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LOUISVILLE METRO COUNCIL MEETING
REMOTE BROADCAST CAPTIONING
TUESDAY, JUNE 25, 2019

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>> PRESIDENT JAMES: THE REGULAR LOUISVILLE METRO COUNCIL MEETING JUNE 25, 2019, WILL COME TO ORDER. I AM METRO COUNCIL PRESIDENT DAVE JAMES. PLEASE RISE FOR THE PLEDGE OF ALLEGIANCE TO THE FLAG. I PLEDGE OF 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: MR. CLERK, A ROLL CALL, PLEASE. [ROLL CALL]

>> CLERK: MR. PRESIDENT, YOU HAVE 20 IN ATTENDANCE AND A QUORUM.

>> PRESIDENT JAMES: THANK YOU. COUNCILWOMAN MCCRANEY, I THINK YOU HAVE A VERY SPECIAL INTRODUCTION TODAY.

>> YES, I DO. THANK YOU, MR. PRESIDENT. I AM PEACOCK PROUD TO INTRODUCE TO YOU OUR PAGE FOR THIS EVENING. THIS IS MR. BEN STONE. BEN IS A RESIDENT OF DISTRICT 7, AND HE ATTENDS THE WALDEN SCHOOL AND IS A RISING 7TH GRADER. BEN IS A BOY SCOUT, AS YOU CAN SEE, AND A MEMBER OF THE TOM SAWYER SWIM TEAM. HE PLAYS THE ELECTRIC BASS AND IS AN AVID TENNIS PLAYER. PLEASE WELCOME TO THE CHAMBERS OUR PAGE FOR THIS EVENING, MR. BEN STONE. [APPLAUSE] THANK YOU SO MUCH, AND I WANT TO THANK HIS MOTHER, MRS. STONE, WHO IS IN THE AUDIENCE, FOR HER PARTICIPATION IN MAKING THIS HAPPEN.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. MR. CLERK, DO WE HAVE ANY ADDRESSES TO COUNCIL TODAY?

>> CLERK: WE DO, SIR.

>> PRESIDENT JAMES: LET ME REMIND THOSE ADDRESSING THE COUNCIL TO PLEASE REFRAIN FROM USING ANY PROFANITY OR MAKING DEROGATORY STATEMENTS TO COUNCIL MEMBERS. MR. CLERK, PLEASE BRING THEM FORWARD.

>> CLERK: RONNIE GOFORTH.

>> HELLO. I'M HERE TO TALK SPECIFICALLY ABOUT THE YOUTH DETENTION CENTER THAT YOU ARE PLANNING TO CLOSE WITH THE PASSING OF THIS BUDGET. THERE ARE OVER 100 MEMBERS OF THIS COMMUNITY THAT YOU ARE ABOUT TO LAYOFF WORK AND FAR MORE FAMILIES IN THIS COMMUNITY THAT YOU ARE ABOUT TO NEGATIVELY EFFECT, ALL OVER MAYBE A COUPLE OF MILLION OUT OF A BUDGET THAT HAS OVER \$60 MILLION IN THE RAINY DAY FUND. YOU DON'T EVEN KNOW YET WHAT YOU WILL HAVE TO SPEND TO THE STATE TO HOUSE THESE NON-DJJ KIDS OR WHAT THE COST OF TRANSPORTATION EVERY DAY TO MOVE THEM BACK AND FORTH TO ARRAIGNMENT, PRE-TRIAL, AND TRIAL DATES. HOW MUCH IN OVERTIME COSTS TO LMPD IS GOING TO HAVE TO ABSORB OVER THIS POSITION? TERRY BROOKS, THE EXECUTIVE DIRECTOR OF KENTUCKY YOUTH ADVOCATES, HAS PUBLICLY SAID SO, THAT THIS COUNCIL IS BEING SHORTSIGHTED ON THIS ISSUE. BUT SINCE YOU DON'T REALLY KNOW WHAT YOU WILL SAVE, I ASK YOU, DO YOU THINK IT WILL BE ENOUGH TO COVER THE DAMAGES YOU ARE GOING TO DO TO THE MOST VULNERABLE OF

FAMILIES YOU SERVE? THERE IS A REASON LOUISVILLE HAS HAD THIS DETENTION CENTER RIGHT WHERE IT IS FOR THE PAST 40 YEARS. WE ARE THE BIGGEST CITY AND, ARGUABLY, HAVE THE MOST JUVENILE CRIME IN THIS STATE. WE HAVE MENTAL HEALTH SERVICES HERE THAT THE STATE DOES NOT OFFER. WE HAVE THE ABILITY TO PROVIDE VISITATION TO LOCAL FAMILIES. IF YOU WANT TO REDUCE LONG-TERM CRIME AMONGST KIDS, EVERY MENTAL HEALTH PROFESSIONAL I HAVE EVER WORKED WITH WILL TELL YOU THAT A STABLE HOME LIFE AND PARENT INVOLVEMENT WITH THE KIDS ARE CRITICAL TO THAT GOAL. AND SATURDAY'S EDITION OF THE "COURIER JOURNAL," THE JUSTICE AND PUBLIC SAFETY CABINET, ALONG WITH SEVERAL LOCAL JUDGES, HAVE SAID THIS IS NOT A WISE MOVE. SECRETARY TILLY HAS SAID IN THE NEWS THAT THERE WILL NOT BE A FACILITY RUN IN JEFFERSON COUNTY, THERE WILL NOT BE ANY NEW FACILITIES OPERATED ANYWHERE IN KENTUCKY OTHER THAN THE ONES THE STATE CURRENTLY OPERATES. THE JUDGE HAS ALSO STATED THAT THEY DON'T LIKE THE IDEA OF SENDING THESE KIDS TWO HOURS AWAY FROM THEIR FAMILIES. PLEASE DON'T DO THIS. SEND THE NEGOTIATORS BACK TO FRANKFURT AND GET A BETTER DEAL FOR WHAT THEY REIMBURSE US. GIVE THE COMMUNITY A CHANCE, FIGHT FOR THE TROUBLED KIDS IN NEED AS HARD AS YOU FIGHT TO KEEP OPEN SWIMMING POOLS THAT CAN ONLY BE USED A FEW MONTHS OUT OF THE YEAR. BUT IF YOU DECIDE THAT THEY ARE NOT WORTH THE EFFORT AND SOMETHING HAPPENS TO THESE KIDS AT THE STATE CAMPS, I HOPE YOU WILL NOT BLAME THE MAYOR OR ANYONE ELSE. THERE HAS NEVER BEEN A DEATH INSIDE YDS. THE STATE

CANNOT MAKE THAT CLAIM. YOU HAVE DEDICATED, EXPERIENCED STAFF OF FRONT LINE WORKERS WHO LIVE IN THIS COMMUNITY, WHO INTERACT WITH THESE KIDS DAILY. AS FOR THE WORKERS WHO DEDICATE THEMSELVES TO THE HARD WORK, PLEASE GET WITH HR AND SEE IF YOU CAN DO ANYTHING TO HELP THE STAFF WITH THIS TRANSITION AND MAYBE USE THEM TO FILL UP EMPTY CITY JOBS FIRST. THEY ARE STILL AVAILABLE.

>> CLERK: DAVID ROBERTSON. [APPLAUSE] DAVID ROBERTSON.

