

**Captioning Transcript of Parks and Sustainability Committee Meeting -
November 3, 2022**

"Chair Fowler"

Good afternoon.

This is the regularly scheduled Parks and Sustainability Committee. I'm Council Woman Cindi Fowler. I'm joined by my Vice Chair Peden Council Member Holton Stewart Council Member Marilyn Parker and Councilman Rick Blackwell as well as Council President James Council Woman Nicole George and Councilman Bill Hollander in chambers. Can you read the disclaimer? Please.

"Cheryl Woods"

This meeting is being held pursuant to KRS 61.806 in Council Rule 5A read in full.

"Chair Fowler"

Thank you and so we've got several items on the agenda, and I have had several requests to take them out of order.

So the 1st, 1, we have that needs to be heard right away is the naming of Windsor park.

Let me find that is our dash 164 dash 22 and the primary sponsor is Council Woman Amy Holton Stewart and I believe we have someone from parks to speak on that, but a Council Woman Stewart. Would you like to I guess I need to R, Dash 1642 resolution, approving the naming of a new park as Windsor park.

Do I hear motion.

Ocean, thank you.

[Motion by Vice Chair Peden, seconded by Committee Member Parker]

All right. Council Woman Stewart

"Committee Member Stewart"

Thank you very excited to have a new park. I'm being constructed in district 25.

we thought that Windsor park would be an appropriate name for this new local metro parks because years ago when Windsor forest subdivision was built,

the developer Peterson did this piece of property, um, close to the subdivision to be used for recreational purposes. purposes

And so it was a part of Windsor forest, though, it's across the street.

Um, the name Windsor park would go, you know, would go nicely with, with the subdivision that it was dated with.

So, I would appreciate your support and consideration in the naming of this new park. Thank you.

"Chair Fowler"

Thank you. And who's here from parks to speak on this.

"Jason Canuel"

Good afternoon. My name is Jason Canuel assistant director at the parks department.

This particular naming for the park I think we've worked with the Council Woman Holton Stewart on this, and we are in agreement and at full support of calling the property winter park.

"Chair Fowler"

Thank you so much and so this is a resolution calling for a voice vote all those out yes Councilman Peden

"Vice Chair Peden"

I just have a couple of questions. Yes, sir not on the naming. My question is when she says they did this, how long have we own the land?
Do you know.

"Committee Member Holton Stewart"

I don't know how long have we owned the land? It was an property that was the property was donated by.

"Vice Chair Peden"

Okay, so it was part of their old package treatment plant. That they then turned it over to us

"Committee Member Holton Stewart"

Not a treatment plant? No, sir. Okay.

"Chair Fowler"

Jason is coming back up.

"Jason Canuel"

So, the, this piece of property is located at the corner of landlord Boulevard and SCARBOROUGH lane. I think her SCARBOROUGH road. Um, it was originally owned by. Don't know how or why but somehow it transferred from. Uh, 40, 50, somewhere around in there. It's currently, I don't know if you're familiar with the area, but there's a trailhead for the loop that right there along palm creek. It's right there. Does that answer your question?

"Vice Chair Peden"

Yeah, I mean, that's, I guess. This fits into my last. 78 years aligning about more parks in the suburbs. And I have lots of own land, including some that have butts McNeely, Lake Park. Now. That they did they give it to the parks department? No. You know, sold it to some guy who

"Chair Fowler"

asked they might have.

"Vice Chair Peden"

Oh, no, I have, did you, including the 3.1 acres at the corner of Applegate Lane and Rochelle road

"Chair Fowler"

did you ask the right person?

"Vice Chair Peden"

I've asked I asked everyone in parks right up until in the usual line. What? And that was we're talking 10-15 years ago. And the usual lane was. usual lane was

We can't cut the grass we have now we don't want it. I was going to use ndf money to buy the land even.

Even if they wanted to sell it to me, so I've tried and tried and tried to obtain land, get land, donated et cetera. And the parks department has never wanted it. Now. In this case, you obviously told me it's been ours for a bit.

So was going to.

"Chair Fowler"

MSD They weren't going to cut grass anymore. They have been cutting the grass.

But now that's going to be the parks department.

"Vice Chair Peden"

Okay, no, and again that's again was just curious how long it has been in the possession of the city.

Yeah, and because I have tried on several tracks of land in my district to.

"Committee Member Holton Stewart"

It's been,

it's been several months council impeding since we became aware of the piece of land and so it was an outreach on my behalf to to see if they would be interested in

beating that land over deployable metro government. And then, and then additional conversations with parks to be able to, um, you know, to work this deal out. So.

"Vice Chair Peden"

I don't know, I'm not criticizing that at all again. I'm just I wanted to.

I just wanted to know the circumstances because again, I'm in my last and 20th year in office and there's probably.

4 or 5 different own tracks of land that I've tried to obtain for us to hand off to him.

And been, you know, not had.

Cooperation so

"Chair Fowler"

I wouldn't give up at this point and we call

"Vice Chair Peden"

what do I got? 9-7 weeks left on the council I'm thinking that's going to be Hudson's job. Well, it might it might be. All right. Thank you.

"Chair Fowler"

Thank you. Anyone else. else

Uh, this is, we've been joined by Councilman Mulvihill.
So this is a resolution calling for a voice vote, all those in favor,
say, aye.
Ah, no sound like sign so this passes and we'll go to the consent
calendar.
[vote taken]

Okay, let's see.

