS ON THE RECORD FOR ME.

WE SHOULDN'T BE SCARED OFF BY THE USE OF THE WORD INVESTIGATION.

I JUST WANT TO CLEAR THAT UP.

WE HAVE BEEN DOING INVESTIGATIONS SINCE THIS BODY WAS INITIATED AND THOSE INVESTIGATIONS OFTEN WERE INITIATED BY ONE PERSON, THE CHAIR OF THAT COMMITTEE.

SO WE HAVEN'T REQUIRED 26 PEOPLE TO VOTE WHETHER OR NOT LMPD WILL COME BEFORE PUBLIC SAFETY AND WE HAVEN'T REQUIRED 26 PEOPLE TO VOTE WHETHER OR NOT THE DIRECTOR OF PUBLIC WORKS WILL COME OVER HERE AND TALK ABOUT FAILURE TO PAVE ROADS OR THE OVERSIGHT OF BUDGETS OR SPENDING TOO MUCH IN OVERTIME.

THOSE INVESTIGATIONS HAVE ALL TAKEN PLACE AT THE DISCRETION OF ONE PERSON.

I JUST WANT TO CLEAR THAT UP.

THANK YOU, MR. PRESIDENT.

>> POINT OF CLARIFICATION, PLEASE.

IF I COULD ASK THE COUNTY ATTORNEY, WHEN COUNCILMEMBER BLACKWELL ASKED ABOUT NOTICE, THERE'S NO NOTICE GIVEN AND COUNCILMEMBER ACKERSON IS TALKING ABOUT, WELL A COMMITTEE CHAIR CAN DECIDE TO DO THIS DO OUR COMMITTEE MEANS REQUIRE NOTIFICATION AND THE AGENDA POSTED AHEAD OF TIME?

>> SO METRO COUNCIL RULES DO REQUIRE THAT YOUR AGENDAS BE POSTED IN ADVANCE.

IT'S 24 HOURS ACCORDING TO THE RULES.

>> PRESIDENT JAMES: COUNCILWOMAN GREEN?

>> I GUESS I HAVE A QUESTION TO MS. MARTIN.

IF THERE'S GOING TO BE A VOTE WOULDN'T THAT HAVE TO BE ON THE AGENDA AS AN ACTION ITEM, OR NOT?

>> WELL, THE STATUTORY REQUIREMENTS FOR OPEN MEETINGS REQUIRE, DON'T HAVE DEFINED REQUIREMENTS AS YOUR RULES.

A COMMITTEE CHAIR COULD USE SORT OF GENERIC LANGUAGE AND IF IT'S IN THAT LANGUAGE, THEN A CHAIR OF THE GOVERNMENT ACCOUNTABILITY COULD CALL FOR A VOTE.

I THINK THERE'S A LOT OF ROOM FOR LATITUDE IN TERMS OF NOTICE REQUIREMENTS.

YOU ONLY HAVE TO PUBLISH AN AGENDA UNDER THE STATE LAW IF IT'S A SPECIAL MEETING.

IT HAS TO BE PUBLISHED 24 HOURS IN ADVANCE, OTHERWISE YOU WOULDN'T BE IN VIOLATION OF ANY STATE LAW, ONLY METRO COUNCIL RULES WHICH AREN'T SUPER SPECIFIC ABOUT WHAT'S REQUIRED IN PUBLICATION OF YOUR AGENDAS.

SO YOU ARE ONLY GOVERNED BY THAT.

>> IT'S AN EASY FIX, PUT IT ON THE AGENDA, CASE CLOSED, 24 HOURS, MOVE ON.

>> PRESIDENT JAMES: I THOUGHT I SAW A HAND OVER HERE. COUNCILMEMBER FLOOD?

>> YES, I WANTED TO ASK THE COUNTY ATTORNEY A QUESTION IF I CAN.

I HEARD IT MENTIONED ABOUT OPEN RECORDS.

PEOPLE IGNORING OPEN RECORDS.

IS THERE NOT PENALTIES FOR NOT COMPLYING TO OPEN RECORDS?

>> THERE ARE.

FAILURE TO COMPLY WITH OPEN RECORD REQUESTS, PETITIONER CAN FILE EITHER WITH CIRCUIT COURT OR WITH THE KENTUCKY ATTORNEY GENERAL'S OFFICE AND THERE'S A PROCESS BY WHICH THEY COULD CHALLENGE ANY FAILURE TO PRODUCE RECORDS.

>> THANK YOU.

>> PRESIDENT JAMES: THANK YOU.

I THOUGHT I SAW A HAND.

COUNCILMEMBER WOOLRIDGE?

>> THANK YOU, MR. PRESIDENT.

I DO SUPPORT THIS AMENDMENT.

LET ME UNDERSTAND.

WE HAVE FELLOW COMMITTEES UP HERE ON THE COUNCIL.

NOW WHAT I'M HEARING, OR WHAT I'M UNDERSTANDING IS THIS ONE PARTICULAR COMMITTEE HERE, GOVERNMENT OVERSIGHT, THEY CAN PRETTY MUCH CHANGE THE RULES AND SAY, WELL JUST THE COMMITTEE DECIDES WHO WE INVESTIGATE.

NOW WE HAD COUNTY ATTORNEY HERE WHEN I FIRST CAME, BILL O'BRIEN, HE SAID YOU CAN GET ANYTHING UP HERE WITH 14 VOTES.

METRO COUNCIL CAN DO ANYTHING THEY WANT WITH 14 VOTES.

NOW I'M HEARING THAT PROCESS REDUCED TO JUST TO  
COMMITTEE VOTES.

IS THAT WHAT I'M HEARING?

CAN SOMEONE SPEAK TO THAT?

>> PRESIDENT JAMES: MS. MARTIN, COULD YOU ANSWER THE  
LEGAL QUESTION.

>> I BELIEVE THAT'S A POLICY QUESTION.

>> PRESIDENT JAMES: ALL RIGHT, I GUESS THAT WOULD BE  
THE SPONSOR'S RESPONSE?

>> WITH 14 VOTES YOU COULD PASS ANY LEGISLATION.

HE WAS SAYING THAT, AND THAT WAS CORRECT.

IT WAS ALWAYS SUBJECT TO FORM AND LEGALITY FROM THE  
COUNTY ATTORNEY'S OFFICE, BUT YOU ARE CORRECT.

YOU WERE SAYING, CAN LESS THAN 14 PEOPLE MOVE FOR AN  
INVESTIGATION AND ENACT SUBPOENA POWERS TO GET ACCESS TO  
INFORMATION WE SHOULD HAVE, YES IS THE ANSWER.

LESS THAN 14 COULD DO THAT.

THE NUMBER WOULD BE BASED UPON WHATEVER THE SIZE OF  
THE GOVERNMENT ACCOUNTABILITY COMMITTEE WAS.

IF THAT COMMITTEE HAD THREE PEOPLE, IN THEORY TWO  
PEOPLE, YES, WHICH IS MUCH LESS THAN 14 PEOPLE COULD INITIATE  
SUBPOENAING INFORMATION, THAT, IT MY OPINION SHOULD HAVE BEEN  
TURNED OVER TO US ANYWAY.

>> I GUESS THAT LEADS ME TO JUST, I GUESS -- IF THE ONE COMMITTEE IS GOING TO DO THIS, ARE WE OPENING UP A PANDORA'S BOX?

I CHAIR APPOINTMENTS COMMITTEE, CAN I HAUL SOMEBODY IN HERE BECAUSE I'M THE CHAIR OF THAT?

ALONG WITH TWO OTHER PEOPLE.

I THINK OUR COMMITTEE IS ABOUT FIVE PEOPLE.

IS THAT WHAT WE ARE SAYING?

IS THIS WHAT WE ARE OPENING UP THE DOOR FOR?

>> DO YOU WANT ME TO ANSWER THAT?

>> FOR ALL COMMITTEES TO HAUL ANYBODY FOR INVESTIGATION BY WAY OF A COMMITTEE, NOT BY WAY OF A COUNCIL.

AND IF THAT'S THE CASE, I DO NOT SUPPORT THIS.

I SUPPORT THE AMENDMENT.

>> PRESIDENT JAMES: COUNCILMEMBER ACKERSON?

>> I WOULD ANSWER THAT AND SAY YOU, AS THE CHAIR OF APPOINTMENTS ALREADY HAVE THE ABILITY TO HAUL PEOPLE IN AND INVESTIGATE THEIR CREDENTIALS AND ASK THEM QUESTIONS.

>> MR. PRESIDENT, I DO HAVE PEOPLE TO COME TO THE COMMITTEE TO SPEAK, BUT I DON'T THINK I HAVE SUBPOENA POWER.

SOMEBODY TELL ME IF THIS ONE PERSON, THIS ONE CHAIR, AS OF OUR RULES NOW, IF I CAN BRING SOMEBODY IN HERE AND I HAVE SUBPOENA POWER AS THE CHAIR OF A COMMITTEE?



>> YOU CAN'T, BECAUSE CHAPTER 67C103 SUBSECTION 14 ONLY GIVES THAT POWER, ONLY GIVES THAT POWER TO THE GOVERNMENT OVERSIGHT COMMITTEE.

THEY DIDN'T GIVE THAT POWER, THE STATE LEGISLATURE DIDN'T GIVE THAT POWER TO THE APPOINTMENTS COMMITTEE.

>> THEN, AGAIN, MR. PRESIDENT, MAYBE ALL OF US SHOULD BE ON THAT COMMITTEE.

THE GOVERNMENT OVERSIGHT COMMITTEE.

THAT WOULD SOLVE EVERYTHING.

[LAUGHTER] ALL OF US SHOULD BE ON IT JUST LIKE WE ARE ALL ON THE METRO COUNCIL.

THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN WOOLRIDGE. COUNCILWOMAN SEXTON SMITH?

>> YES, MR. PRESIDENT, I WOULD LIKE TO SPEAK TO THE AMENDMENT ON THE FLOOR.

I'M IN FULL SUPPORT OF THE AMENDMENT ON THE FLOOR, BECAUSE I'M IN FULL SUPPORT OF LAUNCHING INDEPENDENT INVESTIGATIONS.

AND I'M FULLY SUPPORTIVE OF THIS BODY LAUNCHING AUDITS.

AND I'M IN FULL SUPPORT OF THIS BODY ISSUING AND HAVING SUBPOENA POWER AND I'M IN FULL SUPPORT, WHICH I HOPE EVERYONE IN THIS CHAMBER BEFORE WE TAKE THESE FINAL VOTES TONIGHT WILL REMEMBER HOW WE ALL GOT HERE.

REPRESENTING MORE THAN 780,000 PEOPLE THROUGHOUT THIS COUNTY.

TO HAVE THE POSSIBILITY FOR TWO VOICES TO SPEAK FOR THE ENTIRE COUNTY, SIMPLY TAKES MY BREATH AWAY.

SO WHAT I TRIED TO DO WAS TO KEEP IT, FOR ME, UNEMOTIONAL, JUST THE FACTS AND REVIEW THE LAWS AS I UNDERSTAND THEM.

I REVIEWED THE KENTUCKY REVISED STATUTES, THE DEFINITIONS, FOR MUNICIPAL ORDER.

I DON'T KNOW IF ANYONE HAS READ THE DEFINITION OF A MUNICIPAL ORDER.

IT IS AN OFFICIAL ACT OF THE LEGISLATIVE BODY.

THEN THERE'S A PARAGRAPH.

AN OFFICIAL ACT OF THE LEGISLATIVE BODY.

IN THE DEFINITIONS, IT DEFINES A MEMBER, BUT IN DEFINING THE MUNICIPAL ORDER, IT SAYS THE LEGISLATIVE BODY.

NOT A COMMITTEE.

AND THEN IF YOU LOOK AND RESEARCH AND LOOK AT THE KENTUCKY MUNICIPAL STATUTORY LAW LEGISLATIVE RESEARCH COMMISSION.

WHAT IS ITS DEFINITION OF A MUNICIPAL ORDER?

IT STATES IT'S AN OFFICIAL ACT OF THE LEGISLATIVE BODY.