>> GOOD EVENING, COUNCIL. AND WELCOME, YDS WORKERS, TO THE COUNCIL. WE DON'T -- WE DON'T ENVY THE TASK THAT IS SET ON ALL OF YOUR SHOULDERS, BUT THE DECISIONS YOU ALL MAKE WILL HAVE A LASTING IMPACT FOR THE FUTURE TO COME. MUCH LIKE PEBBLES THROWN IN A LAKE. THE RIPPLE EFFECT IS FAR REACHING. AS A LEADER, WE ARE FACED WITH HARD DECISIONS EVERY DAY. WE MUST LISTEN VERY CAREFULLY TO OUR CONSCIENCE, AND ABOVE ALL, DO THE RIGHT THING. AS A LEADER, I'VE BEEN FACED WITH BUDGETARY MATTERS MYSELF, BUT BEFORE I WOULD EVER THINK ABOUT CUTTING THE FOUNDATION, I LOOKED AT THE TOP, BECAUSE THE TOP CAN EVENTUALLY GROW BACK. ONCE THE FOUNDATION IS CUT, IT'S CUT FOREVER. MAKING IT NEARLY IMPOSSIBLE FOR RECOVERY. AS A LEADER, I'VE EVEN WENT AS FAR AS CUTTING MY OWN SALARY OR REORGANIZING LEADERSHIP TEAMS. THAT'S WHAT REAL LEADERS DO. THEY LEAD BY EXAMPLE. SENDING OUR CHILDREN TO YDS AT THE STATE HAS BEEN A DESIRE OF OUR MAYOR FOR SOME TIME, BUT IT STILL FEELS RUSHED. WITH SO MANY UNANSWERED QUESTIONS AND UNATTENDED RATIFICATION, WHAT ARE THE HIDDEN COSTS -- WHAT ARE

THE HIDDEN COST SAVINGS? WHAT WILL BE THE COST OF
TRANSPORTATION? THE HOURLY WAGES OR OVERTIME? WHAT WAS THE LOSS
OF HUMAN CAPITAL? PAYROLL TAX REVENUE, DEPARTMENTWIDE LOSS,
VENDOR AND CONTRACTOR TAX REVENUE LOSS, IMPACT TO LOCAL ECONOMY.
PEOPLE LIVE AND WORK HERE. IMPACT TO CHILDREN AND THEIR
FAMILIES. MAKING VISITATION NEARLY IMPOSSIBLE FOR THESE
FAMILIES. PEOPLE WHO WORK WITH KIDS ARE FROM THE COMMUNITY THAT
THE STATE CAN'T OFFER. WHAT MESSAGE ARE WE SENDING THESE KIDS
AND FAMILIES, THAT WE'RE GIVING UP ON THEM? I STAND HERE TODAY
URGING YOU TO TAKE YOUR TIME IN SENDING THESE CHILDREN TO THE
STATE. EVEN IF THAT MEANS VOTING ON A BUDGET WITHOUT THIS PART
IN IT TO BE FINANCIALLY RESPONSIBLE, AND RESPONSIBLE TO THE
CHILDREN AND FAMILIES WHO THIS HAS A DEVASTATING IMPACT ON.
BECAUSE AT THE END OF THE DAY, IT'S NOT JUST THE PEOPLE WHO HAVE
ELECTED YOU TO LOOK OUT FOR THEIR BEST INTERESTS, BUT GOD WHO
HAS PLACED EACH AND EVERY ONE OF YOU IN THOSE SEATS. I LEAVE YOU
WITH THIS VERSE, PSALMS 127:1-5. UNLESS THE LORD BUILDS THE
HOUSE, THE BUILDERS LABOR IN VAIN. UNLESS THE LORD WATCHES OVER
THE CITY, THE GUARDS WILL STAND WATCH IN VAIN. IN VAIN YOU RISE
EARLY AND STAY UP LATE. SPOILING FOR FOOD TO EAT, FOR HE GRANTS
SLEEP TO THOSE HE LOVES, CHILDREN ARE THE HERITAGE FROM THE
LORD. OFFSPRING A REWARD FROM HIM, LIKE ARROWS IN THE HANDS OF
THE WARRIORS, CHILDREN BORN, BLESSED ARE THE MEN WHO QUIVER,

THEY WILL NOT BE PUT TO SHAME WHEN THEY CONTEND WITH THEIR
OPPONENTS IN COURT. THANK YOU. [APPLAUSE]

>> CLERK: THERESA CAMORIANO.

>> THANK YOU FOR ALLOWING ME TO SPEAK TODAY. MY NAME IS
THERESA CAMORIANO. I'M A MEMBER OF THE ADVISORY BOARD FOR THE
BLUEGRASS INSTITUTE FOR PUBLIC POLICY SOLUTIONS. I'D LIKE TO
MAKE THREE QUICK POINTS. FIRST, I REALIZE IT WAS HARD FOR YOU TO
COME UP WITH THE ADDITIONAL \$35 MILLION PENSION PAYMENT IN THIS
BUDGET. YOU'VE HAD TO MAKE DIFFICULT DECISIONS. THANK YOU. THE
MAYOR'S PROPOSED BUDGET WOULD HAVE SPENT A LOT OF MONEY ON
PROJECTS AND INITIATIVES WITH LITTLE ACCOUNTABILITY, WHILE AT
THE SAME TIME IT WOULD HAVE CUT ESSENTIAL GOVERNMENT FUNCTIONS
LIKE PUBLIC SAFETY. THIS IS NOT ACCEPTABLE, AND I APPRECIATE
YOUR DILIGENCE IN TRYING TO CORRECT THE MANY SHORTCOMINGS OF
THIS BUDGET IN ORDER TO USE OUR TAX DOLLARS EFFICIENTLY AND
EFFECTIVELY FOR THE GOOD OF OUR ENTIRE COMMUNITY. SECOND, I ALSO
WANT TO GIVE MANY THANKS TO THE COUNCIL MEMBERS WHO VOTED
AGAINST THE TAX MEASURES, GREEN, DORSEY, PURVIS, MCCRANEY, REED,
KRAMER, FOX, FOWLER, PARKER, PIAGENTINI, STUART BENSON, ENGLE,
PEDEN, DAVID YATES, AND BRENT ACKERSON. I HOPE I HAVEN'T
FORGOTTEN ANYONE. THANK YOU ALL FOR UNDERSTANDING THAT WE CANNOT
TAX OUR WAY OUT OF THIS PENSION CRISIS. THIRD, GOING FORWARD,
I'D LIKE TO URGE YOU TO PLEASE TAKE AN ACTIVE ROLE IN ADDRESSING
THE STATE PENSION CRISIS DURING THE NEXT LEGISLATIVE SESSION.

THE BLUEGRASS INSTITUTE HAS DONE A LOT OF WORK ON THIS ISSUE AND WOULD BE GLAD TO SHARE ITS INFORMATION WITH YOU. AS YOU KNOW, THIS PENSION PROBLEM IS NOT GOING AWAY. WE HAVE TO MAKE CHANGES TO THE PENSION SYSTEM THAT WILL MAKE THE PENSION SOLVENT AND SUSTAINABLE GOING FORWARD AND THAT WILL ALLOW THE GOVERNMENT TO CONTINUE PERFORMING ITS IMPORTANT FUNCTION. WE ESPECIALLY NEED TO ADDRESS THE SHORTCOMINGS OF DEFINED BENEFIT PLANS AND THE PROBLEM OF RETROACTIVELY AWARDED INCREASES IN BENEFITS. THANK YOU.

>> CLERK: WALTER SCOTT.

>> HELLO. MY NAME IS WALTER SCOTT. I LIVE IN THE COUNCIL MEMBER ACKERSON'S DISTRICT. I'M A MEMBER OF ST. JOHN PAUL'S PARISH AND OF CLOUT. I WORKED AS A REALTOR ON THE WEST SIDE OF LOUISVILLE FOR OVER 15 YEARS, AND WHAT I FOUND, IT TOOK LONGER TO SELL A HOUSE AND BUY A HOUSE AND OFTEN WORKED LESS OR EQUAL QUALITY AS TO WHAT SOLD IN THE EAST END, BUT THE FAMILIES I WORKED WITH MEANT EVERYTHING TO HAVE THEIR OWN HOME, A PLACE THEY COULD AFFORD, BECAUSE AFFORDABLE HOUSING NOT ONLY LIFTS PEOPLE OUT OF POVERTY, LIFTS THEIR SPIRITS. GIVES THEM PEACE, JOY, DIGNITY, LIFTS THE WHOLE COMMUNITY. FOR THE PAST TWO YEARS, WITH FULL FUNDING OF \$10 MILLION EACH YEAR, THE LOUISVILLE AFFORDABLE HOUSING TRUST FUND HAS HAD THE ABILITY TO HELP LIFT THOUSANDS OF MEMBERS OF OUR COMMUNITY OUT OF INSECURITY AND TO HEALTHIER, MORE STABLE FUTURE. THIS YEAR THAT ABILITY WILL BE

