



**Action Summary - Tentative
Community Affairs, Housing, Health
and Education Committee**

*Chair Barbara Shanklin (D-2)
Vice Chair Kevin Triplett (D-15)
Committee Member Jessica Green (D-1)
Committee Member Donna Purvis (D-5)
Committee Member Marilyn Parker (R-18)
Committee Member Stuart Benson (R-20)
Committee Member Brent Ackerson (D-26)*

Wednesday, April 28, 2021

1:30 PM

Council Chambers/Virtual

Call to Order

Chair Shanklin called the meeting to order at 1:32 p.m.

Roll Call

Chair Shanklin introduced the committee members and non-committee members present. A quorum was established.

***NOTE: All committee members and non-committee members attended the meeting virtually excepted Council Member Chambers Armstrong, who attended in Chambers**

Present: 7 - Committee Member Jessica Green (D-1), Chair Barbara Shanklin (D-2), Committee Member Donna L. Purvis (D-5), Vice Chair Kevin Triplett (D-15), Committee Member Marilyn Parker (R-18), Committee Member Stuart Benson (R-20), and Committee Member Brent Ackerson (D-26)

Non-Committee Member(s)

Council Member Jecorey Arthur (D-4), Council President David James (D-6), Council Member Paula McCraney (D-7), Council Member Cassie Chambers Armstrong (D-8), Council Member Bill Hollander (D-9), and Council Member Robin Engel (R-22)

Support Staff

**Hollie Hopkins, Jefferson County Attorney's Office
Natalie Johnson, Jefferson County Attorney's Office**

Clerk(s)

**Mary Whitlock, Assistant Clerk
Lisa Franklin Gray, Assistant Clerk**

Pending Legislation

1. [O-179-21](#)

AN ORDINANCE AMENDING THE LOUISVILLE/JEFFERSON COUNTY METRO CODE OF ORDINANCES TO ENSURE SAFE, UNOBSTRUCTED ENTRY TO AND EXIT FROM A HEALTHCARE FACILITY. (AMENDMENT BY SUBSTITUTION)

Sponsors: Primary Cassie Chambers Armstrong (D-8), Primary Jecorey Arthur (D-4), Primary David James (D-6) and Primary Bill Hollander (D-9)

Attachments: [O-179-21 V.2 CABS 042821 Safety Zone for Healthcare Facilities.pdf](#)

[O-179-21 PROPOSED CABS 042821 Safety Zone for Healthcare Facilities.pdf](#)

[O-179-21 V.1 042221 Safety Zone for Healthcare Facilities.pdf](#)

[Safety Zone PPT CCA.pdf](#)

[Link to video of EMW Clinic shown at Community Affairs, Housing, Health and Education Committee on 042821.pdf](#)

[136 W Market Calls for service.pdf](#)

[Open Study protest report.pdf](#)

[2021 NAF Monthly Violence and Disruption Report.pdf](#)

[emw.clinic.pdf](#)

[emw.clinic.4.3.21.pdf](#)

[2017-2019 police runs.pdf](#)

[Metro CouncilWygol.pdf](#)

[emw.clinic.pdf](#)

[Residents-U of L 2020-08-11 14-10.pdf](#)

[4.28.21 Incidents at the Healthcare Facilities.pdf](#)

[Arrests Citations Totals.pdf](#)

[500FT 138 W Market St \(Map\).pdf](#)

[4.28.21 Rev. Joseph E. Kurtz Archdiocese of Louisville -Buffer Zone Ltr.pdf](#)

[4.28.21 Archbishop Joseph E. Kurtz Archdiocese of Louisville -Buffer Zone Ltr.pdf](#)

A motion was made by Vice Chair Triplett, seconded by Committee Member Green, that this Ordinance be recommended for approval.

Council Member Chambers Armstrong presented a video presentation (Attachment). She and her Legislative Assistant also gave a demonstration in the Chambers of the distance within the Buffer Zone.

A motion was made by Committee Member Green, seconded by Committee Member Purvis, to amend the Ordinance by substitution in the record. The motion to amend passed by a voice vote.

The following spoke to the item:

- Chair Shanklin
- Council Member Robin Engel
- Meg Sasse Stern, Kentucky Health Justice Network
- Duvergne Gaines, Feminist Organization
- Dr. Danielle Bessett
- Ed Harping, Pro-Life Coordinator of the Archdiocese
- Addia Wuchner, Kentucky Right to Life
- Committee Member Parker
- Committee Member Purvis
- Council Member Hollander
- Committee Member Green
- Hollie Hopkins, Jefferson County Attorney's Office
- Council Member Arthur

The following was discussed:

- The Ordinance creates a ten (10) foot zone of sidewalk that people cannot stand-in
- The Buffer Zone prohibits five activities - obstructing, detaining, hindering, impeding and blocking
- The Buffer Zone will prevent obstruction of a person's access to medical counseling and treatment at a health care facility
- The creation of a ten (10) foot safety zone would protect patients entering or leaving health care facilities
- There has been a history of obstruction of and interference with people's access to health care facilities
- The need to practice the First Amendment Law
- Danger and harassment of persons trying to go to the clinic
- Louisville Metro Police Department (LMPD), Memorandum for March 24, 2021
- Louisville Metro Police Department (LMPD), Memorandum for April 5, 2021
- Out of town groups show-up and harassed the clients
- Discussion regarding imposing your speech by blocking clients
- Discussion regarding sidewalk counseling
- Supreme Court ruling regarding Right of Peace
- The violation of the First Amendment Rights
- Sidewalk counselors are not protesters
- How it is important for women who attend the clinic to make their own decisions
- Question regarding whether the decision made will apply to all health care facilities
- Police that stand across the street from facility are not able to see the congestion in front of the door at the clinic
- The Buffer Zone will have marked lines so you can tell if the protester are over the lines
- The harassment of the clients
- Arrest/Citations (Attachment)
- When police are called to the clinic they increased their patrol
- EMW Clinic has high power cameras that can capture what is going on around the clinic
- The Ohio Policy Evaluation Network
- 136 W. Market Calls for Service (Attachment)
- Open study Patient Report (Attachment)

A motion was made by Committee Member Green, seconded by Committee Member Purvis to call the question. The motion failed by the following vote:

Yes: 4 - Green, Shanklin, Purvis, and Ackerson

No: 3 - Triplett, Parker, and Benson

Chair Shanklin allowed a few more questions before closing the meeting.

The motion to recommend for approval carried by the following vote and the Ordinance was sent to Old Business:

Yes: 5 - Green, Shanklin, Purvis, Triplett, and Ackerson

No: 2 - Parker, and Benson

Adjournment

Without objection, Chair Shanklin adjourned the meeting at 2:40 p.m.

***NOTE: Items sent to the Consent Calendar or Old Business will be heard before the full Council at the Metro Council Meeting on May 6, 2021.**