SO I THINK THAT ALL OF US SHOULD THINK LONG AND HARD ABOUT WHAT WE SIT HERE, WEEK AFTER WEEK, AND WE ALL TALK ABOUT THE IMPORTANCE OF TRANSPARENCY.

WE ALL TALK ABOUT THE IMPORTANCE OF BEST PRACTICES.

WHEN THINGS ARE REALLY IMPORTANT TO SOMETHING WE ARE TRYING TO PUSH THROUGH.

THINK OF IT.

WHEN YOU ARE TRYING TO PUSH SOMETHING THROUGH THE COMMITTEE AND YOU ARE TRYING TO MOVE SOMETHING ON THIS FLOOR WITH THE FULL CHAMBER, WE ALL WANT FULL TRANSPARENCY.

I HAVE ONLY BEEN HERE 20 MONTHS BUT I HAVE HEARD MANY NIGHTS IN THIS CHAMBER WHERE FOLKS SAY, WHY ARE WE HAVING THIS MUCH DEBATE IN A FULL COUNCIL MEETING?

AREN'T WE SUPPOSED TO WORK THROUGH ALL OF THIS AT THE COMMITTEE LEVEL?

AFTER THE AMENDMENT, IS VOTED ON, AND I'M IN FAVOR OF THE AMENDMENT, THERE'S A WORLD OF OTHER QUESTIONS THAT I DO NOT THINK WE CAN GET ANSWERED THIS EVENING.

VERY SIMPLE QUESTIONS.

WHO WRITES THE ORDER?

WHO DELIVERS THE SUBPOENA?

WHOSE GOING TO DO THAT?

WE DISCUSSED IT, A FEW FOLKS AND IT'S NOT CLEARLY UNDERSTOOD.

SO I'M REALLY HOPING THAT BEFORE WE GET TOO FAR ALONG,  
THAT ALL 26 OF US CLEARLY UNDERSTAND EXACTLY WHAT HAPPENS WHEN,  
BY WHOM.

BECAUSE 67C103, COUNCILMAN ACKERSON WAS CORRECT, IT  
OUTLINED AND GAVE OUR BODY THE AUTHORITY TO DO THIS.

HOWEVER, 67C103 ALSO STATES THAT WE MUST SPELL OUT IN  
OUR METRO COUNCIL RULES THE PROCEDURES AND THE PROCESS FOR  
EXACTLY HOW TO DO THIS.

AND I RESPECT COUNCILMAN ACKERSON THAT YOU LAID OUT A  
NUMBER OF THINGS THAT YOU BELIEVE IS VERY CLEAR.

I THINK THERE ARE MANY UNANSWERED QUESTIONS.

AND I WOULD REALLY LIKE FOR ALL OF US TO FEEL VERY  
COMFORTABLE AS WE BEGIN TO LAUNCH INVESTIGATIONS, AND ISSUE  
SUBPOENAS.

I DO THINK THIS IS VERY SERIOUS.

AND I DO WELCOME IT.

MR. PRESIDENT, I SUPPORT THE AMENDMENT THAT'S ON THE  
FLOOR.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN.

COUNCIL -- I'M SORRY, COUNCILMAN KRAMER?

>> THANK YOU, MR. PRESIDENT.

JUST A COUPLE QUICK THOUGHTS.

I THINK COUNCILWOMAN WOOLRIDGE'S QUESTION IS  
WELL-TIMED.

ANY CHAIR OF ANY COMMITTEE ALREADY DOES, NOT JUST CAN, ALREADY DOES INVITE FOLKS TO COME OVER AND SPEAK TO ISSUES THAT ARE FOR THAT COMMITTEE.

I THINK OUR COMMITTEE CHAIRS HAVE DONE A PRETTY GOOD JOB OF STAYING FOCUSED ON THE COMMITTEE WORK.

SO WHEN PUBLIC SAFETY COMES OVER, WHEN PUBLIC WORKS ASKS SOMEBODY TO COME OVER IT'S PUBLIC WORKS.

THE GOVERNMENT ACCOUNTABILITY COMMITTEE IS FOR GOVERNMENT OVERSIGHT, THAT'S THE WHOLE POINT.

THAT'S THE COMMITTEE'S RESPONSIBILITY.

THAT'S WHY THEY EXIST.

THEY ALREADY DO THIS.

THE DIFFERENCE BETWEEN WHAT HAPPENS AT THE GOVERNMENT ACCOUNTABILITY COMMITTEE OR ANY OTHERS THIS COMMITTEE'S RESPONSIBILITY IS GOVERNMENT OVERSIGHT.

SO THEY ALREADY LOOK INTO THINGS AND ASK THESE KINDS OF QUESTIONS.

THEY ALREADY, I GUESS, START THESE INVESTIGATIONS.

WHEN THE COUNTY ATTORNEY TESTIFIED THE OTHER DAY BEFORE THE COUNCIL, BEFORE THE COMMITTEE, IT SEEMS CLEAR TO ME THAT YOU CAN'T JUST ISSUE A SUBPOENA ON A WHIM.

THAT YOU CAN ONLY ISSUE A SUBPOENA AND I FORGET THE EXACT LANGUAGE THE COUNTY ATTORNEY USED BUT IT WAS SOMETHING TO THE EFFECT IF THERE WERE A LEGISLATIVE INTENT PURPOSE, AND THE

INVESTIGATION MET A STANDARD THAT SAID WE'RE NOT ABLE TO GET THIS IN ANY WAY OTHER THEN YOU COULD ISSUE A SUBPOENA.

IT DOESN'T FEEL LIKE SOMETHING YOU JUST DO ON A WHIM, THAT ONE PERSON COULD DO OR EVEN FOUR PEOPLE COULD D IT WOULD REQUIRE HAVING A REASON TO DO THAT.

AND AGAIN, THAT'S WHY THE GOVERNMENT ACCOUNTABILITY COMMITTEE EXISTS IN THE FIRST PLACE.

SO I THINK IT'S ODD THAT WE ARE HAVING THIS DEBATE.

THE OTHER THING, MY LAST COMMENT ON THE AMENDMENT, OVER THE NUMBER OF YEARS I HAVE BEEN HERE, THIS IS NOT THE FIRST TIME I HAVE FELT IT NECESSARY TO SPEAK UP IN FAVOR OF FOLKS WHO FIND THEMSELVES IN THE MINORITY.

I THINK WE HAVE A RICH HISTORY IN THIS COUNTRY OF TIMES WHEN THE VERY FOLKS WHO WERE BEING DISABUSED WERE BEING DISABUSED BY A MAJORITY OF THE PEOPLE.

ALLOWING FOR A SMALL GROUP OF FOLKS TO ASK FOR THE TRUTH -- WE'RE NOT TALKING ABOUT, YOU KNOW, PUNISHING.

WE AREN'T TALKING ABOUT PUTTING PEOPLE IN JAIL HERE.

WE ARE JUST SAYING TELL THE TRUTH.

SO TO ALLOW A MINORITY OF A POPULATION TO BE ABLE TO ASK FOR THE TRUTH, TO SPEAK TRUTH TO POWER, AS THEY SAY, I DON'T UNDERSTAND WHY THIS IS RECEIVING SUCH STRONG RESISTANCE.

EXCEPT THAT, AGAIN, MINORITIES OFTEN FIND THEMSELVES SPEAKING OUT AGAINST MAJORITIES THAT DON'T WANT THEM TO BE ABLE TO ACCESS THE TRUTH.

THAT DON'T WANT THEM TO BE ABLE TO MAKE CLEAR WHAT'S REALLY GOING ON.

I WOULD SAY THAT'S THIS COMMITTEE'S RESPONSIBILITY. THAT'S WHY THE COMMITTEE EXISTS.

AND I THINK TRYING TO LIMIT THE SCOPE OF THEIR ABILITY, I THINK, IS, I'M JUST SOMEWHAT OVERWHELMED BY IT.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER MULVIHILL?

>> THANK YOU, MR. PRESIDENT.

TO DOVETAIL SOMETHING COUNCILWOMAN SEXTON SMITH SAID ABOUT THE MUNICIPAL ORDERS AND DEFINITIONS.

WHEN YOU DO GO BACK TO READ 67-C AND HOW THE INTERPRETATION IS, ONE OF THE THINGS I FIND INTERESTING IS IN 13-A IT SAYS THE LEGISLATIVE POWER IS VESTED IN A COUNCIL AND THEY ENACT ORDERS.

THEY ENACT ORDERS.

NOT A COMMITTEE, THEY DO.

14 NEVER MENTIONS THE WORD ORDERS.

IT SAYS ISSUES SUBPOENAS.

IF THEY ARE ISSUED PURSUANT TO 67-C AND THIS RULE IS TO BE UPHELD IT SEEMS YOU HAVE TO FOLLOW 67-C 13 FIRST WHICH SAYS THE COUNCIL ENACTS THE ORDERS WHICH ISSUES THE SUBPOENAS, OTHERWISE THIS CERTAINLY IN MY MIND COULD BE CHALLENGED TO ALLOW THE COMMITTEE TO DO THIS WHEN THE STATE STATUTE SAYS THAT'S THE PROVINCE OF THIS BODY.

THANK YOU.

>> PRESIDENT JAMES: THANK YOU.

AS COUNCILMEMBER HOLLANDER IS THE AUTHOR, I WILL ALLOW HIM TO SPEAK TO WHAT YOU JUST SAID COUNCILMEMBER MULVIHILL.

>> YEAH, AND I SAID THE SAME THING AT THE COMMITTEE.

I DON'T KNOW BUT I THINK A DELEGATION OF POWER TO LAUNCH AN INVESTIGATION OR AUDIT BY THE FULL COUNCIL TO A COMMITTEE COULD BE CHALLENGED AS AN UNLAWFUL DELEGATION OF POWER BY THE STATE STATUTE.

WE COULD AVOID ALL OF THIS AND MOVE ON WITH INVESTIGATIONS AND AUDITS IF WE JUST DO WHAT WE ALWAYS DO, WHICH IS HAVE EVERYONE VOTE ON SOMETHING.

BUT I AGREE WITH COUNCILMEMBER MULVIHILL, I THINK IT'S A SERIOUS ISSUE WHETHER IT'S AN UNLAWFUL DELEGATION OF POWER TO THE COMMITTEE.

THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN HAMILTON?

>> THANK YOU, MR. PRESIDENT.

I'VE LISTENED TO THE DISCUSSION.

AND I KIND OF AGREE WITH COUNCILMAN KRAMER ABOUT A LARGER MAJORITY COULD BLOCK OR THWART THE WILL OF A MINORITY ON THIS ISSUE AND THAT, TO ME, WOULD BE THE OPPORTUNITY FOR POLITICAL MISCHIEF, IF SOMETHING LIKE THAT WAS TO HAPPEN.

I LOOK AT THE RESOLUTION THAT'S ON ITS AGENDA TONIGHT FOR NEW BUSINESS.



WHICH IS REQUESTING THE OFFICE OF INTERNAL AUDIT TO CONDUCT AN AUDIT OF THE LEGAL CLAIMS FILED AGAINST LOUISVILLE METRO GOVERNMENT BETWEEN AUGUST 2013 AND AUGUST 2018.

SO THAT'S A PROCEDURE THAT'S STARTING FOR AN AUDIT WHICH IS STARTING AN INVESTIGATION, WHICH IS STARTING WITH THE COUNCIL PASSING A RESOLUTION, WHICH IS GOING TO THE COMMITTEE.

AND I DON'T SEE THE DIFFERENCE BETWEEN THAT AND HAVING THE COMMITTEE DOING ITS JOB.

WHEN WE GET READY TO TALK ABOUT REMOVING A MEMBER FROM THE COUNCIL, THAT ONLY TAKES FIVE PEOPLE TO START THAT PROCESS.

IF YOU WANTED TO DO THAT.

IF YOU WANTED TO REMOVE THE MAYOR, THAT TAKES TEN PEOPLE UP HERE.

SO WE DON'T ALWAYS HAVE TO ACT AS 26, AS WE ARE ALL ONE VOICE.

ONE ELECTED OFFICIAL, EACH WITH OUR OWN POWER.