CUT IN HALF. WE ARE GLAD THAT AT LEAST \$5 MILLION OF THE TRUST FUND HAS BEEN REMAINED IN THE BUDGET. IT WILL CONTINUE TO MOVE OUR COMMUNITY FORWARD, JUST IN A SLOWER PACE. THIS YEAR'S BUDGET CRISIS IS RESOUNDING EXAMPLE OF WHY WE NEED A DEDICATED FUNDING SOURCE FOR THE AFFORDABLE HOUSING TRUST FUND. THE BUDGET WILL ALWAYS BE SUBJECT TO STRAINS, SHIFTING PRIORITIES, AND ON OCCASION A CRISIS, BUT THE WELL-BEING OF OUR COMMUNITY MUST NOT BE. CLOUT WILL CONTINUE TO STAND BY AND SUPPORT METRO COUNCIL IN YOUR PURSUIT OF DEDICATING FUNDING LOCALLY AND IN FRANKFORT TO PROVIDE THE COMMUNITY SUPPORT NEEDED FOR HAVING A GREATER ABILITY TO CREATE A DEDICATED FUNDING SOURCE. WE LOOK FORWARD TO CONTINUING TO WORK WITH YOU TO MEET THIS VITAL NEED AND THIS VITAL OPPORTUNITY FOR ECONOMIC GROWTH FOR THE TRUST FUND PROVIDES. THANK YOU. [APPLAUSE]

>> CLERK: MAURICE BECKLEY. MAURICE BECKLEY. CHRIS FINZER.

>> GOOD EVENING. MY NAME IS CHRIS FINZER, AND I'M SPEAKING ON BEHALF OF CLOUT. WE COME TO YOU TONIGHT VERY SADDENED AT THE CRISIS OF LEADERSHIP AND THE LACK OF COMPASSION THAT LED TO THE PROPOSED CITY BUDGET THAT NOW INCLUDES ZERO NEW DOLLARS FOR THE LIVING ROOM PROGRAM. IT APPEARS THAT THE LIVES OF MANY OF OUR MOST VULNERABLE CITIZENS ARE AT RISK, ONCE AGAIN, OF FALLING TO THE VERY BOTTOM OF OUR CITY'S PRIORITY LIST. OF HIGHER PRIORITY, APPARENTLY, ARE MORE FREQUENT YARD WASTE AND RECYCLING PICKUPS, MORE GRASS CUTTING, AND YOUR OWN DISCRETIONARY FUNDING AS METRO

COUNCIL MEMBERS. THOSE ARE JUST THREE CHOICES YOU'RE MAKING WITH THE CURRENT PROPOSED BUDGET. CHOICES THAT YOU'RE MAKING OVER THE LIVES OF APPROXIMATELY 5,000 CITIZENS, WHO WILL BE IN A MENTAL HEALTH OR ADDICTION CRISIS IN THE COMING YEAR. AS SOMEONE ONCE SAID, A BUDGET IS A MORAL DOCUMENT. THE PROPOSED BUDGET BEFORE YOU REPRESENTS THE MORALITY OF OUR CITY. YES, WE KNOW WE ARE IN AN EXTRAORDINARY SITUATION WITH OUR BUDGET THIS YEAR. WE KNOW THAT THERE WERE A LOT OF COMPETING PRIORITIES. WE KNOW THAT YOU ALL HAD TOUGH DECISIONS TO MAKE, BUT LET'S NOT FOOL OURSELVES. YOU DID MAKE, OR ARE ABOUT TO MAKE, IF YOU VOTE FOR THIS BUDGET, THESE CHOICES, AND YOU COULD AND STILL CAN TONIGHT MAKE DIFFERENT CHOICES. THE BUDGET COMMITTEE CHOSE LAST WEEK TO REINSTATE A TOTAL OF ABOUT \$735,000 FOR MORE FREQUENT YARD WASTE AND RECYCLING PICKUP AND MORE GRASS CUTTING. IF YOU VOTE FOR THIS BUDGET AS-IS, YOU WILL BE CHOOSING THAT OVER THE LIVES OF MORE THAN 400 CITIZENS IN CRISIS EACH MONTH. THE COMMITTEE CHOSE TO REINSTATE \$650,000 IN FUNDING FOR YOUR OWN USE IN YOUR DISTRICTS AND IN YOUR OFFICES. YOU WILL BE CHOOSING THAT OVER THE LIVES OF THESE 400-PLUS CITIZENS IN CRISIS PER MONTH. DIFFERENT CHOICES COULD HAVE BEEN MADE AND, IMPORTANTLY, THEY CAN STILL BE MADE TONIGHT, BUT FIRST WE HAVE TWO QUESTIONS FOR YOU. OUR FIRST QUESTION IS, WHO HAVE YOU BEEN LISTENING TO IN ORDER TO MAKE THESE RECOMMENDATIONS? TO SET THESE PRIORITIES FOR THE COMING YEAR? WE'VE BEEN TO ALMOST EVERY METRO COUNCIL

MEETING AND MANY OF THE BUDGET HEARINGS OVER THE PAST FEW MONTHS, AND WE WOULD VENTURE TO SAY THAT YOU'VE HEARD MORE TESTIMONIES, REQUESTS, RESEARCH, AND PLEAS FOR KEEPING THE LIVING ROOM LIVING THAN FOR ANY OTHER SINGLE BUDGET ITEM, AND THE FIVE OF YOU WHO WERE AT CLOUT'S ASSEMBLY AT MEMORIAL AUDITORIUM IN MARCH KNOW THAT YOU COMMITTED, IN FRONT OF MORE THAN 1,000 CITIZENS, TO ADVOCATE TO KEEP THE LIVING ROOM LIVING, AND MAYBE YOU DID ADVOCATE, BUT NOW WE'RE ASKING YOU AND ALL OF YOUR COLLEAGUES TO ACT TONIGHT. OUR STATEMENT WILL BE CONTINUED BY MIKE KOLB IN A MOMENT. [APPLAUSE]

>> CLERK: TODD MOORE. TODD MOORE.

>> FIRST OF ALL, I'D LIKE TO INTRODUCE MYSELF. MY NAME IS TODD MOORE. I'VE BEEN A LIFELONG LOUISVILLIAN, STARTED MY BUSINESS IN 2002, ON MARKET STREET, KNOWN AS NULU, AND SPENT A LOT OF MONEY IN TRANSFORMING OUR LOCATION INTO ONE OF THE PREMIER SPOTS IN DOWNTOWN. I'D ALSO LIKE TO THANK THE MEMBERS OF LOUISVILLE METRO COUNCIL FOR THE OPPORTUNITY TO BE HERE TO ADVOCATE FOR MY FELLOW URBAN BUSINESS OWNERS. FOR THOSE OF US IN THE NULU DISTRICT, WHO HAVE NO OTHER OPTION THAN TO RELY ON THE CITY OF LOUISVILLE FOR TRASH AND RECYCLING PICKUP, ANY DETRIMENT OF SERVICE COULD BE ERODING OF THE CITY. WE HAVE SEEN FOOTAGES OF PLACES LIKE NEW YORK WITH ENORMOUS PILES OF GARBAGE STACKED HIGH ON THE SIDEWALKS AND INFAMOUS RATS DRAWN OUT FROM THE STENCH OF ROTTING FOOD. I AM TRULY AFRAID THAT IF NULU DISTRICT