Number 4, I'm going to have to wait until Councilman
Arthur is available so, let's go to add them to our dash 157 dash 2 to
resolution and support of establishing a science based target of net 0,
greenhouse gas emissions, community,
wide by 2040 in Jefferson County. And the primary sponsor is Council
Woman George, and I think we need to enable this. Do I hear a motion? do
i hear a motion
The table.
Ocean, so.
A, 2nd, a motion by Council Woman Holton Stewart.
and the 2nd, by Councilman Blackwell is before us Councilwoman George.

"Council Member George"

Thank you chair as a reminder of what this resolution does and what we
heard last time. I would say that on the front end sections 1 and 2
establish goals that align with evidence based recommendations.
Those goals are net 0, greenhouse, gas, emission, reductions, community,
wide by 2040 and an interim target of 50% reduction by 2030 section. 3
holds the administration accountable with regards to implementation. the
administration accountable with regards to implementation
In section 4 urges advanced planning to coordinate with other metro
agencies to insure incorporation of the goal and the capital projects and
operations.
As the metro budget allows.
And whenever this is found and not be practical, it requires agencies to
explain and identify opportunities at our last meeting. Our
sustainability coordinator did an excellent job describing what we can
expect to see with greenhouse gas reductions.
That that is fewer 1Billion dollar disasters, which translates into
increased health.
Safety and cost savings, we also got a reminder about how Metro was
already engaged in this work and how a formal commitment can help us
fulfill our commitments and align us with many of our pure cities.
The last committee we heard questions about the impact to our major
energy supplier, and the overall effects in the community and I know some
colleagues still have questions that had been shared with advanced
planning. These are good questions to ask.
And I want us to consider the cost of.
As we're also thinking about, you know, the impacts of implementation.
There was an article in the courier journal in September that alleged
that from 2000 to 2022. Kentucky had seen the, the most flood related
disaster declarations than any other state.
Those floods, those flood floods occur, because of increased climate
change and greenhouse gas emissions, and on a national level in action
means, we can expect GDP to shrink by 3 to 10%.

I think we heard just at the end of the century. So, I'm very supportive of this resolution. We heard lots of great information and evidence based data. Last time Councilman Hollander is a sponsor as well. well You wish to say something before we open it up to questions.

"Chair Fowler"

Councilman Hollander

"Council Member Hollander"

, well, I'm fully supportive of this I think, uh.
You know, when we passed the original resolution on this subject.
My comment at the time, was it when people look back on us.
Um, in 30 years and ask, what did you do? I don't think we want to say we didn't do anything.
And so I'm fully supportive, and I hope this will pass. Thank you.

"Chair Fowler"

Thank you. Is there any other.
Questions or comments Council Woman Parker

"Committee Member Parker"

Yes, can you hear me? Yes, ma'am. Okay. Sometimes my speaker grows in and out.
Um, I can't remember how about it before, but I think on the government 1, I was.
For the Metro issued 1, I was in no vote.
And I'll probably be a no vote on this 1 just for the same reasons. Cause this just isn't for Metro. This is community wide and.
Um, you know, everyone wants.
Clean Air, everyone wants a clean environment, but what this is telling.
Our businesses and our industries which every business depends on energy to survive.
Um, I think it's a little nave, um.
I'm not sure how this will affect our big businesses as well as our small businesses.
Such as Ford.
Are automobile industries that.
Plant themselves here no pun intended.
L. E. I know there's, uh, there's just a lot more.
To this than meets the eye and.
I sent someone just spoke about the GDP there may be some losses, but there may be even bigger GDP losses.
Um, if, if this was businesses were made, forced to comply with this, which we have people on our metro council that will vote for this.
And then you go out to the parking lot and you see what they're driving and you can't fit your car and your spot because of the car parked next to you from people that will vote yes. On this.
It just seems extremely.
Hypocritical um, and.
I could probably say a lot more, but.
I won't so, I mean, I'll be done here, so I can support things come to mind, but, um.
It's a lofty goal it's just not reasonable and practical.
I think it's very ideologically driven.

And, um, there you have, it.
Thanks for letting me speak.

"Chair Fowler"

Thank you. Council Woman Parker. I think what we need to remember is number 1 is a resolution number 2 that it's a target to net. 0. so it's not written in stone. It's a target. So anyway, Councilman Hollander.

"Council Member Hollander"

A couple of minor points, and these may be the clerk may say these are, um, these are technical, but I think there are just a couple of misspellings that I'd like to get corrected on the bottom of the 1st page. I think, this should be irreversible. Effects. E, FF and I can give these to the clerk in a minute. Um. On on page 3 the last, whereas clause climate disasters have costs. Not costed and and I think in section 4. There's a word wherever, which really ought to probably have a hyphen in it. It. It's in the 12 the 34th line down again, those are all probably technical, but. I hope we can get him corrected. Thank you.

"Chair Fowler"

Thank you Councilman Peden, you're going to misspellings.

"Vice Chair Peden"

No, he asked me about the spelling and he was right.

"Council Member Hollander"

He's a teacher, so I thought he would know, um,

"Vice Chair Peden"

I guess my questions are, what's the next step after this? I mean, again.
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The implication from Chairwoman Fowler vote. Yes. It doesn't matter. It's only a resolution.
But again, it is goals it is a target.
Where where, what's the next step? When when is something concrete?
Do you, do you then come to us in a couple of years?
With an ordinance and use the, and in order to get the ordinance passed saying, well, this is part of the resolution you all passed at the end of 2022.
Those kind of thing, what is the next step after this?
Would you like to answer that? If you could identify yourself? Please.