AND OUR OWN AUTHORITY AND I THINK IF YOU ARE GOING TO FEEL STRONGLY ABOUT AN ISSUE, THEN YOU NEED TO STAND UP LIKE PRESIDENT JAMES SAID AND SAY OKAY, I'M PUTTING MY NAME ON HERE AND I WANT TO SEE THESE FILES AND THAT WOULD GO TO THE NEXT STEP, AFTER IT GOES TO THE COMMITTEE AND THE COMMITTEE GETS THAT INVESTIGATION GOING.

BUT I THINK IT WOULD START WITH ONE PERSON.

I DON'T THINK I WANT TO TAKE ANYTHING AWAY FROM THE COMMITTEE.

I MEAN, THE LEGISLATURE HAD THE OPPORTUNITY TO PUT IT IN THE HANDS OF THE FULL METRO COUNCIL WHEN THEY PUT IT IN K.R.S. AMENDED 67-C WHETHER WE AGREE WITH WHAT THEY DID OR NOT.

I MEAN, THEY STARTED THE PROCESS.

AND I JUST THINK THE NOTICE IS ON THE AGENDA.

IT STARTS WITH EACH INDIVIDUAL SAYING I WANT TO HAVE THIS INVESTIGATION, OR I WANT TO HAVE AN AUDIT.

SO I DON'T THINK I'M IN FAVOR OF THIS AMENDMENT.

I DON'T SEE THE NECESSITY OF IT.

>> PRESIDENT JAMES: THANK YOU.

COUNCILWOMAN FOWLER?

>> THANK YOU, MR. PRESIDENT.

AS COUNCILMAN KRAMER STATED, YOU HAVE TO HAVE A REASON TO START AN INVESTIGATION.

I CAN'T IMAGINE ANYBODY ON THIS COUNCIL THAT WOULD NOT WANT TO LOOK INTO A SERIOUS MATTER THAT COMES BEFORE, SUCH AS THE EXPLORER PROGRAM.

I CAN'T IMAGINE ANYBODY SITTING HERE THAT WOULD NOT WANT TO INVESTIGATE AND FIND THE TRUTH IN THAT.

AND WHEN YOU HAVE A SERIOUS MATTER LIKE THAT BEFORE US, WE SHOULD ALL BE ABLE TO WEIGH IN.

AND I THINK IT SETS A VERY DANGEROUS PRECEDENT FOR JUST BEING ABLE TO RETALIATION, THERE'S LOTS OF DIFFERENT THINGS THAT GO THROUGH MY MIND.

AND IT'S SCARY.

I THINK IT COULD BE THE UNDOING OF THIS COUNCIL.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER BLACKWELL?

>> I HAVE A QUESTION ABOUT THE ORDERS.

ACTUALLY, COUNCILMAN KRAMER WAS TALKING ABOUT, YOU  
HAVE TO HAVE A REASON.

COUNTY ATTORNEY, YOU PROBABLY TALKED ABOUT THIS IN  
COMMITTEE, I APOLOGIZE FOR NOT BEING THERE.

SO, IF YOU HAVE THE REASON, WILL THAT REASON -- YOU  
ARE SUGGESTING YOU HAVE TO HAVE SOMETHING.

YOU CAN'T JUST COME UP IT HAS TO BE A REALLY GOOD  
REASON.

BUT WHO DETERMINES THE REALLY GOOD REASON?

IN TERMS OF BUDGET OR APPROPRIATIONS, WHICH I CHAIR.

SO IF WE HAVE SOMETHING OVER \$5,000 IT GOES TO THE  
COUNTY ATTORNEY'S OFFICE FOR THEM TO CHECK OFF IN TERMS OF,  
WOULD THERE BE, I KNOW -- THIS COUNTY GOES BACK TO,  
COUNCILWOMAN SEXTON SMITH WAS SAYING WE HAVE A LOT OF WHAT-IF'S  
AND HOW DOES THIS WORK AND THAT KIND OF THING.

DO WE KNOW THAT?

WOULD THE COUNTY ATTORNEY SEE THESE IN ADVANCE AND BE  
ABLE TO WEIGH IN ON WHETHER THERE WAS A PUBLIC PURPOSE TO THE  
INVESTIGATION?

HOW DOES THAT WORK?

>> PRESIDENT JAMES: MS. MARTIN, DO YOU HAVE AN ANSWER FOR THAT?

>> SO THIS PROCESS IS VERY NEW TO COUNCIL, AS WE KNOW AND AS YOU ALL HAVE BEEN DISCUSSING.

THE COUNTY ATTORNEY ACCESSES LEGAL ADVISOR FOR METRO COUNCIL SO WE WOULD ASSIST THE GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE IF THEY HAD AN AUDIT REQUEST.

THERE MAY BE A TIME IN WHICH THERE WOULD BE A CONFLICT IN WHICH WE WOULD GET OUTSIDE COUNSEL TO ASSIST.

THERE WOULD BE TIMES THERE WOULDN'T BE A CONFLICT SO WE WOULD ASSIST THE GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE IN PREPARING WHATEVER LEGISLATION IS BEFORE THEM.

>> PRESIDENT JAMES: BUT WHO PREPARES THE ORDER?

>> SO YOUR RULES DON'T ACTUALLY TALK ABOUT AN ORDER IN ANY PLACE, EVEN THOUGH IT'S A POWER PROVIDED BY STATUTE TO COUNCIL.

SOMETIMES THERE ARE FOLKS IN THE COUNCIL WHO DON'T REACH OUT TO US AND PREPARE THINGS AND INTRODUCE THEM ON THEIR OWN.

I DON'T KNOW HOW THE COUNCIL WILL PROCEED IN THIS WAY AND WHETHER OR NOT IT WILL BE INTRODUCED IN OUR INVITATION TO REVIEW FOR FORM AND LEGALITY.

THAT'S IN THE RULES WE SIGN OFF ON RESOLUTIONS AND ORDINANCES THAT ARE ENACTED.

YOUR RULES ARE SILENT ON ORDERS.

>> SO COULD WE -- WOULD THAT BE SOMETHING THAT THE SPONSORS WOULD AGREE TO CHANGING, AT LEAST CHANGING THAT AND ADDING THE ORDERS IN SO IF THE COUNTY ATTORNEY WOULD LOOK AT ORDINANCES, IF WE ARE ADDING A NEW PIECE, CALLED ORDERS NOW THAT WE HAVE NEVER HAD BEFORE, IT SEEMS TO ME THAT WOULD ALSO BE INCLUDED IN THE CHANGE WE WOULD MAKE TONIGHT TO HAVE THE COUNTY ATTORNEY'S OFFICE LOOK AT ANY RESOLUTION ORDINANCE AND ORDER BEFORE.

>> PRESIDENT JAMES: COUNCILMAN ACKERSON?

>> WELL, PRESENTLY BEFORE THIS BODY WE HAVE COUNCILMEMBER HOLLANDER'S AMENDMENT, SO I'M NOT FREE TO CHANGE MINE UNTIL WE DEAL WITH HIS.

WE SHOULD VOTE ON HIS AMENDMENT, IF HIS AMENDMENT PASSES WE CAN ACCEPT THAT, IF IT DOESN'T PASS WE COULD DISCUSS POTENTIALLY PUTTING THAT IN MINE.

>> PRESIDENT JAMES: THAT'S A GOOD POINT.

THANK YOU.

COUNCILWOMAN SEXTON SMITH?

>> YES, THANK YOU, MR. PRESIDENT.

I WOULD LIKE TO ASK FOR AN OPINION FROM THE JEFFERSON COUNTY ATTORNEY.

AS YOU, MS. MARTIN, AS YOU UNDERSTAND THE DEFINITION OF A MUNICIPAL ORDER, AS AN OFFICIAL ACT OF THE LEGISLATIVE BODY, IF WE MOVE FORWARD WITHOUT THE AMENDMENT AND ONLY IN THE

COMMITTEE PASS ORDERS WOULD WE BE IN VIOLATION OF THE KENTUCKY REVISED STATUTE, IN YOUR UNDERSTANDING?

>> WELL THERE'S ALSO, IN THE KENTUCKY STATUTE THERE TALKS ABOUT MUNICIPAL ORDERS RELATED TO MATTERS OF INTERNAL OPERATIONS AND FUNCTIONS OF THE MUNICIPALITIES.

SO I THINK THERE ARE STRONG ARGUMENTS AND LET ME SPEAK TO THAT BECAUSE THERE'S BEEN A LOT OF DISCUSSION WHETHER OR NOT THIS IS LEGAL OR NOT.

ONLY A JUDGE DECIDES WHAT THE OFFICIAL PARAMETERS OF AN ORDINANCE, OR A STATUTE ARE.

OUR ROLE IN THIS PROCESS IS TO ADVISE METRO COUNCIL AS A WHOLE AND INDIVIDUAL COUNCILMEMBERS LOOKING TO INTRODUCE LEGISLATION.

I THINK THERE'S A VERY STRONG ARGUMENT THAT A COURT COULD OVERTURN THE DELEGATION OF POWER FROM 67-C-103-13.

I THINK THERE'S ALSO NOT A CLEAR LEGAL PROHIBITION FOR DELEGATION OF LEGISLATIVE POWER TO THE COMMITTEE OF GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE.

I MEAN, THIS IS A VERY GOOD POLICY DISCUSSION FOR THIS GROUP TO HAVE.

IF YOU CHOOSE TO DELEGATE THAT POWER, I WOULD ASSUME AT SOME POINT THAT WILL BE CHALLENGED AND A JUDGE WILL TELL US WHETHER OR NOT THAT'S A DELEGATED POWER THAT'S PROVIDED AND THEN WE CAN PROCEED ACCORDINGLY THE ADVICE THE COUNTY ATTORNEY PROVIDES THIS COUNCIL THAT YOU CAN'T DELEGATE ANY OF THE SIX

POWER THAT'S ARE IDENTIFIED IN 60-C-103-13 AND WE COULD GO BACK AND AMEND RULES WHERE THAT POWER HAS BEEN DELEGATED.

SO I THINK YOU ALL ARE HAVING A VERY GOOD DISCUSSION ON WHAT POLICY YOU WANT TO ADOPT.

AND THE COURT WOULD ULTIMATELY DECIDE WHETHER OR NOT THAT IS LAWFUL.

>> PRESIDENT JAMES: THANK YOU.

MR. CLERK, CAN YOU TELL US THE TIME LEFT ON THE DEBATE?

>> MR. CLERK: THE TIME WE HAVE LEFT IS, I'M GOING TO HAVE TO TELL YOU, TO BE HONEST WITH YOU, I STARTED MY CLOCK A LITTLE LATE, SO LET ME JUST TELL YOU AT 8:46 IS WHEN THE TIME WILL, LIMIT THE DEBATE WILL END IS AT 8:46.

IT BEGAN AT 7:16 AND 90 MINUTES IS 8:46.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER LEET?

>> THANK YOU, PRESIDENT JAMES.

THE QUESTION IS IN REGARDS TO THE COUNTY ATTORNEY'S OFFICE.

WAS COUNCILMAN ACKERSON'S ORDINANCE CHANGE WAS IT REVIEWED FOR FORM AND LEGALITY PRIOR TO SUBMITTING IT TO US?

>> THE COUNTY ATTORNEY'S OFFICE PREPARED THE RESOLUTION BEFORE YOU FOR A RULES CHANGE.

>> SO, TO YOUR UNDERSTANDING OR YOUR INTERPRETATION OF THE CURRENT RULES AND REGULATIONS OF K.R.S., IT COMPLIES?

>> THE LANGUAGE, IT'S A LITTLE DIFFERENT.

THERE'S NOTHING IN THE LAW I COULD FIND THAT PROHIBITS THIS DELEGATION.

THERE'S BEEN SOME COURTS THAT HAVE UPHELD A LEGISLATIVE DELEGATION OF INVESTIGATORY POWER.

THAT'S NOT TO SAY THAT A COURT WOULDN'T LOOK AT THIS PARTICULAR STATUTE AND INTERPRET IT TO NOT BE A PROPER DELEGATION OF POWER.

UNDER MY REVIEW OF WHETHER OR NOT THIS IS A PROPER DELEGATION OF POWER, I COULDN'T FIND ANY LAW THAT SPECIFICALLY PROHIBITED IT.