TRASH PICKUP IS REDUCED, WE BUSINESS OWNERS ARE NOT GIVEN THE OPTION TO FIND ALTERNATIVE SOLUTIONS TO MEET THE TRASH NEEDS WE, TOO, HAVE MOUNDS OF GARBAGE PILED HIGH ON THE STREETS. WE RISK UNDOING EFFORTS MADE BY LEADERS TO MAKE URBAN LOUISVILLE NOT ONLY A TOURIST DESTINATION, BUT A FAVORITE SOCIAL GATHERING SPOT. FOR LOCALS WHO TEN YEARS AGO WHO WOULD NOT EVEN CONSIDER COMING DOWNTOWN. AS A BUSINESS OWNER, I'M MORE THAN HAPPY TO PROPERLY PAY FOR TRASH SERVICES, HOWEVER, AFTER APPROACHING THREE INDEPENDENT CONTRACTORS FOR TRASH SERVICES, I AM NOT AVAILABLE, SO I HAVE NO PLACE FOR THE TRASH TO GO. BECAUSE OF THE HISTORIC NATURE OF THE DISTRICT, THERE ARE VERY FEW NULU BUSINESSES THAT HAVE ALLEY ACCESS TO DUMPSTER PICKUP. RIGHT NOW I CURRENTLY HAVE TEN CANS THAT ARE PICKED UP TWICE A WEEK. HALF OF THAT IS RECYCLABLES, HALF IS ACTUALLY TRASH. 90% OF OUR WASTE IS RECYCLABLE, HOWEVER, WITH THE LIMITED AMOUNT OF TRASH AND RECYCLE CANS GIVEN, WE HAVE TO MAKE THE BEST OF THE SITUATION. AS IT STANDS, THE WASTE GENERATED -- EXCUSE ME. I UNDERSTAND OUR CITY IS FACING BUDGET SHORTFALL AND THE CUTS MUST BE MADE, BUT I URGE YOU MEMBERS OF CITY COUNCIL CONSIDER ONE WAY TO WORK DOWN A MUTUALLY BENEFITED SOLUTION TO BOTH OF OUR PROBLEMS AS TO ENSURE THE ECONOMIC GROWTH AND PROSPERITY OF OUR CITY. THANK YOU FOR YOUR TIME. LOOK FORWARD TO BE GIVEN AN OPPORTUNITY TO MEET PRIVATELY WITH ANY OF YOU TO FIND A SOLUTION. THANK YOU. [APPLAUSE]

>> CLERK: MIKE KOLB. KOLB, EXCUSE ME.

>> GOOD EVENING, MY NAME IS MIKE KOLB, CONTINUING THE STATEMENT CHRIS FINZER BEGAN REGARDING THE LIVING ROOM. IF YOU VOTE FOR THIS BUDGET AS IT IS, THE LIVING ROOM WILL CLOSE ITS DOORS JUST AS IT'S REALLY GETTING STARTED. IN FACT, DEPENDING HOW THE VOTE GOES TONIGHT, WE UNDERSTAND THAT CENTERSTONE IS PREPARED TO BEGIN CLOSING DOWN THE PROGRAM THIS WEEK. WE'VE HEARD FROM SOME OF YOU THAT COMPLAINTS ABOUT CENTERSTONE NOT PROVIDING CERTAIN INFORMATION OR NOT DOING CERTAIN THINGS TO SATISFY YOU DURING THIS PROCESS, SOME OF WHICH WE STILL BELIEVE TO BE MISCOMMUNICATION OR MISUNDERSTANDINGS. EVEN IF IT WAS THE CASE, THE COMPASSIONATE CHOICE WOULD BE TO PROVIDE ENOUGH FUNDING TO KEEP THE PROGRAM OPEN AND WORK OUT THESE ISSUES LATER. SO OUR SECOND QUESTION IS, WHERE DO YOU EXPECT THE PEOPLE USING THE LIVING ROOM TO GO? THE 13 OR SO PEOPLE WHO WALK UP TO THAT BLUE LIGHT AND RING THAT DOORBELL, STARTING NEXT MONDAY, WHERE DO YOU EXPECT THEM TO GO? AND THE 13 THE DAY AFTER THAT, 13 THE DAY AFTER THAT, 400 A MONTH, 5,000 FOR THE YEAR. BUT ACTUALLY, LET'S UPDATE THAT. LAST FRIDAY, THE DAY AFTER THE BUDGET COMMITTEE DECIDED ON ZERO DOLLARS IN FUNDING, GUESS WHAT? THERE WERE 20 PEOPLE THAT CAME TO THAT DOOR. AND LET US REMIND YOU THAT THESE AREN'T JUST PEOPLE AT RISK. THESE ARE PEOPLE IN CRISIS. AT THAT VERY MOMENT, AND OUR CITY MUST BE ABLE TO RESPOND IN THAT MOMENT. THE LIVING ROOM IS NOT JUST ONE MORE

AGENCY OR PROGRAM THAT ASSISTS PEOPLE WHO ARE AT RISK, IT IS, IN FACT, THE ONLY PROGRAM THAT CAN ASSIST PEOPLE IN CRISIS IN THE WAY THAT IT DOES, STABILIZING THEM AND PUTTING THEM ON THE PATH TO RECOVERY. SO WHERE WILL THEY GO? IN MANY CASES, OUR POLICE WILL BE CALLED, AND THEY WILL GO TO OUR OVERCROWDED JAIL, DRAINING THE RESOURCES OF LMPD'S FIRST DIVISION AND METRO COUNCIL DISTRICT 4. OR THEY WOULD GO TO OUR EMERGENCY ROOMS. OR THEY WILL REMAIN ON THE STREETS. AND SOME OF THEM MAY LIKELY GIVE UP ALTOGETHER AND END THEIR OWN LIVES. SO WE WANT TO CHALLENGE YOU TONIGHT TO MAKE THE RIGHT COMPASSIONATE CHOICES AND TO SET THE RIGHT COMPASSIONATE PRIORITIES BY KEEPING THE LIVING ROOM LIVING. YOU CAN AMEND THIS PROPOSED BUDGET TONIGHT. YOU CAN PUT SOME FUNDING INTO THE PROGRAM. HIGHLY VALUED BY OUR POLICE AND OUR JAIL AND OPERATION. IF NOTHING ELSE, EACH OF YOU CAN TAKE SOME OF THE DISCRETIONARY MONEY THAT YOU'RE PROPOSING BE REINSTATED AND PUT ENOUGH TOGETHER TO AT LEAST KEEP THE LIVING ROOM OPEN ON A PART-TIME BASIS OR AT LEAST FOR POLICE DROP-OFFS. THIS IS A CHOICE THAT EACH OF YOU CAN MAKE TONIGHT. AND CLOUT WILL WORK WITH YOU IN SUPPORT AND PURSUIT OF NEW REVENUE SOURCES, LOCALLY AND IN FRANKFORT TO FUND THESE KIND OF CRITICAL SERVICES. TONIGHT, LET'S DO SOMETHING COMPASSIONATE THAT WE CAN ALL BE PROUD OF WHEN WE LEAVE THIS BUILDING. SOMETHING WE CAN HOLD OUR HEADS HIGH ABOUT THAT WILL ALLOW US

ALL TO SLEEP WELL TONIGHT, SO THAT OUR BROTHERS AND SISTERS IN
CRISIS CAN DO THE SAME. IT'S YOUR CHOICE. [APPLAUSE]

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

>> PRESIDENT JAMES: THANK YOU. AND COUNCILWOMAN BARBARA
SEXTON SMITH, I BELIEVE YOU HAVE A VERY, VERY, VERY SPECIAL
GUEST TODAY.

>> VERY. PRESIDENT JAMES AND FELLOW COUNCIL MEMBERS AND
GUESTS WHO ARE WITH US THIS EVENING, YOU CAN SEE WHO MY VERY
SPECIAL GUEST IS. IT HAPPENS TO BE BUDDY BAT, YES, IT IS, AND
WITH US ALSO IS A SPECIAL FRIEND OF MINE, WHO WILL BE SPEAKING
IN JUST A MOMENT. MR. PRESIDENT, MAY I READ INTO THE RECORD A
FULL PROCLAMATION RECOGNIZING AN INCREDIBLE SERIES OF BASEBALL
GAMES THAT'S GOING TO BEGIN SOON IN OUR COMMUNITY?

>> PRESIDENT JAMES: PLEASE PROCEED.