"Sumeda Rao"

I'm Sumeda Rao sustainability coordinator with global metro's, office of advanced planning and sustainability. Thank you for your question. Councilman Peden. So, that's a great question. What are the next steps and to answer that there? When we pass the 100 clean energy resolution a couple of years ago that already set in motion a lot of activity on this goal that is going to contribute greatly towards the achievement of this goal. goal

So, energy is a massive source of our greenhouse gas emissions, the energy sector, and you can consider the energy part as a subset of total net 0, emissions.

So the fact that we've already started a lot of work on energy means that we're already well on our way to meeting this goal. So, as an example. On our own metro operations, we hired our energy managers at Tyler who's here and he has been with very minimal upfront investment, able to save global metro government about 1.2 Million dollars in energy savings through implementing energy efficiency measures. And that's been a 10% reduction in portfolio wide energy use. In addition to that we're also working on electrifying our own fleet.
electrifying our own fleet

There was an executive order, pass to prioritize the use of electric vehicles as old fleet needs to be replaced. So that is something that our fleet department is working on as well. Um, we're also collaborating with the state.

They're developing an AV, statewide charging plan, and that is something that we are working with them as well not just for metros fleet, but also for the public to make sure that they

"Vice Chair Peden"

May I interrupt let me rephrase my question.

When are we going to start making non governmental entities? Do stuff.

"Sumeda Rao"

I can, I can address that as well.

"Vice Chair Peden"

We can skip over what what we can do. It's our, it's this that's our business. We can.

Make adjustments for us how long until we force this on others.

"Sumeda Rao"

Sure.

So, since the passage of the clean energy resolution, we've been able to implement a lot of community wide programs that have encouraged a lot of investments in energy efficiency and clean energy. None of these have forced businesses to do anything.

That's difficult. It's more just lowering the barrier for business that already want to make this investment for example, through our solar over program we were able to negotiate a bulk.

Counteracted rate for residents and small businesses to participate in that program.

I had an inquiry that was, uh, we saw a lot of residential interest in that, but I also saw some businesses that were interested in utilizing metro's goal, green loan program through our economic development department to help, um, access that.

So, the solar panels at a discounted rate, we also have the cool roof incentive program. Um, cool. Roofs are highly reflective roofs that keep buildings, more energy efficient and they reduce energy costs.

We have to date incentivized over a 1,000,000.

To our feet of core roofs and that's for both residential as well as non residential and it's a very popular program because it reduces the cost of getting a new roof while also reducing energy bills.

We also have the energy project assessment district program, which provides more favorable financing terms for businesses that want to make investments in energy and water efficiency.

So, we have had, I think, about 6 or 7 projects so far with about 10 Million, in private capital that has been leveraged towards this program. So that's another very successful program that's gaining momentum.

So, and in addition we're also working with and other. other
Um.

Partners businesses and community partners in the community they're very interested in developing demand, demand side management programs, which are basically energy efficiency programs, which help reduce demand to avoid costs of building out.

Excessive energy infrastructure up to a point where it's actually needed to build out that infrastructure. So they have invited us to be part of the stakeholder group along with several community members and we are collaborating with them.

It's a great working relationship where we're offering our feedback on how to improve energy efficiency. So, there is a lot of work that's being done. And, of course.

Someone brought up the Ford plant, there's been massive investments in electric batteries in the state, battery manufacturing, and with the new federal legislation like,

the inflation reduction act is just going to get a lot easier for companies that are already making these investments to accelerate the progress on those.

On those goals

"Vice Chair Peden"

still. Okay, so.

That's those are all incentive based and those are for people who are.

You're talking 0 emissions by 2040.

And I'm so I'm asked when, when do you foresee.

Mandates to get to your 0 emissions.

"Sumeda Rao"

So a lot of these large businesses have their own net 0 goals, and they've already made progress and because of the inflation reduction act, the market is going to make them make these investments faster.

We may not even need to mandate something just because the incentive structure is so attractive these days that we're already seeing that movement in the industry.

So, it might just be a combination of more incentives, discounts and other positive barriers that, I mean, positive.

Implementation that reduced the barriers rather than.

Force businesses to do something that, that that would be difficult for them to do.

"Vice Chair Peden"

Okay, so then, then I'll go enough on that 1. so I know councilman George texted me today. Asked if I had any questions she then said she'd sent these, you.

These questions do you have answers to the 1? She sent yes.

So all right, so again, will we have the electrical capacity.

To power everything cleanly by 2040.

How many how many square miles of solar panels is required to power and entire city of a 1Million people.

"Sumeda Rao"

Well, so 1 of the things about this goal is, we don't know the exact path that will take to reach them. So it may not be all solar, even though solar is a large part of the solution. We know that geothermal has worked well in global. We know energy efficiency is a large part of the equation.

We know that there's other technologies, like micro hydro technologies that can be explored. And as the federal legislation creates more in. Federal tax credits for production as well. Um.

We're seeing, you know, that there's a lot more opportunity to increase the source of energy that is powering it.

So, in terms of meeting demand, utilities are very good at building out systems that will have the electrical capacity to address all of the needs.

It's just a matter of making sure that the sources also are cleaner source of electricity and that is something that through the previous resolution. Um.

But I guess, I mean, again, that's we know how much.

A 10 by 10 solar panel generates and electricity.