I THINK THERE ARE DIFFERENT STATUTORY INTERPRETATIONS OF THIS.

YOU HEARD FROM MANY HERE AND I'M SURE MANY OTHERS OUTSIDE THIS COUNCIL WHO WOULD NOT AGREE WITH THAT INTERPRETATION AND I THINK A COURT ULTIMATELY WILL RULE IF THAT'S THE POLICY DECISION THIS BODY DECIDES TO TAKE.

I IMAGINE THAT QUESTION WILL BE PRESENTED TO COURT AT SOME POINT AND A JUDGE WILL MAKE THAT DETERMINATION.

>> THANK YOU FOR THAT EXPLANATION.

>> PRESIDENT JAMES: THANK YOU.

COLLEAGUES, I HAVE SEVERAL PEOPLE IN THE QUEUE BUT THOSE PEOPLE IN THE QUEUE ARE FOR THE OVERALL ORDINANCE.

IF YOU HAVE SPOKEN, AND YOU HAVE SAID YOUR PEACE, CAN YOU PLEASE REMOVE YOUR NAME FROM THE QUEUE.



IS THERE ANYONE ELSE WHO WANTS TO SPEAK TO THIS  
AMENDMENT PROPOSAL?

COUNCILWOMAN GREEN?

>> I, FOR THE LIFE OF ME, CANNOT REALLY SEE OR  
UNDERSTAND WHAT THE OBJECTION IS.

GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE IS  
SPECIFICALLY THERE FOR THAT SPECIFIC PURPOSE.

AND THE FACT THAT WE WANT TO CONSTRAIN OR HAVE SOME  
DIFFICULTY WITH ALLOWING THIS COMMITTEE TO ACT WITH THE SPECIFIC  
PURPOSE THEY ARE ARTICULATED TO DO IS JUST SHOCKING TO ME.

WE HAVE AN APPROPRIATIONS COMMITTEE THAT IS ABLE TO  
MAKE DECISIONS ABOUT MONEYS HERE AND IN THE ENTIRE CITY FROM  
DIFFERENT DISTRICTS, WHICH TO ME, IS A MORE SERIOUS ISSUE THAN  
ISSUING A SUBPOENA.

WE'RE NOT TALKING ABOUT THE COMMITTEE GOING OUT AND  
ISSUING AN INDICTMENT.

WE ARE TALKING ABOUT THE ISSUANCE OF SUBPOENAS.

AND SINCE I'VE BEEN HERE THERE HAVE BEEN  
INVESTIGATIONS LAUNCHED ON VARIOUS COMMITTEES THAT I HAVE BEEN A  
PART OF.

I THINK ABOUT THE MEAT STORE ON 26TH STREET.

I THINK ABOUT KERRY HARVEY.

I THINK L.M.P.D. OVERTIME ISSUES.

AND THESE HAVE ALL BEEN INITIATED BY THE COMMITTEE  
CHAIR.

NOBODY HAS HAD ONE ISSUE OR ONE PROBLEM, PERHAPS MAYBE BECAUSE WE DIDN'T CALL THEM AN INVESTIGATION BUT THAT'S EXACTLY WHAT IT WAS.

PRIOR TO MY TIME HERE ON THE COMMITTEE, THIS COUNCIL DEVOTED MONTHS WITH AN AD HOC COMMITTEE ON THE DOG SADIE THAT WAS INITIATED ESSENTIALLY BY TWO PEOPLE AND IT WAS AN INVESTIGATION, THAT'S EXACTLY WHAT IT WAS AND THEY WERE STONE WALLED AND NOT ABLE TO BE PROVIDED INFORMATION.

I DON'T UNDERSTAND THE BIG DEAL THIS COUNCIL HAS DONE THIS IN THE PAST.

IT WILL CONTINUE TO DO IT, I GUESS, THIS IS AN OFFICIAL AUTHORIZATION, IS I THINK WHAT HAS PEOPLE UPSET BUT I'M IN COMPLETE OPPOSITION TO THE AMENDMENT AND WILL BE VOTING ON THE ORIGINAL ORDINANCE, THANK YOU.

>> PRESIDENT JAMES: THANK YOU.

ARE THERE ANY OTHER DISCUSSION ITEMS UNDER THE AMENDMENT PROPOSED BY COUNCILMAN HOLLANDER?

SEEING NONE -- I'M SORRY, COUNCILMAN BLACKWELL?

>> YEAH, COUNCILWOMAN GREEN, THERE WAS A QUESTION SHE JUST ASKED MAKES, I HAVE JUST THE EXACT OPPOSITE, I CAN'T FOR THE LIFE OF ME UNDERSTAND WHY IT WOULD, WHY IT'S A BIG DEAL TO HAVE THE WHOLE COUNCIL VOTE ON INITIATING IT.

ONCE YOU GET, THE EXAMPLE YOU JUST GAVE ABOUT THE DOG AND METRO ANIMAL SERVICES, THAT WOULD HAVE HAD NO DIFFICULTY PASSING HERE.

IT WOULD HAVE COME HERE, WE WOULD HAVE PASSED IT AND IT WOULD HAVE BEEN MOVED FORWARD.

I'M CONFUSED ABOUT WHY THAT'S, WHY THE OPPOSITE IS A BIG DEAL THAT WE START.

AND WE KEEP GOING BACK TO INVESTIGATION, INVESTIGATION, INVESTIGATIONS.

EVERYONE DOES INVESTIGATIONS.

AND I DO AGREE WITH THAT.

THE DIFFERENCE IS IT'S A SUBPOENA POWER.

IT'S VERY DIFFERENT, IT'S NOT VERY DIFFERENT, IT'S ABSOLUTELY DIFFERENT FROM WHAT WE HAVE DONE IN THE PAST.

WE HAVE NEVER HAD THAT IN THE PAST AND NOW WE ARE DIRECTING THAT TO A COMMITTEE AND I'M STILL IN FAVOR OF DOING IT AND I'M STILL IN FAVOR OF THE COMMITTEE BEING ABLE TO DO WHAT IT WANTS TO DO, I JUST THINK THEY NEED TO COME BEFORE THE COUNCIL FIRST.

>> PRESIDENT JAMES: THANK YOU.

I WILL LET COUNCILMEMBER GREEN RESPOND.

>> I THINK IN THE SAME WAY IT DOESN'T STRESS ME OUT THAT THE APPROPRIATIONS COMMITTEE UNILATERALLY MAKES DECISIONS ABOUT MONETARY AMOUNTS UNDER \$5,000 BECAUSE THAT IS WHAT THAT COMMITTEE IS TASKED WITH DOING IN THE RULES.

THAT'S YOUR JOB.

IN THE SAME WAY --

>> BUT WE DON'T DO ALL APPROPRIATIONS.

WE ONLY DO \$5,000.

>> PRESIDENT JAMES: HANG ON A SECOND.

ONE AT A TIME.

>> IN THE SAME WAY THIS IS GOVERNMENT ACCOUNTABILITY.

I GUESS TO PARSE IT OUT, WOULD YOU FEEL BETTER IF THEY  
COULD ONLY ISSUE CERTAIN SUBPOENAS AND NOT ALL OF THEM?

I GUESS I'M JUST TRYING TO UNDERSTAND HOW DID WE GET  
AWAY AND EVERYBODY THINKS IT'S OKAY FROM THE BEGINNING OF TIME  
THAT APPROPRIATIONS CAN DO WHAT YOU ALL DO, WHICH I HAVE NO  
ISSUE.

DO IT, GREAT TO ME.

BUT EVERYBODY IS SO STRESSED ABOUT THIS SITUATION.

>> AS THE APPROPRIATIONS CHAIR I WOULD BE HAPPY TO  
HAVE ALL THE APPROPRIATIONS GO BEFORE THE ENTIRE COUNCIL.

I THINK THAT'S A GOOD IDEA BECAUSE IT WOULD ALSO BRING  
EVERYTHING BEFORE THE COUNTY ATTORNEY.

WE OFTEN HAVE SITUATIONS WE ASK THE COUNTY ATTORNEY'S  
OPINION.

WE DID THAT AS A MATTER OF CONVENIENCE JUST TO MOVE  
THINGS FORWARD.

IT IS OUR JOB TO LOOK AT THOSE THINGS TO ASK THE  
QUESTIONS TO EVALUATE THOSE THINGS AND WE DO THAT I THINK VERY  
WELL.

IF IT'S 5001 IT COMES BEFORE THE FULL COUNCIL.

GIVEN YOUR RATIONALE WE SHOULD HAVE WHEN  
APPROPRIATIONS IS FINISHED WITH OUR AGENDA, EVERYTHING IS  
PASSED.

NOTHING COMES HERE.

>> PRESIDENT JAMES: ALL RIGHT, THANK YOU.

COUNCILMAN KRAMER.

>> MR. PRESIDENT, JUST A POINT OF CLARIFICATION ON THE  
DOG NAMED SADIE.

THAT COMMITTEE WAS FORMED BY A PRESIDENT WHO WANTED  
THAT INVESTIGATION TO TAKE PLACE.

THOSE WHO SERVE ON THE COMMITTEE WILL REMEMBER WHEN WE  
START ASKING DIFFICULT QUESTIONS THERE WAS AN EFFORT TO BRING AN  
END TO THAT COMMITTEE.

YOU KNOW, TO SUGGEST THAT HEY, YOU KNOW, EVERYBODY IS  
IN FAVOR, FOR THOSE OF US ON THAT COMMITTEE THAT WAS A  
CHALLENGING CONVERSATION TO BE HAD AND IT WAS NOT FULLY  
SUPPORTED BY EVERYONE HERE.

THE VERY PERSON WHO INITIATED THE COMMITTEE REFUSED TO  
ALLOW AFTER HIRING AN OUTSIDE ATTORNEY TRIED TO CUT OFF THE  
FUNDS FOR THAT OUTSIDE ATTORNEY THAT HE HAD APPROVED.

I JUST WANT TO MAKE SURE THEY UNDERSTAND WHAT WE ARE  
TALKING ABOUT.

IF WE POINT TO THAT ONE THAT WAS A SITUATION WHERE  
THERE WERE A MINORITY OF US WHO FELT STRONGLY THIS COUNCIL

NEEDED AND THERE WAS A STRONG EFFORT TO PREVENT US FROM GETTING THAT INFORMATION.

AS A MATTER OF FACT, I THINK IT'S SAFE TO SAY FOR ANYBODY HERE WHO REMEMBERS THAT WE DIDN'T GET INFORMATION WE WANTED BECAUSE THE VERY PEOPLE WHO INITIALLY SAID THIS WOULD BE OKAY DOUBLE BACK AFTER THEY WERE CONTACTED BY WHOMEVER AND SAID OH YOU KNOW WHAT THIS INVESTIGATION HAS GONE ON LONG ENOUGH.

I DON'T THINK IT'S ENOUGH TO SAY IF IT'S A SERIOUS ISSUE EVERYBODY WILL BE ON BOARD BECAUSE IN THAT PARTICULAR ISSUE NOT EVERYONE WAS.

USE DIFFERENT EXAMPLES, DON'T USE THAT ONE.

>> PRESIDENT JAMES: THANK YOU, COUNCILMEMBER FLOOD.

>> THANK YOU, MR. PRESIDENT.

I WANT TO CLARIFY SOMETHING IN APPROPRIATIONS, EVEN THOUGH IT'S UNDER \$5,000, BETH AND LATANYA DO A GREAT JOB OF GOING THROUGH AND MAKING SURE EVERY T IS CROSSED AND EVERY I IS DOTTED AND IF IT'S NOT THEY ASK QUESTIONS.

--

>> THAT IS JUST SOMETHING HE DIDN'T WANT TO DEAL WITH.

I UNDERSTAND IT, WHETHER IT WAS RIGHT OR WRONG, I UNDERSTAND HE WANTED TO GO OUT AND HAVE THINGS ON A NICE EVEN KEEL, I CAN'T SAY I BLAME HIM.

I WANT TO BRING CLARIFICATION TO THAT.

I BELIEVE WHAT YOU SAID COUNCILMEMBER KRAMER.