>> ALL RIGHT. TO WHOM ALL THESE PRESENTS SHALL COME,
GREETINGS. KNOW THAT THE LOUISVILLE METRO COUNCIL HEREBY
RECOGNIZES AND HONORS BATS TO PLAY AS LOS MURCIELAGOS DE
LOUISVILLE AS PART OF COPA DE LA DIVERSION. HOLA. WHEREAS TO PAY
HOMAGE TO LOUISVILLE METRO'S DIVERSE HISPANIC LATINO OPERATION,
THE LOUISVILLE BATS WILL PLAY AS LOS MURCIELAGOS DE LOUISVILLE
AS PART OF A SPECIAL THREE-DAY CELEBRATION AT LOUISVILLE SLUGGER
FIELD JUNE 28TH THROUGH JUNE 30TH, WHEREAS THE NAME, WHICH
TRANSLATES FROM SPANISH AS "THE BATS OF LOUISVILLE," IS PART OF

A MINOR LEAGUE BASEBALL COPA DE LA DIVERSION, OR "FUN CUP," AN OFFICIAL SEASON-LONG EVENT SERIES SPECIFICALLY DESIGNED TO EMBRACE THE CULTURE AND VALUES THAT RESONATE MOST WITH HISPANIC LATINO FANS IN 72 MINOR LEAGUE BASEBALL COMMUNITIES, WHEREAS DURING THE CURRENT SEASON, THE LOUISVILLE AAA FRANCHISE OF THE CINCINNATI REDS HAS FIELDDED 15 PLAYERS FROM FIVE DIFFERENT CARIBBEAN, CENTRAL, AND SOUTH AMERICAN COUNTRIES. WHEREAS THE PRESENTING PARTNER OF COPA DE LA DIVERSION AND LOS MURCIELAGOS DE LOUISVILLE IS IN THE LARGEST HISPANIC-OWNED BUSINESS IN THE LOUISVILLE AREA AND BELIEVE OUR HISPANIC AMERICAN COMMUNITY PLAYS A VERY LARGE ROLE IN THE CONTINUED GROWTH AND VIBRANCY OF LOUISVILLE. WHEREAS NOW IN ITS 38TH YEAR, LOUISVILLE'S PROFESSIONAL SPORTS TEAM WILL WEAR SPECIALTY JERSEYS AND GAPS DURING THE THREE GAMES AND ALL MARKETING, BRANDING, AND IN-STADIUM PROMOTIONS WILL REFLECT THE MURCIELAGOS BRAND. CALLING LOUISVILLE SLUGGER FIELD THEIR HOME, DEMONSTRATING A SHINING EXAMPLE OF WHAT A SUCCESSFUL PUBLIC-PRIVATE PARTNERSHIP LOOKS LIKE, SERVING AS A PRIMARY CATALYST FOR THE REBIRTH AND THE VIBRANT GROWTH OF THE EASTERN EDGE OF DOWNTOWN LOUISVILLE, INCLUDING NULU, WHISKEY ROW, AND WATERFRONT PARK. NOW, THEREFORE, THE LOUISVILLE METRO COUNCIL DOES HEREBY PROCLAIM JUNE 28TH, 29TH, AND 30TH, 2019, BE OFFICIALLY DESIGNATE THE AS LOS MURCIELAGOS DE LOUISVILLE WEEKEND, AND THAT THE OWNERSHIP, FRONT OFFICE, GROUNDS CREW, PLAYERS, AND COACHES OF THE

LOUISVILLE BATS ARE TO BE CONGRATULATED AND EXTENDED BEST WISHES FOR CONTINUED SERVICE. DONE IN LOUISVILLE, KENTUCKY, THIS 25TH DAY OF JUNE, 2019, HONORABLE BARBARA SEXTON SMITH, 4TH DISTRICT COUNCILWOMAN. [APPLAUSE] WE'RE GOING TO HEAR FROM OUR FRIEND AT THE LOUISVILLE BATS MOMENTARILY, BUT I'D LIKE TO MAKE THE OFFICIAL PRESENTATION OF THE PROCLAMATION TO BUDDY BAT. [APPLAUSE] AND AT THIS TIME, PLEASE WELCOME XAVIER SANTIAGO.

>> PRESIDENT JAMES, COUNCILWOMAN SEXTON SMITH, MEMBERS OF THE LOUISVILLE METRO COUNCIL, AND FANS OF BASEBALL EVERYWHERE, MY NAME IS XAVIER SANTIAGO AND I'M HERE AS PART OF THE COPA DE LA DIVERSION LIAISON FOR THE LOUISVILLE BATS, LOS MURCIELAGOS DE LOUISVILLE. IT IS AN HONOR AND PRIVILEGE TO ACCEPT THIS RECOGNITION FROM LOUISVILLE METRO COUNCIL ON BEHALF OF THE BATS. THE INITIATIVE, COPA DE LA DIVERSION, IS AN ACKNOWLEDGMENT THAT WHILE BASEBALL IS AMERICA'S PASTIME, IT'S TRULY WESTERN HEMISPHERE, IF NOT GLOBAL SPORT. I WOULD LIKE TO THANK LOUISVILLE METRO GOVERNMENT OFFICE FOR GLOBALIZATION AND FOR THEIR INVALUABLE ASSISTANCE IN PUTTING TOGETHER MANY OF THE ELEMENTS OCCURRING OFF THE FIELD THAT ARE PART OF THESE THREE GAMES THIS WEEKEND, AND AS A TOKEN OF APPRECIATION FOR THE MEMBER OF COUNCIL THIS EVENING, I WOULD LIKE TO PRESENT EACH COUNCIL MEMBER WITH AN OFFICIAL LOS MURCIELAGOS PIN. THE EASTERN EDGE OF THE DOWNTOWN, IN 37 SEASONS, INCLUDING OUR 20TH AT THE SLUGGER FIELD, WE HAVE NEVER HAD FEWER THAN 460,000 FANS IN ONE

SEASON. NO OTHER MINOR LEAGUE TEAM CAN MAKE THAT CLAIM. SO THE COPA INITIATIVE IS ANOTHER WAY WE ARE ABLE TO PROUDLY STATE THAT THERE IS ROOM FOR EVERYONE AT THE BATS' BASEBALL GAME. FINALLY, I WOULD LIKE TO ENCOURAGE EVERYONE TO COME TO THE SLUGGER FIELD THIS WEEKEND TO PARTICIPATE AND CELEBRATE LOS MURCIELAGOS DE LOUISVILLE PLAYING IN THE COPA DE LA DIVERSION. TICKETS ARE AVAILABLE AT BATSBASEBALL.COM. THANK YOU AND PLAY BALL. [APPLAUSE]

>> MR. PRESIDENT, THAT CONCLUDES THE PRESENTATION AND OUR PAGE WILL DELIVER THE PINS TO EACH OF THE COUNCIL MEMBERS. THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. COUNCILWOMAN, COULD YOU HAVE BUDDY COME INTO THE WELL THERE AND TAKE A PHOTOGRAPH WITH THE COUNCIL MEMBERS, PLEASE? RIGHT THERE. THERE WE GO. WE COULD DO IT LIKE THIS. TURN AROUND RIGHT THERE. THERE WE GO. THANK YOU, COUNCILWOMAN, AND THANK YOU, BUDDY. COUNCILMAN KEVIN TRIPLETT.