However, many or how much solar, how many solar panels it takes to generate a kilowatt.

We know how much how many kilowatts we burn every day.

So, I'm going back and ask the question surely some engineer somewhere in a room with a calculator.

Knows exactly whether it's solar panels or whatever, they know what it takes to generate to power us. Now.

And I'm asking, what is that number.

I don't have that specific number. Yeah, I mean, it's I'm kind of curious how many acres and acres and acres, or what will eventually become square miles.

Of solar panels and wind farms, it takes to power and it our entire, just our city.

Not Indy, not Nashville I mean, eventually just adding these things to the grid over and over and over.

Well, there's also demands reduction right? That's a huge part of it. So, what our current demand is, may not be what it's going to end up being in the long term, just because there's so much potential to just.

Implement energy efficiency savings to I would agree with you on that except we're also going to have growth. So, for, and in my head, and every time I've studied this.

Even if, as we become more efficient, like going to lights versus incandescent.

It balances itself out, because we just need more lights. I mean, we're "going to have more people. We are we're going to go from a 1Million to. 1Million a half by 2040 I mean, I don't know, I'm guessing on birth rate. So, any assets that you have on it on efficiency.

You're gonna lose on expansion not necessarily. It's not necessarily a 1 to 1 calculation like, even with a lot of expansion with massive investments in energy efficiency as possible to bring down demand.

But I am not the technical expert on that. So, I will, I will leave that the.

"Vice Chair Peden"

Which then, I guess my last 2 questions I ask, um.
Ultimately, unless, you know, Tesla and Vince an airplane, how is this going to affect ups.
Or how is this going to affect? What is our giant logistics industry? Which is diesel based.

"Sumeda Rao"

Yeah, that's a great question. So, a lot of these industries have their own goals ups, for example, has a goal of 40%, alternative fuel than fleet by 2025 and 30%, sustainable aviation fuel by 2035.
and that was, that was the goal that was said, prior to the inflation reduction act, which also offers tax credits for sustainable aviation field. So, it's another area of where there's massive investments in R. D.
another area of where there's massive investments in r d
And scaling those technologies, and we're seeing a lot of large airlines and other logistics companies have these goals about their own fleet and fuel. So we feel like there's already a lot of progress on this, and anything that we do at the city level.
We'll just aid them in achieving their goals.
Faster

"Vice Chair Peden"

and then my last question that I had submitted prior to here, and that is.
Besides electricity, and you already mentioned geothermal.
What other alternatives are there? Geothermal is great when it comes to heating or cooling a facility. It's not great for.
Powering a motor oppress building, you know, making machinery go.
What other alternatives are there outside of some SciFi, you know.
Crystals from Star Trek and stuff like that that don't exist. What what are our options at this point?
So, in terms of cleaner source of electricity, we're obviously looking into solar geothermal. Like you mentioned, were also.
Looking, we've heard a lot about high idle energy or hydro energy, which can be done on a micro scale. Um, there's also the option of potentially importing low cost wind from other states, which may, or may not be an ideal option.
If we're looking for more domestic production, but it is an option to meet the goals and there's several other technologies like hydrogen, which are being again, invested in the R and D and we're hearing a lot about those technologies.
Dealing significantly over the next decade.

"Vice Chair Peden"

All right, thank you. I'm just for those counting votes. I'm probably going to be a no vote not because I disagree again. 0, clean air is great and if the resolution was something like.
We would like a 50% reduction by 75% reduction by.

I just think, I mean, 0 is completely symbolic and completely unattainable and I wish there was some more bench marking in this resolution versus.

We're going to cut this down to 0. I would also like to touch on. councilwomen Parkers, hypocritical comments, which is.

Some of the things in here that we talk about as being bad we actually have control over now and don't do anything about.

Like, the flooding that you mentioned, I think where, which, whereas it was and yet we still allow people to continue to build in the floodplain. That we talk about increased average temperatures, but the best we've been able to do over to combat clear cutting of trees is the Hollander bill, which you maintain 20% of the trees only if.

It's a 100% when you start.

We could do so much more again instead of.

When we build buildings instead of allowing someone to build.

9 three Story buildings, we should be making them build 39 story buildings.

And save the rest of the green space, and those are all the things that are practical and exactly. And completely attainable.

And aren't pie in the sky.

Imaginative goals, but things that we could be doing now and we don't do those.

And that's kind of like telling someone, you know, but 18 years from now, we're going to be a 0.

And it's kind of where I am, thank you.

"Council Member Hollander"

We've still got 3 meetings, and if we want to go for more than 20%, I'm all for that. I was always all for that.

"Chair Fowler"

Councilman Arthur

"Council Member Arthur"

Thank you for a woman and thank you to the CO sponsors.

I would like to be a CO sponsor too. Thank you all for your work.

Anything that I can do while I'm on this council or once I even leave this council to help address climate chaos.

I'm 1000% willing to do it. That's all. I wanted to say. Thank you.

"Chair Fowler"

Thank you and Council Woman Parker.

"Committee Member Parker"

Um, yes, thank you. Once again.

To council and Peter's point.

You know, I'm all for trees you could consider me a tree hugger and we could plan as many trees everywhere as we possibly can. Even though they are produced.

But they help in other ways, um.

And some of the research I did, I brought this up the last time.

Is the solar farms they actually create a heat island effect so if we had a solar farm and Louisville, we already.

Have a problem with the heat island effect.