THERE ARE ISSUES THAT MAYBE OR MAYBE NOT THAT PEOPLE WOULD AGREE AS A WHOLE TO GO AFTER.

I STILL CONTEND THIS WOULD SET A VERY SERIOUS AND DANGEROUS PRECEDENT FOR OUR COUNCIL TO NOT BE ON BOARD.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER SEXTON SMITH?

>> THANK YOU, I WOULD LIKE TO MENTION A NAME THAT HASN'T BEEN MENTIONED YET THIS EVENING.

WE HEAR THIS IS A BIG DEAL AND SOME FOLKS DON'T UNDERSTAND WHY IT'S A BIG DEAL.

IT'S FOR THE VOICES THAT AREN'T HERE AND WILL NOT BE HEARD UNTIL AN INVESTIGATION IS LAUNCHED AND UNTIL SUBPOENAS ARE ISSUED.

AND THOSE WILL BE THE VOICES OF THE FOLKS WHO ARE SUBPOENAED TO BE HERE AND REQUIRED TO TAKE AN OATH AND GIVE SWORN TESTIMONY.

MY UNDERSTANDING, IF THE SWORN TESTIMONY BY INDIVIDUALS, THAT WE HAVE THE POWER TO ISSUE THOSE SUBPOENAS AND THEY ARE BROUGHT IN THIS CHAMBER AND BROUGHT ACROSS THE HALL INTO CLOSED SESSION THEY AREN'T GOING TO RISK THEIR FREEDOM BY LYING UNDER OATH, THEY AREN'T GOING TO DO IT BUT CAN THEY COUNT ON 100% GUARANTY ANYTHING THEY SAY IN THAT CLOSED SESSION DOES NOT GET REPEATED SOMEWHERE AND THEN PUT IN WHO KNOWS WHAT KIND OF JEOPARDY THAT PUTS THEIR LIFE IN AT THAT TIME.

I DON'T THINK THERE'S ANYBODY WHO CAN SAY EVERY PROCEDURE HOW IT WILL TAKE PLACE AND HOW OUR COUNTY ATTORNEY FROM JEFFERSON COUNTY COULD SAY THERE'S POSSIBILITY THAT THINGS COULD END UP IN COURT BASED ON THE PATH WE ARE ON.

I'M JUST ASKING US TO APPROVE THIS AMENDMENT SO WE CAN BEGIN THE PROCESS.

SO WE CAN THEN LAUNCH INVESTIGATIONS.

THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN.

COUNCILWOMAN WOOLRIDGE?

>> THANK YOU, MR. PRESIDENT.

I WANT TO TALK ABOUT THE ELEPHANT IN THE ROOM.

I MAY GET IN TROUBLE FOR THIS BUT THAT'S OKAY.

I'M ON MY WAY OUT ANYWAY.

I KEEP HEARING PEOPLE TALK ABOUT INVESTIGATIONS, INVESTIGATIONS OF THE ADMINISTRATION, THAT'S WHAT I KEEP HEARING.

I HAVE HEARD IT REPEATEDLY TONIGHT.

I THINK SOMEBODY HAS A PERSONAL VENDETTA WITH THE MAYOR'S OFFICE, WITH ADMINISTRATION THAT'S THE ELEPHANT IN THE ROOM.

SO IF I GET IN TROUBLE, SO BE IT.

THANK YOU.

>> PRESIDENT JAMES: ALL RIGHT, ANY FURTHER DISCUSSION?

HEARING NONE.



I'M SORRY.

COUNCILMEMBER BENSON?

>> THANK YOU.

TODAY WE POSTPONED A ZONING CASE FOR ME AND I'M TRYING TO WORK THROUGH THE PROBLEM.

BUT SOMEBODY WAS TELLING ME WHAT I WANTED TO PROPOSE, IT ONLY AFFECTS ABOUT 18 PEOPLE.

I SAID YOU KNOW WHAT THE CONSTITUTION IS?

THERE'S A CONSTITUTION AND EVERYBODY IS VALUABLE, YOU DON'T STEP ON SOMEBODY TO HELP SOMEBODY ELSE.

THAT REALLY BUMS ME OUT.

I PROMISE YOU, NOBODY CAN PULL ME ANYWAY.

YOU REALLY CAN'T EVEN PUSH ME, HARDLY.

SO TO ME, IT'S REALLY IMPORTANT, WHEN I WAS A KID PROBABLY IN '68 I WAS 20 YEARS OLD.

NOT PAYING ANY ATTENTION.

NOT REALIZING THAT PEOPLE WOULD HAVE BEEN ABLE TO SIT IN A RESTAURANT, IT JUST MAKES MY STOMACH SICK THAT SOMEBODY WITH A MAJORITY CAN DO SOMETHING TO A MINORITY WRONG.

I TOLD SOMEBODY ONE OF THE THINGS I LIKE BEST IS DAYLIGHT.

THE ONLY THING REALLY IMPORTANT FOR ME IS THE TRUTH WILL SET YOU FREE.

TO ME, IF I THINK SOMEBODY IS BEING MISTREATED, I DON'T CARE WHO IS AGAINST ME.

I'M NOT GOING TO ALLOW IT, I'M GOING AGAINST THEM.

AND TO ME, I LIKE TO HEAR THINGS.

I NEVER, YOU KNOW, YOU KNOW WHO I AM.

I TOLD THE MAYOR ALL THE TIME, SOME OF YOU MIGHT NOT LIKE ME TO SAY THIS.

I SAY I WORK FOR YOU.

MY JOB IS TO HELP YOU BE A BETTER MAYOR.

I INVITE HIM TO MEN'S BIBLE STUDY, BECAUSE I DON'T WANT PEOPLE TO LOOK AT HIM AND THINK HE IS BETTER OR DIFFERENT, I SHOULDN'T SAY THAT, BUT I SAID IF YOU TELL ME THE PROBLEMS MAYBE I CAN HELP.

THE GOAL IS TO MAKE PEOPLE'S LIFE IN OUR COMMUNITY BETTER.

SO SOMETIMES WE WANT TO FIND SOME TRUTH AND THERE'S PEOPLE WHO DON'T WANT TO LET US HAVE THE TRUTH BECAUSE THEY ARE AFRAID OUR GOAL ISN'T TO PUNISH THEM OUR GOAL IS TO MAKE THINGS BETTER SO OTHER PEOPLE, THERE ARE PEOPLE WHO LIKE TO SEE PEOPLE GO TO PRISON AND STUFF, I DON'T.

MOST EVERYBODY WHEN THEY MAKE A MISTAKE, IF THEY KNOW THEY MADE A MISTAKE, THEY WILL CORRECT IT.

I USED TO TELL MY STUDENTS, IT'S OKAY TO MAKE A MISTAKE, JUST DON'T MAKE IT TWICE.

THE GOAL IS TO TRY TO ALWAYS MAKE SURE WE GET ANSWERS WE CAN TO HELP OUR COMMUNITY BETTER.

I JUST HOPE YOU DON'T BE MAD AT ME.

THANKS.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER ENGEL?

>> THANK YOU, MR. PRESIDENT.

I APPRECIATE THE DISCUSSION, IT'S GOOD.

IT'S VERY GOOD QUALITY DISCUSSION.

I STAND TONIGHT FOR CHECKS AND BALANCES FOR THIS  
COUNCIL.

FOR TWO FORMS OF CHECKS AND BALANCES.

IT'S CALLED THE GOVERNMENT OVERSIGHT COMMITTEE THAT IS  
TO DO THEIR JOB JUST LIKE EVERY OTHER COMMITTEE, THAT'S CALLED  
THE METRO COUNCIL, THE TWO VEHICLES WE HAVE BEEN GIVEN THAT  
OPPORTUNITY TO VOTE ON AND TO MOVE FORWARD WITH OUR RULES AND I  
STAND AGAINST THIS AMENDMENT.

AND MR. PRESIDENT, I CALL THE QUESTION.

I CALL THE QUESTION ON THE AMENDMENT.

>> PRESIDENT JAMES: YOU CAN CALL THE QUESTION ON THE  
AMENDMENT.

>> MR. PRESIDENT, POINT OF CLARIFICATION, THE  
AMENDMENT COUNCILMEMBER HOLLANDER HAS MOVED, I'M CALLING THE  
QUESTION.

>> [OFF MIC].

>> I WOULD LIKE A RULING FROM THE COUNTY ATTORNEY,  
PLEASE.

>> PRESIDENT JAMES: MS. MARTIN?

>> I THINK WHEN YOU CALL THE QUESTION YOU INTERPRET YOUR OWN RULES, I DON'T KNOW IF PRESIDENT JAMES, YOU WANT TO WEIGH IN.

MY UNDERSTANDING THE WAY IT'S BEEN INTERPRETED IS YOU CAN'T CALL THE QUESTION WHEN YOU HAVE A 90-MINUTE LIMITATION ON YOUR RULES.

>> PRESIDENT JAMES: OKAY.

IS THERE ANY FURTHER DISCUSSION?

ANY FURTHER DISCUSSION?

COUNCILMEMBER ACKERSON?

>> POINT OF CLARIFICATION, WITH THE 90-MINUTE RULE I SHOW MY CLOCK AT BEST 14 MINUTES BEST.

I PRESUME IF WE RUN OUT OF TIME WE WILL HAVE TO TAKE A VOTE ON THE THINGS BEFORE US, CORRECT?

>> YES, YOU WOULD TAKE A VOTE ON THE ITEM THAT'S BEFORE YOU.

WHICH RIGHT NOW IS THE AMENDMENT.

>> SO WE TAKE A VOTE ON THE AMENDMENT IF IT PASSES WE ARE DONE, IF IT FAILS WE GO TO THE ORIGINAL ORDINANCE BEFORE US?

>> THAT WOULD BE MY INTERPRETATION OF THE RULES.

AGAIN METRO COUNCIL PROVIDES THE RULES WE ARE HERE FOR COUNCIL.

>> PRESIDENT JAMES: ANY FURTHER QUESTION?

HEARING NONE.

I WILL GO AHEAD AND SAY LET'S DO A ROLL CALL VOTE  
BECAUSE I KNOW HOW THIS IS GOING TO GO.

MR. CLERK, ON COUNCILMEMBER HOLLANDER'S AMENDMENT.  
THE VOTING IS CLOSED.

>> PRESIDENT JAMES: THANK YOU.

THE AMENDMENT FAILS.

AND WE ARE BACK TO THE ORIGINAL ORDINANCE.

I HAVE IN THE QUEUE COUNCILMEMBER BUTLER.

>> THANK YOU VERY MUCH.

WE'RE NOT ONLY GOING TO SUBPOENA THE ADMINISTRATION.

IT SAYS WE WILL COMPEL ANY OFFICER APPOINTEE TO A  
BOARD OR COMMISSION.

NOW WE ARE ADDING SOMETHING ELSE ON THAT.

IT'S HARD ENOUGH TO GET PEOPLE TO SERVE ON BOARDS AND  
COMMISSIONS.

THEN WHEN YOU TELL THEM, YOU KNOW IF YOU MAKE A MOVE  
SOMEONE MAY NOT LIKE, IT MAY BE INVESTIGATED?

THAT REALLY IS GOING TO PUT A BURDEN ON SOME PEOPLE  
AND IT'S GOING TO SERVE SOME PEOPLE FROM SERVING ON A BOARD OR  
COMMISSION.

IT'S ALSO GOING TO DRIVE AWAY SOME GREAT PROFESSIONALS  
WHO MAY COME HERE TO BE A DIRECTOR OF ONE OF OUR DEPARTMENTS.

THEY WILL LOOK AT THIS AND SAY YOU KNOW, I DON'T WANT  
TO WORK SOMEWHERE WHERE TWO PEOPLE CAN DETERMINE WHETHER OR NOT  
THEY WANT TO RUIN MY CAREER.

WHICH IS WHAT COULD HAPPEN.

WE ARE REALLY, REALLY LIMITING OURSELVES WHEN WE DO THIS.

AND YOU REALLY WANT TO THINK HARD BECAUSE THIS IS SETTING AN AWFUL PRECEDENT.

THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILMEMBER BLACKWELL?