>> THANK YOU, MR. PRESIDENT. JUST VERY QUICKLY, I WOULD LIKE TO RECOGNIZE SOME FOLKS THAT ARE WITH US TONIGHT. IT'S ALWAYS GOOD TO SEE OUR FRIENDS IN LABOR HERE, THE MEN AND WOMEN HAVE ASKED ME THAT ARE HERE, AND I SEE SOME OF OUR FRIENDS FROM THE FIREFIGHTERS ASSOCIATION. I JUST WANT TO THANK THEM FOR BEING WITH US ON SUCH A VERY DIFFICULT NIGHT. AND APPRECIATE YOUR SERVICE AND WANTED TO RECOGNIZE YOU. THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN. [APPLAUSE] AND THE FOP. ALL RIGHT. AND THE LIBRARY. ALL RIGHT, THANK YOU. NEXT WE HAVE APPROVAL OF COUNCIL MINUTES FOR THE REGULAR MEETING OF JUNE THE 14TH, 2019. ANY CORRECTIONS OR DELETIONS? MAY I HAVE A MOTION AND A SECOND? 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 WE HAVE APPROVAL OF THE FOLLOWING COMMITTEE MINUTES. SPECIAL AD HOC COMMITTEE ON LANDMARKS, JUNE 11, 2019. REGULAR COMMITTEE OF THE WHOLE, JUNE 13, 2019. SPECIAL AD HOC COMMITTEE ON EFFICIENCIES, JUNE 17, 2019. REGULAR PLANNING AND ZONING COMMITTEE, JUNE 18, 2019. REGULAR PUBLIC WORKS COMMITTEE, JUNE 18, 2019. REGULAR GOVERNMENT AND OVERSIGHT AND AUDIT COMMITTEE, JUNE 18, 2019. SPECIAL COMMITTEE ON COMMITTEES, JUNE 19, 2019. REGULAR COMMUNITY AFFAIRS, JUNE 19, 2019. REGULAR PUBLIC SAFETY COMMITTEE, JUNE 19, 2019. REGULAR APPROPRIATIONS COMMITTEE, JUNE 19, 2019. REGULAR BUDGET COMMITTEE, JUNE 20, 2019. ARE THERE ANY CORRECTIONS OR DELETIONS? MAY I HAVE A MOTION AND SECOND FOR APPROVAL? ALL THOSE IN FAVOR SAY AYE. OPPOSED? THE AYES HAVE IT. THESE MINUTES ARE APPROVED AS WRITTEN. MR. CLERK, DO WE HAVE ANY COMMUNICATIONS FROM THE MAYOR?

>> CLERK: WE DO, SIR.

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

>> CLERK: DEAR PRESIDENT JAMES: JOYCE BURCH WAS APPROVED ON MAY 23, 2019. HOWEVER, THE APPROVED TERM OF MAY 9, 2021 IS INCORRECT. BELOW YOU WILL FIND THE CORRECTED DATE. JOYCE BURCH, APPOINTMENT, TERM DECEMBER 31, 2019. YOUR PROMPT ACTION ON THIS APPOINTMENT IS MOST APPRECIATED. SINCERELY, GREG FISCHER, MAYOR.

DEAR PRESIDENT JAMES: MELINDA SUNDERLAND AND JONATHAN JARELL WERE APPROVED ON MAY 23, 2019. HOWEVER, THEIR APPROVED TERM OF JUNE 30, 2022 IS INCORRECT. SEE CORRECTED DATES BELOW. IN ACCORDANCE WITH THE VOLUNTEER FIRE DISTRICT ORDINANCE, I AM APPOINTING THE FOLLOWING TO NEWLY MERGED. ANCHORAGE MIDDLETOWN FIRE PROTECTION DISTRICT BOARD. MELINDA SUNDERLAND, APPOINTMENT, TERM EXPIRES JUNE 30, 2020. JONATHAN JARELL, APPOINTMENT, TERM EXPIRES JUNE 30, 2021. YOUR PROMPT ACTION ON THIS APPOINTMENT IS MOST APPRECIATED. SINCERELY, GREG FISCHER, MAYOR.

DEAR PRESIDENT JAMES: IN ACCORDANCE WITH THE CRIMINAL JUSTICE COMMISSION BOARD ORDINANCE, I AM REAPPOINTING THE FOLLOWING AS CHAIR OF THE BOARD: JUDGE DAVID BOWLES, REAPPOINTMENT, TERM EXPIRES JUNE 30, 2021. THIS IS TO BE READ INTO THE RECORD ONLY. METRO COUNCIL APPROVAL OF THIS REAPPOINTMENT IS NOT REQUIRED. SINCERELY, GREG FISCHER, MAYOR.

DEAR PRESIDENT JAMES: I AM APPOINTING THE FOLLOWING TO THE TAX APPEALS BOARD. DREAMA JACKSON, METRO COUNCIL APPOINTMENT/PERM, TERM EXPIRES AUGUST 31, 2022. CRAIG GREENWELL, TEMPORARY/ALTERNATE, TERM EXPIRES AUGUST 31, 2019. THIS IS TO BE READ INTO THE RECORD ONLY. METRO COUNCIL APPROVAL

OF THESE APPOINTMENTS ARE NOT REQUIRED. SINCERELY, GREG FISCHER, MAYOR. DEAR PRESIDENT JAMES: IN ACCORDANCE TO THE ORDINANCE AUTHORITY FOR THE SMOKETOWN NEIGHBORHOOD ADVISORY GROUP, I AM APPOINTING THE FOLLOWING TO SERVE AS COMMITTEE MEMBERS. CAMILLE FRANKLIN, APPOINTMENT. ANGELA JOHNSON, APPOINTMENT. RANDALL WEBBER, APPOINTMENT. RUBY HYDE, APPOINTMENT. ANTHONY MANNING, APPOINTMENT. LAQUITA WASHINGTON, APPOINTMENT. LYNN RIPPY, APPOINTMENT. PETER MALONEY, APPOINTMENT. PETER MCCORMICK, APPOINTMENT. JOHN HAWKINS, APPOINTMENT. THIS IS TO BE READ INTO THE RECORD ONLY. METRO COUNCIL APPROVAL OF THIS APPOINTMENT IS NOT REQUIRED. SINCERELY, GREG FISCHER, MAYOR. DEAR PRESIDENT JAMES: IN ACCORDANCE WITH THE VOLUNTEER FIRE DISTRICT ORDINANCE, I AM APPOINTING THE FOLLOWING TO BUECHEL FIRE PROTECTION DISTRICT BOARD. LARRY ASH, APPOINTMENT, TERM EXPIRES JUNE 30, 2022. YOUR PROMPT ACTION ON THIS APPOINTMENT IS MOST APPRECIATED. SINCERELY, GREG FISCHER, MAYOR. DEAR PRESIDENT JAMES: IN ACCORDANCE WITH THE LOUISVILLE CONVENTION AND VISITORS BUREAU ORDINANCE, I AM REAPPOINTING THE FOLLOWING. SARAH ROBBINS, REAPPOINTMENT, TERM EXPIRES 7/31/2022. YOUR PROMPT ACTION ON THIS APPOINTMENT IS MOST APPRECIATED. SINCERELY, GREG FISCHER, MAYOR. DEAR PRESIDENT JAMES: IN ACCORDANCE WITH THE PARKING AUTHORITY OF RIVER CITY, INC., PARC ORDINANCE, I AM REAPPOINTING THE FOLLOWING. KWANE WATSON, REAPPOINTMENT, 6/30/2023. YOUR PROMPT ACTION ON THIS APPOINTMENT IS MOST

APPRECIATED. SINCERELY, GREG FISCHER, MAYOR. DEAR PRESIDENT JAMES: IN ACCORDANCE WITH THE LOUISVILLE REGIONAL AIRPORT AUTHORITY ORDINANCE, I AM REAPPOINTING THE FOLLOWING. TONI CLEM, REAPPOINTMENT, TERM EXPIRES 7/15/2023. YOUR PROMPT ACTION ON THIS APPOINTMENT IS MOST APPRECIATED. SINCERELY, GREG FISCHER, MAYOR. DEAR PRESIDENT JAMES: IN ACCORDANCE WITH THE ORDINANCE, I AM REAPPOINTING THE FOLLOWING TO THE RIVERPORT AUTHORITY BOARD. LESTER SANDERS, REAPPOINTMENT, TERM EXPIRES 7/31/2022. ANN WELLS, REAPPOINTMENT, TERM EXPIRES 7/31/2022. YOUR PROMPT ACTION ON THIS APPOINTMENT IS MOST APPRECIATED. SINCERELY, GREG FISCHER, MAYOR. DEAR PRESIDENT JAMES: IN ACCORDANCE WITH THE BOARD OF HEALTH ORDINANCE, I AM APPOINTING AND REAPPOINTING THE FOLLOWING. DR. ANTHONY ZIPPLE, APPOINTMENT, TERM EXPIRES 7/31/2022. DR. MARIA NOTA, REAPPOINTMENT, TERM EXPIRES 7/31/2022. DR. ERIN FRAZIER, REAPPOINTMENT, 7/31/2022. YOUR PROMPT ACTION ON THIS APPOINTMENT IS MOST APPRECIATED. SINCERELY, GREG FISCHER, MAYOR. DEAR PRESIDENT JAMES: IN ACCORDANCE WITH THE WASTE MANAGEMENT DISTRICT 109 BOARD ORDINANCE, I AM APPOINTING AND REAPPOINTING THE FOLLOWING. MARY ROSE EVANS, REAPPOINTMENT, TERM EXPIRES JUNE 22, 2021. MARY HART, REAPPOINTMENT, TERM EXPIRES JUNE 22, 2021. DEATHRA SHIPLEY, APPOINTMENT, TERM EXPIRES JUNE 22, 2021. YOUR PROMPT ACTION ON THIS APPOINTMENT IS MOST APPRECIATED. SINCERELY, GREG FISCHER, MAYOR. DEAR PRESIDENT JAMES: IN