And so that just seems kind of ironic to me. And another ironic thing is we want everything to be electricity.
That Cole, we still use coal to generate electricity.
And I just think, why don't we just start doing some of these things where they're feasible without passing a resolution that scares people and it scares businesses. We don't want to scare businesses away.
And so, I mean, I could see myself being only being a guest vote on this when everyone that will vote on this on this council.
Rides their bike door turns out the heat in their home.
And never watches their TV. That's when I'll be a yes, so.

"Chair Fowler"

Thank you Councilman Mulvihill

"Committee Member Mulvihill"

Thank you for you Chair Woman Fowler. I just I had asked for this clarification last time. Uh, but I do need I do believe I think this is going and maybe it's Mike king sitting right there.

"Mike King"

Yes, sir.

"Committee Member Mulvihill"

Oh, hey, Mike. Um, just real quickly. The impact it's going to have on a certain business here in town, I assume, to achieve all this.
You're going to be looking for the power company to play a role correct?

"Mike King"

They will continue to be a partner with us as we pursue these goals.

"Committee Member Mulvihill"

But but if you perceive these goals, and this is what you want, in order to achieve those goals, they have to change their current potentially business model or how they're producing electricity. Correct?

"Mike King"

I would say that the way they're currently producing electricity is probably not 100% sustainable.

"Committee Member Mulvihill"

But it's, it's not also comports with this this goal, which then would have to change their business model in order to meet it. Correct?

"Mike King"

Well, I would say, and let me introduce myself. My name is MikeKing. I'm the director of global metro's, office of advanced planning and sustainability. And I think this kind of goes back to what Councilman Peden was talking about before.
This doesn't create any mandates, nor are we intending to create any mandates on anyone rather this shows, an opportunity for community wide support for goals that are already in place.
There's this new science behind this that tells us we need to accelerate these efforts. So, by doing something like this, we are collectively as a

community saying, hey, this is we recognize these challenges. We don't have all the answers to this currently.

1 of the things I think that's really critical is if you look.

510 years ago the technologies that are available to now, compared to today are vastly different.

In 5 years from now, they are going to be vastly improved upon what is here now, in terms of the impacts of how we generate electricity opportunities on how we generate those.

So, yes, I think will, at some point, need to start rethinking how they do those things.

But I also think it's an best interest to start doing that, because he's probably going to make some money off of this. If, if everybody's switching to these more sustainable power sources.

It's still going to come from so I think as.

Our city and our country in our world sort of modernizes our energy usage.

We will continue to work with local energy providers for opportunities to do that in a more sustainable manner.

So, long, long answer your question. I apologize if that was an answer.

"Committee Member Mulvihill"

Uh, I appreciate the answer and you've answered what I need to do with this resolution, which is what I did last time. So you did answer if you're looking to change their business model, or they can make money or whatever, I would be needing to abstain. So that was the purpose for the question.

And last time, I think we ran out of time and it was sort of answered, but you cleared it up for me. So I will, uh, Madam chair.

When you do this, if you do take a vote today, I will have to ask for a roll call vote to order to abstain. My wife works for Thank you.

"Chair Fowler"

Thank you.

Okay, I need to say that Committee Member Purvis has an excuse to absence Councilwoman George.

"Council Member George"

Thank you chair I think it's important to note that none of us are perfect humans and we're all contradictions.

The purpose of the resolution isn't to scare anyone.

As I understand it, it's to give focus to drive change and to influence the broader culture. And quite frankly, it gives me peace to know that we have a set target in response to all the things that we do see in concerns.

And that we experience as relates to.

1Billion dollar disasters, uh, before we vote,

I know that we have in addition to the technical amendments that Councilman Hollander made there is a new version in the system that just has a couple of lines at it to whereas clauses and also a few

technical amendments. And I don't know if the County Attorney's office wants to read into the record those amendments. I can't make them since I'm not on the committee.

It's.

"Jason Fowler"

Is there a motion Jason Fowler with county Attorney's office? Is there a motion to amend.

"Chair Fowler"

Is there a motion.

The model.

Push it to me in black. Well, thank you, sir.

The 5th that.

[Motion by Committee Member Blackwell, seconded Committee Member Holton Stewart]

"Jason Fowler"

Thank you the amendment reads as follows in the 8th, whereas clause appended to the last sentence.

Reading from the segment before and 100 clean energy, using community wide.

Community wide by 2040, the amendment begins comma and since then Metro has achieved energy cost savings of over 1.2000.

By increasing energy efficiency in government operations.

That amendment is red, and for the next amendment is in the 14th and last, whereas claws.

Beginning, whereas climate disasters have cost Kentucky over 1Billion comma and the United States 145Billion in 2021 alone comma, ending that amendment.

The next amendment is in section 1.

Reading as follows the council supports achieving.

The amendment reads net 0, greenhouse, gas emission reductions, the amendment being community wide.

By 20, 40 parent, this is open scope, 12 and 3 close. Parentheses.

The amendments have been read in full

"Chair Fowler"

Thank you, sir. Did you find.

What you needed? Councilman Peden?

"Vice Chair Peden"

Yes. Yes, ma'am. Okay.

"Chair Fowler"

Okay. Thank you.

All right, so are there any other questions or concerns from the committee.

Okay, so this is a resolution, but we will be doing a roll call vote so that Councilman Mulvihill may abstain, man, we need to on the amendment. Then we'll have to vote on the full. Thank you. You will abstain.

So, all those in favor of the amendment.

Say, aye, aye, aye knows about lifestyle

Okay, so, um.