>> AS I MENTIONED IN THE EARLIER DEBATE, AS COUNCILMEMBER ACKERSON POINTED OUT, OUT OF ORDER, BUT NOW BRING IT BACK UP TO ADD THE ORDER TO THE ORDINANCE SO THE COUNTY ATTORNEY'S OFFICE WOULD REVIEW RESOLUTIONS AND ORDINANCES AND ORDERS.

SO I THINK THAT WOULD BE SOMETHING PEOPLE COULD AGREE TO AND THEN THE SECOND THING I WOULD THROW OUT THERE I THINK WE PROBABLY NEED TO LOOK AT IS, WE MADE BUDGET COMMITTEE OUR LARGEST COMMITTEE BECAUSE OF ITS IMPORTANCE.

PASSING THIS TONIGHT CHANGES THE GOVERNMENT OVERSIGHT. REALLY.

WE CAN SAY THAT'S OUR JOB WHATEVER BUT WE HAVE NEVER HAD SUBPOENA POWER BEFORE AND WE ARE GOING TO ALLOW THE COMMITTEE TO HAVE SUBPOENA POWER.

I REALLY THINK IT WOULD BE A GOOD IDEA TO INCREASE THE SIZE OF THAT.

AT THE TIME WE MADE THE OVERSIGHT COMMITTEE.

I DON'T THINK YOU ANTICIPATED WHETHER YOU WOULD HAVE THAT OR NOT.

SOMEBODY MENTIONED ALL 26 OF US OUGHT TO BE ON THE COMMITTEE.

I DON'T THINK THAT'S A BAD IDEA BUT CERTAINLY IT SHOULD AT LEAST BE THE SAME SIZE AS THE BUDGET COMMITTEE.

THIS IS A BIG DEAL AND I THINK IT SHOULD AT LEAST BE 11 MEMBERS, THE SAME AS THE BUDGET COMMITTEE.

SUGGESTIONS WAYS FOR US TO GO FORWARD.

>> PRESIDENT JAMES: COUNCILMEMBER BLACKWELL.

WERE YOU MAKING THE MOTION FOR THE WORD "ORDER" TO BE IN PLACE.

IS THAT WHAT I HEARD YOU SAY?

>> YES.

>> PRESIDENT JAMES: CAN YOU TELL ME WHERE?

>> MR. PRESIDENT, POINT OF ORDER.

THAT'S A WHOLE SEPARATE SECTION OF OUR RULES THAT DICTATES THE COUNTY ATTORNEY REVIEW ORDINANCES, RESOLUTIONS AND SO ON.

I DON'T THINK IT'S SOMETHING, I'M NOT SAYING IT'S NOT GERMANE, I'M SAYING IT'S A WHOLE SECTION OF OUR RULES AND DOESN'T FIT HERE, IT NEEDS TO GO ON ANOTHER LINE SOMEWHERE ELSE.

YOU COULD PROBABLY WORK IT IN BUT THE SENTENCE HE IS REFERRING TO ISN'T ACTUALLY IN THIS ORDINANCE.

COUNTY ATTORNEY SHALL REVIEW...

>> MR. PRESIDENT, POINT OF ORDER.

>> PRESIDENT JAMES: YES.

>> ON HIS ISSUE, I BELIEVE THE PRESIDENT HAS THE RIGHT  
TO SET THE COMMITTEES.

SO THAT WOULD NOT BE APPROPRIATE FOR THIS --

>> PRESIDENT JAMES: THAT'S NOT WHAT I WAS ASKING.

>> I JUST WANTED TO CLARIFY THAT FOR COUNCILMEMBER  
BLACKWELL.

>> I WASN'T TRYING TO TAKE POWER AWAY FROM THE  
PRESIDENT.

IT'S A DIFFERENT SITUATION NOW.

I WASN'T SUGGESTING YOU DIDN'T DO YOUR JOB.

I WAS SAYING NOW WE ARE PUTTING SOMETHING TOTALLY  
DIFFERENT.

I DON'T KNOW IF WE HAVE EVER DONE THAT BEFORE, MAYBE  
WE HAVE.

I DON'T KNOW IF WE HAVE CHANGED IN MID STREAM WHAT  
RESPONSIBILITY A COMMITTEE HAS.

IF SOMEONE CAN REMIND ME OF THAT, I DON'T THINK WE  
HAVE.

I COULD BE WRONG.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER ACKERSON.

>> THANK YOU, MR. PRESIDENT.



JUST FOR CLARIFICATION, WE AREN'T CHANGING THE POWERS THIS COMMITTEE HAS, THEY WERE DICTATED BY STATE STATUTE PASSED NEARLY A YEAR AGO.

THAT STATUTE ENTICED AND INSPIRED THIS BODY TO, ON DECEMBER 14TH, 2017, TO CREATE THE NEW RULE FOR A 0.04 TO IMPLEMENT THESE POWERS.

THIS BODY KNEW THESE POWERS WERE COMING BEFORE PRESIDENT ENACTED.

WE KNEW FOR AT LEAST A YEAR WHEN THE LEGISLATURE PASSED THE LEGISLATION.

JUST SO WE ARE CLEAR ON THAT.

WE AREN'T CHANGING SOMETHING HERE.

WE ARE JUST FOLLOWING THE PATH.

>> PRESIDENT JAMES: THANK YOU.

COUNCILWOMAN SEXTON SMITH?

>> YES, THANK YOU, MR. PRESIDENT.

YES, COUNCILMEMBER ACKERSON, I THINK WE ARE FOLLOWING THE PATH BUT WE DROPPED THE FLASHLIGHT AND IT'S DARK OUT HERE AND WE CAN'T SEE.

WE CAN'T SEE WHERE WE ARE HEADED.

AND I'M VERY CONCERNED ABOUT THAT.

I VERY MUCH WANT US TO BE ABLE TO MOVE FORWARD TOGETHER COLLECTIVELY AND TO BEGIN THIS NEW PROCESS WE HAVE BEEN GIVEN THE AUTHORITY AND POWER TO DO BUT I WANT TO MAKE SURE WE

KNOW WE HAVE BATTERIES IN THE FLASHLIGHT AND WE KNOW WHERE WE ARE HEADED SO NO ONE FALLS OFF A CLIFF.

IT'S LATE.

IT'S GETTING LATE.

AND I'M BEGINNING TO WONDER IF YOU WOULD LIKE THIS TO GO BACK TO COMMITTEE SO IT COULD BE WORKED THROUGH TO KNOW WHAT IS THE EXACT PATHWAY?

SO WE ARE ALL CLEAR.

IT'S JUST A THOUGHT.

THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN.

DID YOU WISH TO RESPOND?

>> I THINK IT'S CLEAR.

SO NO, I'M NOT LOOKING TO SEND IT BACK TO COMMITTEE.

IT CAME OUT OF COMMITTEE THREE WEEKS AGO, IF THERE WAS SOMETHING UNCLEAR I WOULD HAVE LOVED TO GET A CALL BEFORE TONIGHT TO TALK IT THROUGH.

I THINK IT'S CLEAR.

MORE LIKELY THAN NOT THERE'S GOING TO BE HICCUPS ALONG THE WAY.

THERE MAY BE A COURT CHALLENGE.

BECAUSE AGAIN NOTHING PROHIBITS AN ORDER OR SPECIFIES AN ORDER, WE HAVE TO WORK THOSE KINKS OUT, IT'S TIME TO KICK THE TIRES AND START THE ENGINE AND TAKE IT FOR A TEST DRIVE.

>> SINCE IT'S SO CLEAR, WHO DELIVERS THE SUBPOENA, I'M INTERESTED IN THAT.

>> THE SUBPOENA WILL BE DELIVERED VIA MAIL, PROCESS SERVER AGENT, LOTS OF WAYS, THAT'S THE WAY SUBPOENAS OPERATE.

I HAVE MAILED SUBPOENAS OUT.

I HAVE HIRED SPECIAL BAILIFFS, I HAVE PERSONALLY WALKED THEM OVER AND HANDED THEM TO PEOPLE.

THERE'S A LOT OF DIFFERENT WAYS SUBPOENAS GET SERVED.

YOU SAID THERE ARE A LOT OF QUESTIONS.

EARLIER THERE WERE QUESTIONS ABOUT WHO SERVES IT.

HOW DOES IT GET WRITTEN UP.

WE CAN ALSO ASK WHAT COLOR INK DO WE USE.

THOSE ARE ALL LEGAL QUESTIONS I ANTICIPATE WE WON'T HAVE A PROBLEM GARNERING A RESPONSIBLE AND LEGAL CONCLUSION FROM OUR COUNTY ATTORNEY'S OFFICE HOW TO MAIL IT OR PERSONALLY CERTIFY IT, HOW TO DRAFT IT UP, WHAT IT LOOKS LIKE.

THANK YOU MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER PEDEN.

>> THANK YOU, MR. PRESIDENT.

I JUST WANTED TO RESPOND TO COUNCILMEMBER BUTLER FOR JUST A MOMENT AND MAYBE TO EVERYBODY ELSE, THE WAY WE HAVE ALL BEEN TALKING TONIGHT, IT'S LIKE THE MOMENT THIS PASSES, IT'S GOING TO BE THE WILD-WILD WEST OF SUBPOENAS.

WE HAVE BEEN HERE 15 YEARS.

AND AS I RECALL KRAMER HAD THE LONG LIST OF SIX REALLY HARD HITTING IMPORTANT THINGS WE HAVE GONE ONTO DEAL WITH.

THE BOY SCOUT SCANDAL IS STILL BEFORE US, THE OVERTIME THING, THE DOG THING.

WE ARE TWO ANIMAL SERVICE DIRECTORS AWAY FROM THAT?

WE'RE NOT GOING TO JUST GO WILLY-NILLY JUST BECAUSE WE CAN.

MUCH LIKE COUNCILMEMBER ACKERSON SAID, WE HAVE ALWAYS HAD THE ABILITY TO DO IT.

I DON'T WANT ANYBODY WHO WANTS TO BE ON A BOARD OR COMMISSION BECAUSE OH MY GOSH, THEY INVESTIGATE, ONCE A WEEK, IT'S LIKE REALITY TELEVISION.

IT'S NOT GOING TO BE LIKE THAT AND ANYONE VOTING BECAUSE THEY THINK IT MIGHT BE, IT'S NOT.

THIS IS NOT SOMETHING TO JUST USE BECAUSE YOU CAN.

IT'S GOING TO BE A BIG DEAL WHEN WE USE IT.

BUT THAT LEGAL STEP IS REALLY IMPORTANT.

THANK YOU MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU, COUNCILMEMBER HOLLANDER?

>> THANK YOU, MR. PRESIDENT, I WILL MENTION JAMES IS NOT A MEMBER OF THE GOVERNMENT OVERSIGHT AND ETHICS COMMITTEE, SO WHEN THE MAJORITY TAKES A STEP YOU WON'T HAVE A VOTE THERE.

LET MY SAY ONE THING I THINK WAS A REALLY INCORRECT STATEMENT THAT THE GOVERNMENT OVERSIGHT AND ACCOUNTABILITY COMMITTEE IS NOT GETTING ANY NEW POWER.

THAT'S JUST NOT TRUE.

THEY CURRENTLY HAD WE NOT PASSED THIS RESOLUTION TONIGHT AND CHANGED THE RULES WOULDN'T HAVE THE POWER ON ITS OWN WITHOUT A VOTE OF THE ENTIRE COUNCIL TO LAUNCH AN INVESTIGATION OR AUDIT WHICH INCLUDED SUBPOENA POWER.

THAT'S A FACT.

THE FACT IS THIS HAS FUNDAMENTALLY CHANGED.

SO TO SAY, AND I THINK YOU DID COUNCILMEMBER ACKERSON, THERE WAS NO NEW POWER HERE IS SIMPLY NOT TRUE.

>> TALKING ABOUT COUNCILMEMBER HOLLANDER, THERE SHOULDN'T BE SURPRISES.

EVERYBODY KNOWS AND THERE'S BEEN TALK OF SUBPOENA POWER AND THIS BODY IN DECEMBER 2017 ON THE 14TH DAY OF DECEMBER VOTED THESE PROCEDURES INTO PLACE, NOT KNOWING, NOT KNOWING THAT WE WERE MISSING THIS LITTLE PIECE OF THE PUZZLE.