ACCORDANCE WITH THE ETHICS ORDINANCE, I AM REAPPOINTING THE FOLLOWING. ROBERT BOYD, REAPPOINTMENT, TERM EXPIRES 6/30/2022. MICHAEL OYLEY, REAPPOINTMENT, TERM EXPIRES 6/30/2022. DELORES PREGLIASCO, REAPPOINTMENT, TERM EXPIRES 6/30/2022. YOUR PROMPT ACTION ON THIS APPOINTMENT IS MOST APPRECIATED. SINCERELY, GREG FISCHER, MAYOR. READ IN FULL.

>> PRESIDENT JAMES: THANK YOU. THOSE APPOINTMENTS NEEDING COUNCIL APPROVAL WILL BE FORWARDED TO THE GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE. AND I WOULD BE REMISS IF I DID NOT RECOGNIZE OUR FRIEND FROM THE KENTUCKY STATE HOUSE OF REPRESENTATIVES, REPRESENTATIVE CHARLES BOOKER IN THE BACK ROOM. THANKS FOR BEING HERE, SIR. [APPLAUSE] WE HAVE SPECIAL LEGISLATION THIS EVENING. MR. CLERK, A READING OF THE ITEM NO. 29.

>> CLERK: AN ORDER TO APPROVE A \$10,000 PERFORMANCE BOND FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CLERK FOR JANUARY 7, 2019, THROUGH JANUARY 7, 2020. READ IN FULL.

>> PRESIDENT JAMES: THANK YOU. MAY I HAVE A MOTION AND A SECOND? THE ORDER IS BEFORE US. IS THERE ANY DISCUSSION? COUNCILMAN HOLLANDER.

>> THANK YOU, MR. PRESIDENT. WE APPROVED BONDS FOR OTHER COUNTY OFFICIALS IN JANUARY, AND DUE TO AN OVERSIGHT, WE DID NOT APPROVE THIS BOND, SO THIS IS AN ORDER REGARDING THE BOND THAT

WAS ACTUALLY PURCHASED IN JANUARY FOR THE METRO COUNCIL CLERK, STEPHEN OTT, AND IS NOW BEFORE YOU FOR APPROVAL.

>> PRESIDENT JAMES: THANK YOU. IS THERE ANY FURTHER DISCUSSION? HEARING NONE, THIS ORDINANCE -- ORDER REQUIRES A ROLL CALL VOTE. WOULD THE CLERK PLEASE OPEN THE VOTING? WITHOUT OBJECTION, THE VOTING IS CLOSING AND THE VOTING IS CLOSED.

>> CLERK: THERE ARE 25 YES VOTES AND ONE NOT VOTING.

>> PRESIDENT JAMES: THANK YOU. THE ORDINANCE PASSES. OUR NEXT ORDER OF BUSINESS IS THE CONSENT CALENDAR. THE CONSENT CALENDAR COMPRISES ITEMS NO. 30 THROUGH 42, HOWEVER, COUNCILWOMAN PURVIS YOU WISH TO REMOVE ITEMS 36 AND 37, CORRECT?

>> THAT'S CORRECT.

>> PRESIDENT JAMES: THANK YOU.

>> MR. PRESIDENT?

>> PRESIDENT JAMES: I BELIEVE THAT'S 37 AND 38 AFTER TALKING WITH THE CLERK. WOULD YOU CONCUR WITH THAT?

>> THAT IS CORRECT.

>> PRESIDENT JAMES: THANK YOU. ARE THERE ANY FURTHER DELETIONS OR ADDITIONS? MR. CLERK, A SECOND READING OF THESE ITEMS, PLEASE.

>> CLERK: AN ORDINANCE APPROPRIATING \$50,000 FROM DISTRICT 3 NEIGHBORHOOD DEVELOPMENT FUNDS THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO FUND FOR THE ARTS, INC. TO PROVIDE A FIVE-PART ARTS INTEGRATION INITIATIVE IN DISTRICT 3. AN

ORDINANCE AMENDING ORDINANCE NO. 115, SERIES 2017 AND ORDINANCE NO. 108, SERIES 2018 RELATING TO FISCAL YEARS 2017-18 AND 2018-19 CAPITAL AND OPERATING BUDGETS, RESPECTIVELY, BY TRANSFERRING \$4,000 FROM THE DISTRICT 6 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUND. REAPPOINTMENT OF GREG GITSCHIER TO THE DEPUTY SHERIFF MERIT BOARD. TERM EXPIRES JUNE 13, 2021. APPOINTMENT OF JOHN WILLIS TO THE LAKE DREAMLAND FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2020.

REAPPOINTMENT OF MARITA WILLIS TO THE METROPOLITAN SEWER DISTRICT BOARD. TERM EXPIRES JUNE 30, 2022. AN ORDINANCE CLOSING A 15 FOOT ALLEY AT 2070 EASTERN PARKWAY AND BEING IN LOUISVILLE METRO (CASE NO. 18STREETS1029). A RESOLUTION INITIATING A REVIEW OF THE DECISION OF THE PLANNING COMMISSION APPROVING A REVISED DISTRICT DEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 7504, 7506, 7508 BEULAH CHURCH ROAD IN LOUISVILLE METRO. A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$100,000 OF SUPPLEMENTAL FUNDING FROM THE KENTUCKY TRANSPORTATION CABINET FOR ADDITIONAL DESIGN WORK FOR IMPROVEMENTS TO DIXIE HIGHWAY FROM CRUMS LANE TO BROADWAY TO BE ADMINISTERED BY DEVELOP LOUISVILLE. A RESOLUTION APPROVING THE NAMING OF ONE OF THE FIVE ANIMAL SERVICES BUILDINGS AS THE "HARSHAW FAMILY FOUNDATION ANIMAL SHELTER." READ IN FULL.

>> PRESIDENT JAMES: THANK YOU. MAY I HAVE A MOTION AND A SECOND FOR APPROVAL? THE CONSENT CALENDAR HAS BEEN PROPERLY

MOVED AND SECONDED, REQUIRING A ROLL CALL VOTE. WOULD THE CLERK PLEASE OPEN THE VOTING? OBJECTION. THE VOTING IS CLOSING.

>> CLERK: SORRY, IS IT CLOSED?

>> PRESIDENT JAMES: IT'S CLOSED.

>> CLERK: THERE ARE 25 YES VOTES AND ONE NOT VOTING.

>> PRESIDENT JAMES: THANK YOU. THE CONSENT CALENDAR PASSES.

THE NEXT ITEM OF BUSINESS IS OLD BUSINESS, AND MR. CLERK, A READING OF ITEM NO. 37, PLEASE.

>> CLERK: AN ORDINANCE RELATING TO THE 2019-2020

>> PRESIDENT JAMES: MR. CLERK, 37 AND 38?

>> CLERK: I APOLOGIZE. APPOINTMENT OF JOHN WILLIS TO THE LAKE DREAMLAND FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2020. REAPPOINTMENT OF MARITA WILLIS TO THE METROPOLITAN SEWER DISTRICT BOARD. TERM EXPIRES JUNE 30, 2022. APPOINTMENT OF RICKY MASON TO THE METROPOLITAN SEWER DISTRICT BOARD. TERM EXPIRES JULY 31, 2022. READ IN FULL.