This is past, and now we can have a roll call vote please.

Commit a Councilman Mulvihill I'm staying for the reasons given.

Committee Member Blackwell? Yes. Committee member Parker.

No committee remember hotel store.

Yes, yes.

Queue.

So this passes and will go to our business.

[vote taken]

"Chair Fowler"

Okay, so now we have.

171 dash 2 to resolution, recognizing the legacy of Alberta Jones, a black American attorney in civil rights icon, and approving the naming of a new park on Maple street between Dr and 25th street in her honor. street in her honor

May have a motion.

[Motion by Vice Chair Peden, seconded by Committee Member Blackwell]

Please well.

Properly moved, and before us and councilman Arthur is the primary sponsor and would like to speak to this.

"Council Member Arthur"

Thank you so much.

I like to point out. How about the Alberta Jones the native.

Had a business lived in the Western.

And this part of her.

Someone who was really a legend that probably have the most influence and a little legend that we all know of becoming this.

Negotiate his 1st contract help make sure that he had some funding tucked away from when he got older.

But outside of that, she was also the very 1st.

Woman appointed to be a city attorney in February of 965, working as a prosecutor.

And the law for domestic relations court to convict perpetrators of domestic violence, she was a civil rights activist. She did a lot of work with our local Urban League.

Our help make sure people were politically educated and politically motivated and activated to make a lot of changes in this city and beyond, and also want to point out something that her sister.

For a press release that will come out next week, right? Before her birthday on Saturday, November the 12th floor's said that words cannot describe how happy and grateful that she is.

This is the greatest recognition that she I bought a Jones has ever received. It will be permanent and everlasting and it's especially special because Alberta Jones. jones

I had a dear place in her heart for children, and when she passed her sister found a journal where she wrote when I die and crossed the way.

No greater appetite will be here for the small joy to say, gee, for the children. She did a lot from me.

So, I hope that every child, every family member, every visitor that goes to this park, sees her name, remembers her legacy and continues the fight that she thought so many years ago for your approval to pass this. Thank you.

"Chair Fowler"

Thank you councilman James

"Council President James"

Thank you. Chair. I just like to congratulate Councilman Arthur for doing this and I'd like to be added as a sponsor if he would agree to that. Please.

"Chair Fowler"

Thank you, um.

And I'd like to be added as a sponsor as well Councilwoman George.

"Council Member George"

Thank you chair I just want to mention that Matt neighbor and friend PJ Ray is, I think, the great, great nephew of Miss Jones, and he organizes a back to school event every year in her honor at the beechmont community center.

And so I just think it's important to say that her legacy lives on broadly in our community and her presence is felt and I was glad to hear you mentioned her connection with youth. So thank you.

"Chair Fowler"

Thank you, let's see. Is there anyone else any questions or comments? Okay, so this is a resolution and costs for a voice vote all those in favor say, aye.

Hi, um, knows about, like, sign.

So this passes and will be on the consent calendar next week.

[vote taken]

We just have about 12 minutes left in this meeting. We can go and hear some of the camping or it's.

Adams, if we feel like we have time, I guess we do. Oh, Dash 263 dash 22 an ordinance amending sections 131.

Oh, 103 1.02031.03 at the local metro code of ordinances, relating to campaign on Metro property and sections for 2.31 for 2.32 and 42.99 of the relating to camping and Metro parks and section 97 point.

and sections for two point three one for two point three two and four two point nine nine of the relating to camping and metro parks and section ninety seven point

72 of the regarding obstruction of sandbox and public ways.

I have a motion to untable motion on untable.

Can I get a 2nd okay, thank you. Property moved to the sectors before us.

[Motion by Vice Chair Peden, seconded Committee Member Parker]

Council Woman George

"Council Member George"

Thank you chair I want to say that in response to the community meetings that we've had the input we've received from partners and colleagues. We have several amendments that we'd like to bring forth and ask that.

We take these amendments by section of the, and the topic that they're related to.

And particularly given the fact that we have a limited amount of time.

The 1st amendment that you're going to see is on page 2.

And in that section, under public property, we have reverted back to the original definition. I would ask Alice Lyon to share a little about the decision to revert back to the original.

"Alice Lyon"

Definition in the original, there were some exceptions listed, including metro parks department, waterfront development corporation.

Park the parking authority and property least by Metro to the administrative officer of the court and.

Some of those may have possibly.

Been included in the really stripped down definition that we did before but to make certain that they're all included except exceptionally the groups that are corporations that are sort of quasi governmental corporations.

We wanted to be sure that there was no confusion about how their property would be treated.

"Chair Fowler"

Okay, so are there any questions Councilman Hollander.

"Council Member Hollander"

No questions about this section.

"Chair Fowler"

Oh, sorry. Okay.

So, councilman, George, there's no, there's no questions about this section again, because I would suggest that we look at each of these that area and so, since this is in the definition section,

I would recommend if someone who's on the committee wants to make a motion for this that we vote on the separate.

Do I hear a motion moved properly moved and seconded? Um.

[Motion by Vice Chair Peden, seconded by Committee Member Mulvihill]

I guess we can we do a voice found or does this need to be.

Voice you can voice.

those in favor, say, aye.

[vote taken]

Knows about white.

Okay, so this amendment passes and then the 2nd amendment that you want to prefer.

Okay.

Sure, I would recommend that we, we may be discuss them before we vote on all of them.

Yes, so and vote on them all at 1 time.