SO WHEN WE VOTED THIS IN ON DECEMBER 14TH, 2017, OUR VOTES AT THAT TIME WE WERE ACTUALLY PUTTING IN PLACE WHAT WE NEEDED FOR SUBPOENA POWER, NOT KNOWING WE WERE MISSING THIS PIECE OF THE PUZZLE TO MAKE THE POWER FINALLY TAKE PLACE.

I THINK YOU MIGHT BE MISTAKEN ON THAT.

WHEN YOU CAST YOUR VOTE IN FAVOR OF THOSE 4A0.04 THE ADDITION TO OUR RULES.

IF YOU ARE TELLING ME OTHERWISE, THEN MY QUESTION WHY DIDN'T YOU BRING IT TO OUR ATTENTION AT THAT TIME WE WERE MISSING A PIECE OF THE PUZZLE OR THE POWERS WOULDN'T TAKE PLACE.

>> IF I MAY RESPOND, THAT'S NOT WHAT YOU SAID, YOU SAID THE COMMITTEE WASN'T GETTING ANY POWER.

>> WE THOUGHT WE HAD THIS POWER UNTIL IT WAS RAISED BY THE COUNTY ATTORNEY'S OFFICE.

IT TURNS OUT WE DIDN'T.

BUT WE THOUGHT WE DID.

>> PRESIDENT JAMES: THANK YOU.

COUNCILMEMBER MULVIHILL.

>> MR. PRESIDENT, JUST TO FOLLOW-UP ON THIS, I DON'T THINK THIS IS A DISCRETIONARY ACT ON THIS BODY UNLESS I'M MISTAKEN.

WE MAY IMPLEMENT THIS BY STATE STATUTE OR TAKEN UNDER ADVISEMENT AND DID OR DID NOT DID.

I THOUGHT WE WERE MANDATED TO IMPLEMENT AND GIVE THIS COMMITTEE TO ISSUE SUBPOENAS, NOT TO INITIATE INVESTIGATIONS BUT ISSUE SUBPOENAS.

THAT WAS MY UNDERSTANDING WHEN THAT BILL WAS ENACTED IN FRANKFURT THAT WE DIDN'T HAVE REALLY ANY DISCRETION.

THE FACT IT WAS COMING, WE ALL KNEW IT WAS COMING, THE BILL WE REFERRED TO HERE WAS THE WAR ON LOUISVILLE.

THANK YOU.

>> PRESIDENT JAMES: WAS THAT A STATEMENT?

THANK YOU.

COUNCILMEMBER FLOOD?

>> THANK YOU, MR. PRESIDENT.

THIS HAS TO DO WITH GOING BACK TO WHEN COUNCILMEMBER DR. BLACKWELL ASKED THE QUESTION ABOUT MAKING THIS COMMITTEE THE SIZE OF THE BUDGET COMMITTEE SINCE MEMBERSHIP IS CLEARLY LISTED ON HERE AND IT SAYS THAT THE CHAIRS OF THE TWO LARGEST POLITICAL CAUCUSES ESTABLISHED THE MEMBERS, CAN WE NOT AMEND THAT MEMBERSHIP TO SAY THAT IT WILL BE REFLECTIVE OF THE LARGEST COMMITTEE OF THE METRO COUNCIL?

YOU HAVE BUDGET, YOU HAVE THE NUMBER OF BUDGET PEOPLE ON THERE, CAN IT NOT SAY THAT IN MEMBERSHIP, BECAUSE MEMBERSHIP IS ON THE RESOLUTION.

>> PRESIDENT JAMES: I WOULD HAVE TO ASK MS. MARTIN ABOUT THAT >> I'M NOT SURE I FULLY UNDERSTAND THE QUESTION BUT THERE'S LANGUAGE IN 67-C ABOUT THE MEMBERS OF COMMITTEE AND YOU HAVE A RULE THAT RESTRICTS THE NUMBER TO 13.

>> THE MEMBERSHIP WE HAVE RESTRICTION OF 13, OR 11. CAN WE SAY IT HAS TO BE NO SMALLER THAN THE LARGEST COMMITTEE?

>> YEAH, I THINK THAT WOULD BE PERMISSIBLE UNDER YOUR RULES.

>> PRESIDENT JAMES: I'VE BEEN NOTIFIED BY THE CLERK THAT WE ARE OUT OF TIME.

>> DID OUR AMENDMENT MAKE THE CUT?

>> PRESIDENT JAMES: NO.

MR. CLERK, WOULD YOU PLEASE OPEN THE VOTING FOR A ROLL CALL VOTE, PLEASE.

VOTING IS CLOSING.

VOTING IS CLOSED.

>> 14 YES VOTES, 8 NO VOTES AND 4 NOT VOTING.

THE 8 NO VOTES WOOLRIDGE, SEXTON SMITH, HOLLANDER, MULVIHILL, BLACKWELL, WELCH, BUTLER AND FLOOD.

>> PRESIDENT JAMES: ARE YOU SAYING YOU MADE A MISTAKE IN YOUR VOTE?

CAN YOU PLEASE OPEN THE VOTING?

>> MR. CLERK: 13 YES, 9 NO VOTES AND 4 NOT VOTING.

>> PRESIDENT JAMES: THE ORDINANCE PASSES.

NEXT ORDER OF BUSINESS IS NEW BUSINESS.

WE HAD ONE ITEM, EXCUSE ME.

WE HAD ONE ITEM THAT DIDN'T MAKE IT ONTO THE AGENDA AND THAT WAS AN ITEM COUNCILWOMAN SHANKLIN, WITHOUT OBJECTION FOR A PUBLIC WORKS COMMUNITY AFFAIRS FOR NAMING OF HISTORIC STREET SIGN, DOES ANYONE OBJECT TO THAT BEING ADDED TO NEW BUSINESS?

NO?

OKAY, THANK YOU.

AS YOU LEAVE, PLEASE DO SO QUIETLY, I WOULD ASK THOSE WHO WOULD LIKE TO MAKE ANNOUNCEMENTS TO DO SO AFTER THIS IS READ IN THE RECORD, 50-73.



WILL THE CLERK PLEASE READ THOSE ITEMS AND THEIR ASSIGNMENTS TO COMMITTEE.

>> MR. CLERK: THE FOLLOWING LEGISLATION WILL BE ASSIGNED TO THE COMMUNITY AFFAIRS AND HOUSING COMMITTEE.

AN ORDINANCE APPROPRIATING \$11,000 FROM DISTRICT 22 NEIGHBORHOOD DEVELOPMENT FUNDS TO BRIGHTSIDE FOR THE MAINTENANCE OF FOUR "BRIGHTSITES" IN THE AMOUNT OF \$3,000 EACH FOR BARDSTOWN ROAD AND GENE SNYDER (1-265); TRIANGLE PARK (INTERSECTION OF BARDSTOWN ROAD AND FERN CREEK ROAD); AND THE INTERSECTION OF BARDSTOWN ROAD AND HURSTBOURNE PARKWAY; AND IN THE AMOUNT OF \$2,000 AT THE INTERSECTION OF HURSTBOURNE PARKWAY AND STONEYBROOK ROAD.

AN ORDINANCE APPROPRIATING \$54,583.20 FROM DISTRICT 25 NEIGHBORHOOD DEVELOPMENT FUNDS TO LOUISVILLE METRO PUBLIC WORKS AND ASSETS, TO FUND 63 STREETLIGHTS.

AN ORDINANCE APPROPRIATING \$7,000 FROM DISTRICT 22 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO CHILDREN HAVE OPTIONS IN CHOOSING EXPERIENCES, INC. (C.H.O.I.C.E., INC.), FOR THE "DARE TO DREAM" SPORTS LEADERSHIP AND MENTORING PROGRAM.

AN ORDINANCE APPROPRIATING \$48,000 IN NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$8,000 EACH FROM DISTRICTS 23 AND 24; \$6,400 EACH FROM DISTRICTS 5 AND 12; \$4,800 EACH FROM DISTRICTS 3 AND 10; \$3,200 EACH FROM DISTRICTS 1, 9, 17; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO COMMONWEALTH

THEATRE CENTER, INC. FOR PROGRAMMING EXPENSES ASSOCIATED WITH PERFORMANCES OF "THE UGLY DUCKLING." -54 AN ORDINANCE APPROPRIATING \$6,400 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,000 FROM DISTRICT 10; \$500 EACH FROM DISTRICTS 9, 12, 13, 14, 15, 21, AND 24; \$250 EACH FROM DISTRICTS 1 AND 3; \$200 FROM DISTRICT 6; AND \$100 EACH FROM DISTRICTS 4 AND 7; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO LOUISVILLE NATURE CENTER, INC. FOR EXPENSES ASSOCIATED WITH HOSTING ITS BIRDS, BREWS AND BBQ FUNDRAISER.

AN ORDINANCE APPROPRIATING \$5,958 FROM DISTRICT 3 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. TO PROVIDE PROGRAM FUNDS FOR THE PLAY, THE MEETING: COMMEMORATING THE 50TH ANNIVERSARY OF DR. MARTIN LUTHER KING JR.'S ASSASSINATION AND MALCOLM X'S BIRTHDAY.

LEGISLATION ASSIGNED TO BUDGET COMMITTEE.

AN ORDINANCE AMENDING ORDINANCE NO. 108, SERIES 2018, RELATING TO THE FISCAL YEAR 2018-19 OPERATING BUDGET FOR LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$12,500 FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 15) TO LOUISVILLE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 15).

AN ORDINANCE AMENDING ORDINANCE NO. 115, SERIES 2017 RELATING TO THE FISCAL YEAR 2017-18 CAPITAL BUDGET AND ORDINANCE NO. 108, SERIES 2018 RELATING TO THE FISCAL YEAR 2018-19 OPERATING BUDGET BY TRANSFERRING \$44,000 FROM THE CAPITAL

INFRASTRUCTURE FUND (DISTRICT 25) TO THE NEIGHBORHOOD  
DEVELOPMENT FUND (DISTRICT 25).

AN ORDINANCE AMENDING ORDINANCE NO. 102, SERIES 2016  
RELATING TO THE FISCAL YEAR 2016-17 CAPITAL BUDGET AND ORDINANCE  
NO. 108, SERIES 2018 RELATING TO THE FISCAL YEAR 2018-19  
OPERATING BUDGET BY TRANSFERRING \$50,000 FROM THE CAPITAL  
INFRASTRUCTURE FUND (DISTRICT 13) TO THE NEIGHBORHOOD  
DEVELOPMENT FUND (DISTRICT 13).

AN ORDINANCE AMENDING ORDINANCE NO. 115, SERIES 2017  
RELATING TO THE FISCAL YEAR 2017-18 CAPITAL BUDGET AND ORDINANCE  
NO. 108, SERIES 2018 RELATING TO THE FISCAL YEAR 2018-19  
OPERATING BUDGET BY TRANSFERRING \$19,151.16 FROM THE CAPITAL  
INFRASTRUCTURE FUND (DISTRICT 5) TO THE NEIGHBORHOOD DEVELOPMENT  
FUND (DISTRICT 5).

LEGISLATION ASSIGNED TO COMMUNITY AFFAIRS AND HOUSING  
COMMITTEE.

A RESOLUTION HONORING REV. JAMES ELIJAH MILLER BY  
DEDICATING GOLDEN RULE WAY BETWEEN 4TH STREET AND 5TH STREET TO  
BE NAMED "DR. JAMES E. MILLER WAY" IN HIS HONOR.

A RESOLUTION HONORING ALBERTA ODELL JONES BY  
DEDICATING THE CORNER OF SOUTH DR. W. J. HODGE STREET AND WEST  
BROADWAY TO BE NAMED "ALBERTA JONES WAY" IN HER HONOR.

LEGISLATION ASSIGNED TO GOVERNMENT OVERSIGHT, AUDIT  
AND ETHICS COMMITTEE.

AN ORDINANCE CREATING A NEW SECTION OF CHAPTER 35 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES REGARDING CLOSED CAPTIONING ON TELEVISIONS IN LOUISVILLE METRO GOVERNMENT BUILDINGS.