Yeah, and you could just leave that. 1st. Okay. Okay.

"Council Member George"

All right, thank you. That's an excellent point of clarification. The 2nd amendment is under 131 dot and on page 7 where we have.

Added a 2nd paragraph. This is the section that is specific to protections in the event of a finding a risk and need to relocate. We've added a paragraph.

Specific to where protections don't apply and where appropriate notice is needed and so I can read this into the record. And your number 2.

it says a camp has existed for fewer than 72 continuous hours, excluding holidays and weekends before relocating a person from a camp under this sub paragraph.

A minimum of 48 hours advanced notice shall be given unless they can't presents an imminent safety risk. safety risk

To the persons in the camp, or to others, in which case no notice is required.

The 48 hours advanced notice, every removal shall be given aid to the effective person, posting a written notice in the area.

Will satisfy the 48 hours in advance notice requirement, but all reasonable efforts should be made to provide individualized verbal notice as well B, to an entity designated by the Coalition for the homeless, or like, organization and C to a street outreach team.

Doesn't need it by the office of resilience and community service, or any successor agencies. agencies

And I welcome any additional comments from the county Attorney's office specific to this amendment.

"Alice Lyon"

I, I don't have anything to add to the language.

"Chair Fowler"

Are there any questions or concerns from the committee?

Okay, so then, um.

Your 3rd and final sure.

"Council Member George"

To look at the 3rd amendment it's under the park section. 42 dot 31.

we've added sections on.

A section on campaign and facilities on page 8 and this is in response to what we heard from parks, where they stated there's no camping allowed while also recognizing the need to ensure equal access to space.

And I would ask Alice Lyon to read that into the record.

"Alice Lyon"

When I filed this committee by substitution, I accidentally left out a phrase that the sponsors had asked for. So I'm going to read it with that phrase inserted.

Under part 2 facilities.

Except when park facilities have been expressly reserved through the parks department, no person shall prevent the shared view support facilities, which are otherwise open to the public.

And then we need to insert from being used for, for the facilities intended purpose.

The next sentence is for the purposes of this subsection facilities include athletic fields, athletic structures.

Lodgers restrooms, community rooms, picnic, shelters, clubhouses and other permanent structures.

And then in section 4,289, which is the penalty section for the camping chapter. There's a new addition to the penalties that apply just to the camping and facilities addition.

And it reads any personally violates any of the provisions of 42 dot 31 D. shall be fine. Not less than 1 dollar no more than 5 dollars for each offense. more than five dollars for each offense

"Chair Fowler"

Okay, thank you. Ms Lyon's Um.

Are there any questions or concerns from the committee, or otherwise Councilman Hollander

"Council Member Hollander"

I thank you, Madam chair 1 of my concerns has been addressed I guess, in this language that was missing these sections are troubling to me.

They're brand new.

They have not been discussed as part of the procedures going forward that was filed in September.

On the facilities it it seemed to me to be way too vague.

Anybody who takes a, I'll give you an example, is a shade structure Breslin park. If 6 people are sitting out of the shade structure, they've pretty much made it. So that.

It can't be used by other people. I guess we're addressing that by the language from being used for the facilities intended purpose. And I, I understand that. And I think that's a good addition. I am worried about the camping.

A provision, and I'll use present park again as an example 1st of all. I don't know if there's a definition of camp.

In this section, there obviously is a definition in in 131, but I don't know if there's a definition of camp in

"Alice Lyon"

there is not for this park section.

"Council Member Hollander"

So it concerns me.

Uh, you know, and this is again, any are of the day.

And I'll give just give an example of 1 of my constituents who I see pretty much every day in the park.

His name, he goes by the name of Bubba and he's homeless.

And he is in that part pretty much every day you often has a sleeping bag with him and sometimes when it's really cold to use the sleeping bag to warm up.

And he sits in a park bench and he doesn't bother anybody.

I've never seen him there at night. I've never seen him there 24 hours a day.

And it concerns me that that somebody is going to say.

He is camping in that park of the day.

And so I think it's just just incredibly too broad and vague. I don't know. What should I tell Bubba but we just don't want you in the park anymore.

I mean, I think that is a real concern and I think we should be very careful about that, particularly when we've been told that all of this is subject to.

Uh, to to the constitutional challenges, frankly. So so I'm worried about the, the overspread, I guess of the of those sections.

I have 1 other question if I may and I know we're running out of time, but this is really just this is probably for Alice.

We've, we've skipped over on page 7.

Uh, W, W, the personal property storage.

We've said personal property storage and we moved that from 13,103 to 13,104.

But I don't know what the language are. We just leaving the language from the original ordinance.

"Alice Lyon"

Yes, it's it's just remembered see this section heading for section 9. Right, well, here's my course. Section 4. I'm sorry here's my question about that. 13,103 which would now be 13,104.

Includes language that about.

It says if a person who is homeless, but we've taken out the definition of homeless.

So does that really work.

"Alice Lyon"

We could make conforming amendments to pull that back in. I had I had missed that opportunity just by trying to capture the the.

Sponsors intention to, to just leave the personal property storage protections the way they were.

"Council Member Hollander"

Thank you. And I want to say, just wrapping up. I mean, there clearly are some improvements in this draft.

And I appreciate them, I asked for some changes in this draft and some of them have been made and that's important that we should acknowledge that. This is a much better ordinance than what was originally proposed, which, for example, talked about taking anything from a public way. Without any obstruction of any, or any impediment to anyone.