AN ORDINANCE ADOPTING A NEW SECTION IN LOUISVILLE METRO CODE OF ORDINANCES CHAPTER 32 THAT MANDATES LOUISVILLE METRO BOARDS AND COMMISSIONS PUBLISH MEETING MINUTES ON WWW.LOUISVILLEKY.GOV.

A RESOLUTION REQUESTING THE OFFICE OF INTERNAL AUDIT OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT TO CONDUCT AN AUDIT OF THE LEGAL CLAIMS FILED AGAINST LOUISVILLE METRO GOVERNMENT BETWEEN AUGUST 2013 AND AUGUST 2018.

AN ORDINANCE AMENDING CHAPTER 162 OF THE LOUISVILLE METRO CODE OF ORDINANCES TO EXPAND THE BOUNDARIES OF THE WATERFRONT REVIEW OVERLAY DISTRICT.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$24,999 FROM THE KENTUCKY HERITAGE COUNCIL TO FUND A HISTORIC BUILDING SURVEY IN THE PORTLAND NEIGHBORHOOD TO BE ADMINISTERED BY DEVELOP LOUISVILLE LEGISLATION ASSIGNED TO PARKS AND SUSTAINABILITY COMMITTEE.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDS OF \$845,200 FROM THE LOUISVILLE OLMSTED PARKS CONSERVANCY, INC., FOR CAPITAL IMPROVEMENT PROJECTS AT TYLER PARK TO BE ADMINISTERED BY THE METRO PARKS AND RECREATION DEPARTMENT. -68 A RESOLUTION REQUESTING THE LOUISVILLE/JEFFERSON COUNTY PLANNING

COMMISSION TO REVIEW THE LAND DEVELOPMENT CODE REGULATIONS WITH REGARD TO THE PRESERVATION AND PLANTING OF TREES.

LEGISLATION ASSIGNED TO PLANNING, ZONING AND ANNEXATION COMMITTEE.

AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE-FAMILY RESIDENTIAL TO C-2 COMMERCIAL ON .47 ACRES OF PROPERTY LOCATED AT 6780 DIXIE HIGHWAY AND 4530 KERRICK LANE AND CHANGING THE FORM DISTRICT FROM NEIGHBORHOOD TO SUBURBAN MARKETPLACE CORRIDOR ON 3.41 ACRES OF AFORESAID PROPERTIES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1013).

AN ORDINANCE CHANGING THE ZONING FROM R-7 RESIDENTIAL MULTI-FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 101 AND 103 MARSHALL DRIVE AND 4425 SHELBYVILLE ROAD CONTAINING 1.1 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1065) LEGISLATION ASSIGNED TO PUBLIC SAFETY COMMITTEE.

AN ORDINANCE AMENDING CHAPTER 91 OF THE LOUISVILLE METRO CODE OF ORDINANCES ("LMCO") TO ADD AN ADDITIONAL SUBSECTION TO THE DEFINITION "RESTRAINT." LEGISLATION ASSIGNED TO PUBLIC WORKS, FACILITIES, TRANSPORTATION AND ACCESSIBILITY COMMITTEE.

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$14,000 FROM THE KENTUCKY TRANSPORTATION CABINET FOR A FENCE PROJECT AT THE TRIMARC SITE ALONG WEST MAIN STREET TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC WORKS & ASSETS.

READ IN FULL.

>> PRESIDENT JAMES: THANK YOU, MR. CLERK.

NEXT WE HAVE ANNOUNCEMENTS AND UP NEXT IS THE ONE AND ONLY FOURTH DISTRICT COUNCILWOMAN BARBARA SEXTON SMITH.

>> ALL RIGHT, THANK YOU, MR. PRESIDENT FOR THAT.

AND THERE IS SO MUCH EXCITEMENT GOING ON IN DISTRICT 4 THIS WEEKEND.

IT ALL STARTS TOMORROW, FRIDAY.

AT 11:00 A.M., WE ARE INVITING EVERYBODY THROUGHOUT THE COMMUNITY TO COME DOWN TO 18TH AND MOHAMMAD ALI, WE WILL HAVE THE WEST LOUISVILLE BAKE SALE.

THERE ARE SEVERAL BAKERS SELLING THEIR GOODS, A FUNDRAISER FOR SIX DIFFERENT ORGANIZATIONS, WEST LOUISVILLE BAKE SALE ON FRIDAY FROM 11-4.

AS SOON AS YOU ARE FINISHED THERE I WOULD LOVE FOR YOU TO TRAVEL EAST IN DISTRICT 4, COME UP EAST TO SMOKE TOWN, THE ANNUAL HIGHLY COVETED LONG-AWAITED SMOKE TOWN GET-TOWN, FOOD AND MUSIC AND FUN FOR EVERYONE.

HANCOCK AND LAMPTON.

THERE'S SOMETHING FOR EVERYONE.

THEN ON SATURDAY, I WOULD LOVE FOR YOU TO JOIN ME SOMETIME BETWEEN 11:00-6:00 P.M. WE WILL BE AT THE CORINTHIAN UNITY IN THE COMMUNITY FESTIVAL LOCATED AT 1916 WEST JEFFERSON STREET.

MR. PRESIDENT, THERE'S ALWAYS SOMETHING FUN FOR EVERYBODY IN DISTRICT 4.

THANK YOU VERY MUCH.

>> PRESIDENT JAMES: THANK YOU, BARBARA SEXTON SMITH.

NEXT WE HAVE THE COUNCILWOMAN FROM THE FIFTH DISTRICT OF LOUISVILLE METRO, THE RENOWNED CHERI BRYANT HAMILTON.

>> THANK YOU, MR. PRESIDENT.

I HAVE QUITE A FEW ANNOUNCEMENTS.

STARTING SUNDAY THE 16TH.

THE U. OF L. CONCERT SERIES WILL KICK OFF AT REDEEMER LUTHERAN CHURCH 4630 RIVER PARK DRIVE.

AT 2:00 P.M. ON FOUR DIFFERENT SUNDAYS.

FACULTY ENSEMBLES DIVERSE LINEUP, GUITAR, STRING, LOCAL, WOODWIND AND BRASS.

ALL THE EVENTS ARE FREE.

LIKE I SAID IT WILL BE 2:00 P.M. IN REDEEMER SANCTUARY, THIS SUNDAY AT 2:00 P.M. U. OF L. GRADUATE STRING QUARTET AND HOPE TO SEE YOU THERE ON SUNDAY.

ON THE 14TH, WHICH IS TOMORROW, THE KENTUCKY CENTER FOR AFRICAN AMERICAN HERITAGE PRESENTS JAMES PASTE KKK SERIES KIN KILLING KIN.

IT'S A VISUAL ARTIST EXHIBIT THAT I SAW IN CINCINNATI A COUPLE YEARS AGO AND IT HELPS EXPLORE VIOLENCE IN THE COMMUNITY, ESPECIALLY AMONG YOUNG PEOPLE AND IT'S SOMETHING THAT ONCE YOU SEE IT, YOU WON'T FORGET.

THE EXHIBIT WILL KICK OFF TOMORROW THE 14TH, BUT THERE WILL BE AN ARTIST GALLERY TALK AND OPENING RECEPTION ON FRIDAY THE 21ST FROM 6:00-9:00 AT THE HERITAGE CENTER.

IF YOU COME BETWEEN SEPTEMBER 14TH TO NOVEMBER 12TH IT'S FREE ADMISSION, WE THINK THIS IS APPROPRIATE FOR AGES 13 AND UP.

SEPTEMBER 17TH RECEPTION WITH U. OF L. NEW PRESIDENT, DISCUSSION MODERATED BY SENATOR GERALD NEIL 4309 WEST BROADWAY AND THAT'S MONDAY THE 17TH FROM 5:15-7:30.

RED LINING IS SOMETHING WE HAVE TALKED ABOUT A LOT IN THIS COMMUNITY.

THE FRASER CENTER WILL HOST JOSHUA POE AT THE CENTER AT THE MUSEUM, 829 WEST MAIN STREET, TUESDAY SEPTEMBER 18TH FROM 5:30-7:30 AND THAT'S 829 WEST MAIN STREET, AS I SAID.

IT WILL COST \$12 AND YOU CAN BUY YOUR TICKET IN ADVANCE OR ONLINE AND AS WE TALK ABOUT RED LINING THIS PRESENTATION WILL INTRODUCE HOW URBAN DESIGN SHAPES HUMAN BEHAVIOR AND END WITH A DISCUSSION OF CURRENT CITY PLANNING EFFORTS, GENTRIFICATION AND STRATEGIES TO CREATE EQUITABLE DEVELOPMENT AND FORMERLY RED LINED AREAS.

AND THEN SAVE THE DATE FOR FRIDAY OCTOBER 5TH, CANOE MOBILE WILL BE STARTING THEN, THAT WEEKEND WILL BE AT SHINY PARK FROM 10-4:30.

SATURDAY OCTOBER 6TH WE WILL BE AT RIVER VIEW PARK.



AND THEN SATURDAY, SEPTEMBER 22ND REDEEMER LUTHERAN, WILL HAVE THEIR ANNUAL COMMUNITY FESTIVAL AND HEALTH FAIR FROM 10-3.

SO ON THE 22ND THAT WILL BE A FUN DAY AT 1:00 P.M. AT MEMORIAL DEDICATION FOR COLONEL CHARLES YOUNG WILL BE AT THE CHARLES YOUNG PARK.

THE BUFFALO SOLDIERS OF KENTUCKY WILL HOST A MEMORIAL DEDICATION FOR COLONEL CHARLES YOUNG WHO WAS A DECORATED AMERICAN MILITARY COMMANDER, AS THE PARK IS NAMED IN HIS HONOR AT 1:00 P.M. ON SEPTEMBER 22ND.

IF YOU DON'T KNOW WHERE THAT IS, IT'S AT 2721 LYTTLE STREET.

COLONEL YOUNG WAS NATIVE KENTUCKIAN.

THE PARK IS THE SITE OF A FORMER AFRICAN AMERICAN ELEMENTARY SCHOOL THAT OPENED IN 1876, IT RENAMED THE CHARLES YOUNG SCHOOL DURING THE 1925-26 SCHOOL YEAR.

THE SCHOOL CLOSED AFTER THE 1955-56 SCHOOL YEAR AND WAS DEMOLISHED MAKING WAY FOR THE PARK SOON THEREAFTER.

AND THEN ON SATURDAY SEPTEMBER 29TH, FROM 9-9, THE PORTLAND ART AND HERITAGE FAIR WILL RETURN TO THE PORTLAND COMMUNITY.

THIS YEAR IT WILL BE LOCATED IN THREE DIFFERENT LOCALS, 2301 PORTLAND, U.S. MARINE HOSPITAL, 2215 PORTLAND AVENUE AND DOG FINGER BUILDING 2500 MONTGOMERY STREET.

THE MORNING WILL KICK OFF WITH AN ALMOST 5K RUN AND THAT AFTERNOON GOOD SHEPHERD CHURCH THERE WILL BE AN AFTER PARTY FROM 4-9 P.M. AND ART SHOW, FREE TOURS AND THE LOUISVILLE PERCUSSIONIST PERFORMANCE WILL BE 2:00 P.M. AT THE PORTLAND MUSEUM AND THERE'S SOME SPECIAL RECOGNITION I'M RECEIVING AFTER THAT AROUND 3:00 SO THERE WILL BE CRAFTS, CHILI, CORN HOLE AND MORE, WE ARE ENCOURAGING YOU TO COME OUT ON THE 29TH.

THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: AND THANK YOU, COUNCILWOMAN CHERI BRYANT HAMILTON, FOR ALL THOSE WONDERFUL ANNOUNCEMENTS AND YOUR PERFECT TIMING.

THAT CONCLUDES OUR MEETING.

AND OUR NEXT MEETING WILL BE ON THURSDAY, SEPTEMBER 27TH, 2018 AT 6:00 P.M.

WITH THAT, NO OTHER FURTHER BUSINESS TO DISCUSS, WITHOUT OBJECTION, WE ARE ADJOURNED.