And so I acknowledge that there are changes, but I think that there's work still to be done in this campaign session is 1 that I think, I think needs to be.

Cleaned up, thank you.

"Chair Fowler"

Thank you Councilman Arthur.

"Council Member Arthur"

Thank you so much.

I share concerns about the facilities piece being somewhat vague, especially when we were dealing with an agency, that would have a little bit of discretion, as far as deciding what that means with enforcement. And in my opinion, just based on my own personal experiences.

Some people within those agencies that might have some bias. So I just want to be very careful about how open we leave that. I'm also curious about the top of page 9. I appreciate the fines being significantly reduced.

I'm looking at letter. See.

For 2.31 D shall not be fine less than 1 dollar or more than 5 dollars for each offense. I'm not sure the, the origin of that. But I did see some suggestions from 1 of our community partners that had similar language with that suggestion.

I also saw something about waiving fees and fines for anyone at 30% or less. thirty percent or less

With the, with the fine, not necessarily monetarily, but the corrective action would be.

Making a recommendation to some sort of case manager was that ever discussed? Or is that something that Co sponsors were entertaining?

"Chair Fowler"

Council Woman George

"Council Member George"

Thank you, um, I, I've been very clear in this committee that. I'm open to any suggestion as it relates to finds, particularly for. These sort of offenses I do not recall seeing and maybe that's something that I've missed but I've tried to be very thoughtful in what feedback I have received specifically from the Coalition for the homeless. I don't recall a scene request that we look at 30 per percent and I'm sorry the 2nd piece was around, what was the other piece?

"Council Member Arthur"

Make your referrals to case managers or even if it's, you know, some sort of QR code. Or literature that gets handed out.

"Council Member George"

Yeah, I mean, unless I'm missing, unless I missed that and what was suggested to me, I mean. I don't think anyone on this committee or anyone broadly is going to be. Opposed to more service referrals and I would just say. That my experience has been in our park system as well as broadly that. Um, I don't know anyone who has been relocated or displaced from parks without some level of outreach. From both RCS as well as our street outreach partner. So I would say, yes, and if you have suggested language to that, I would certainly be open and I know we are running out of time. I did want to make sure. I understand. The concern is that the facilities piece is too vague, and that we don't have a definition for camping and parks. Did I hear that correctly? Okay, and then I didn't understand. Is there a question with the process as it relates to how the amendments have been brought forth? Because. I think the effort that was made here was to really be intentional with listening to all of our partners, particularly those agencies who had asked for some improvements to listen to the partners specifically. I'm looking at the Coalition for the homeless using the audience today. I just want to make sure that I'm following the appropriate process. I didn't comment about the process. I don't believe I commented on all about the process. Okay, that's an important clarity. Cause I thought I heard something about having not. Had an opportunity to discuss the amendments, that's the point of bringing forth the amendments as I understand it. So I'm open to suggestions on how to refine this and make this better. That's that's why we're here.

"Council Member Hollander"

And I think that's I think that's very good. And I'm glad that we're going to have some time and not pass it through today to look at the amendments. They were posted online, I think, at about 1230 today and there's significant changes. I mean, the parks, the parks change is a significant change. change

And I think it needs scrutiny, and I'm glad you're going to be willing to look at that and, and hopefully make some changes because I think it can be improved.

"Chair Fowler"

Councilman Arthur

"Council Member Arthur"

does any member of the committee, or anyone here know of a similar situation where instead of someone being handed, or cited, they're given a referral. Does that exist? Anywhere else?

"Chair Fowler"

Council Woman George,

"Council Member George"

thank you, someone did make a suggestion about not a service referral, but about that, I received about the option of community service. And as the County Attorney's office to, and I don't know if that was specific to the park section, or if that was specific to the obstruction of public right ways. But I believe I was told that that was not an option.

"Alice Lyon"

The question is, it was posed to me, and I haven't introduced myself Alice Lyon with the county Attorney's office.

Um, the question as it was posed was about whether the code enforcement board could.

Impose community service on a person, as opposed to a fine and the answer to that was no, because the code enforcement boards powers are set out in statute and they have the,

they have the options of fines and their hearing process, but not.

Only a court could give community service as a penalty

"Council Member Arthur"

and let me be clear. I'm not necessarily asking to impose it or forcing on anyone. I'm asking. If we could throw an ordinance.

Have code and regs have parks, have L. M. P. D. offer that referral whether it's, you know, some sort of digital means, or it's actually a printed literature.

Could we have the agencies offer that instead of the citation, but not to impose it on them to offer it? And people would have to follow up and actually take advantage of the services on their own.

"Alice Lyon"

I want to do some research on that and think about the separation of powers between what the executive branches implementation of law is and what the legislative branches powers are about setting policy. We'd have to.

Explore that line, and I can do some research

"Council Member Arthur"

and not to get too loosey. Goosey

but I just had a similar conversation with not too long ago that we're talking about some kids in our neighborhood. And then getting into trouble, I said, well, how are you referring them to agencies that offer you services whether those are social services or recreational services? Anything in between and they said they largely don't.

When we'd spend millions of dollars to take care of kids, whatever program, I think it makes sense for agencies to have some sort of partnership in relationship and help transfer people across. But I don't know if that exists. That's why I pose that question.

Okay,

"Chair Fowler"

so we are over time by about 8 minutes on the table.

I have a motion to table

[Motion by Vice Chair Peden, seconded by Committee Member Mulvihill]

Thank you so without any further business, we are adjourned.