>> PRESIDENT JAMES: ITEM IS BEFORE US. IS THERE ANY DISCUSSION? COUNCILMAN ACKERSON. THE APPOINTMENTS?

>> I DIDN'T REALIZE WE WERE ON ITEM 37 OR 38, MR. PRESIDENT. YES, THE REAPPOINTMENT HERE IS FOR THE SEWER DISTRICT BOARD AND IS SO WE CAN HAVE AN ABSTENTION AT THE TIME, COUNCILWOMAN PURVIS WITH THE ABSTENTION.

>> PRESIDENT JAMES: THAT'S CORRECT.

>> I'M RECUSING MYSELF BECAUSE I HAVE A BUSINESS RELATIONSHIP WITH MSD.

>> PRESIDENT JAMES: THANK YOU. IS THERE ANY FURTHER DISCUSSION? HEARING NONE, THIS IS A APPOINTMENT REQUIRING -- OR ALLOWED FOR A VOICE VOTE. ALL THOSE IN FAVOR SAY AYE. OPPOSED? THE AYES HAVE IT, THE APPOINTMENT PASSES. ABSTAINED FROM BOTH OF THEM, YOU JUST READ 37, IS THAT CORRECT, MR. PRESIDENT?

>> CLERK: I DID.

>> PRESIDENT JAMES: ITEM 38, PLEASE.

>> CLERK: APPOINTMENT OF RICKY MASON TO THE METROPOLITAN SEWER BOARD, TERM EXPIRES JULY 31, 2022. READ IN FULL.

>> PRESIDENT JAMES: THANK YOU. A SECOND? THANK YOU. THE ITEM IS BEFORE US. COUNCILMAN ACKERSON.

>> AND I'LL JUMP IN REAL QUICKLY AGAIN. BOTH 37 AND 38 PASSED UNANIMOUSLY OUT OF COMMITTEE. THESE ARE ON OLD BUSINESS SOLELY FOR THE FACT SO THE COUNCILWOMAN PURVIS CAN ABSTAIN FOR THE REASONS THAT SHE'S GIVEN.

>> PRESIDENT JAMES: THANK YOU. COUNCILWOMAN PURVIS?

>> AGAIN, I AM ABSTAINING PARTICIPATING, BECAUSE I HAVE A BUSINESS RELATIONSHIP WITH MSD.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. ANY FURTHER DISCUSSION? ALL THOSE IN FAVOR SAY AYE. OPPOSED? THE AYES HAVE IT. APPOINTMENT PASSES. MR. CLERK, A READING OF ITEM 43.

>> CLERK: AN ORDINANCE RELATING TO THE 2019-2020 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INCLUDING APPROPRIATIONS AND AUTHORIZATIONS FOR OPERATION, MAINTENANCE, SUPPORT, AND FUNCTIONING OF THE GOVERNMENT AND ITS VARIOUS OFFICERS, DEPARTMENTS, COMMISSIONS, INSTITUTIONS, AGENCIES, AND OTHER METRO-SUPPORTED ACTIVITIES. AS AMENDED. READ IN FULL.

>> PRESIDENT JAMES: THANK YOU, MAY I HAVE A MOTION? AND A SECOND? THE ORDINANCE IS BEFORE US. IS THERE ANY DISCUSSION? COUNCILMAN HOLLANDER.

>> THANK YOU, MR. PRESIDENT. BEFORE WE HAVE DISCUSSION ON THIS, WE DO HAVE A LITTLE BIT OF BUSINESS. FIRST, AS PEOPLE WERE HERE AT THE BUDGET COMMITTEE THURSDAY KNOW, THE CUSTOM FAIRLY AMENDMENTS READ INTO THE RECORD BY OUR BUDGET ANALYST, BETH STENBERG, I'LL READ THIS STATEMENT, WE READ MORE THAN WE NEEDED TO READ. THE FRIENDLY AMENDMENTS RECEIVED FROM THE ADMINISTRATION AND READ BY BETH DURING LAST THURSDAY NIGHT'S BUDGET COMMITTEE MEETING, JUNE 20, 2019, PERTAINING TO OPERATING ADJUSTMENTS TO LMPD, EMERGENCY SERVICES, CRIMINAL JUSTICE COMMISSION, AND DEVELOP LOUISVILLE, INADVERTENTLY BUDGETED, HAD ALREADY REFLECTED THOSE AMENDMENTS IN THE OPERATING ORDINANCE AT THAT TIME. THEREFORE, THE AMENDED ORDINANCE REFLECTS ALL CORRECTIONS FOR THOSE FOUR AGENCIES, JUST TO CORRECT THE RECORD ON THAT POINT. WE ALSO HAVE TWO AMENDMENTS TO THE OPERATING

BUDGET THIS EVENING. AND I WILL INTRODUCE THEM SEPARATELY. THE FIRST IS ON LOUISVILLE METRO COUNCIL, CHANGING IN SECTION 2-B ON PAGE 2 OF THE OPERATING ORDINANCE, CHANGING THE AMOUNT OF THE DISTRICT OPERATIONS NEIGHBORHOOD DEVELOPMENT FUND, GENERAL FUND APPROPRIATIONS, STRIKING \$2,259,600 AND CHANGING THAT TO \$2,244,600. AND IN PARKS AND RECREATION, CHANGING IN SECTION 3-A1, CHANGING THE REFERENCE TO \$18,225,500 TO \$18,537,500. AND THEN ALSO IN SECTION 3-H, ADDING THE LANGUAGE AT THE END AFTER THE WORD "POOLS," ADDITIONALLY, THERE IS UP TO \$15,000 FROM THE D-14 NDF NEIGHBORHOOD DEVELOPMENT FUND FOR OPERATING THE SUN VALLEY POOL DURING THE 2019 SWIMMING SEASON. COUNCILWOMAN FOWLER MAY WANT TO COMMENT ABOUT THIS.

>> THANK YOU. YES, THIS IS JUST A MUCH EASIER AND CLEANER WAY OF GETTING THE OPERATING EXPENSES INTO THE BUDGET AS OPPOSED TO GOING THROUGH THE PROCESS OF TRANSFERRING, AND IT MAKES THE FUNDS IMMEDIATELY AVAILABLE UPON JULY 1ST, SO I APPRECIATE YOUR APPROVAL.

>> AGAIN, THIS WAS DISCUSSED AT SOME LENGTH AT THE BUDGET, THIS WHOLE PROCESS, AT THE BUDGET COMMITTEE MEETING ON THURSDAY. SO I'D MAKE THAT MOTION.

>> PRESIDENT JAMES: MOTION, DO WE HAVE A SECOND?

>> SECOND.

>> PRESIDENT JAMES: SECOND. THE MOTION -- THE AMENDED MOTION IS BEFORE US FROM COUNCILMAN HOLLANDER. IS THERE ANY

FURTHER DISCUSSION? ALL THOSE IN FAVOR SAY AYE. OPPOSED? AYES HAVE IT. THE AMENDED ORDINANCE IS BEFORE US.

>> AND WE HAVE ONE MORE AMENDMENT TO THE OPERATING BUDGET, AND THIS IS ON PAGE 12 UNDER JEFFERSON COUNTY CORONER, SECTION 4-A, THE LANGUAGE WOULD BE ADDED A NEW SECTION 4-B, THE ABOVE FUNDING OF \$1,583,800 IS CONTINGENT UPON CONTINUATION OF THE INDIGENT BURIAL PROGRAM. I'D MAKE THAT MOTION, PLEASE.

>> PRESIDENT JAMES: WE HAVE A SECOND. IS THERE ANY FURTHER DISCUSSION? ALL THOSE IN FAVOR OF THE AMENDMENT SAY AYE. ALL OPPOSED? THE AYES HAVE IT. THE AMENDMENT IS BEFORE US. COUNCILMAN HOLLANDER?

>> THANK YOU, MR. PRESIDENT. THE AMENDED ORDINANCE IS NOW BEFORE US. FROM THE TIME WE KNEW HOW MUCH REVENUE WE WOULD HAVE TO SPEND THIS YEAR, IT HAS BEEN MY GOAL AND I THINK THE GOAL OF VICE CHAIR KRAMER ON THE BUDGET COMMITTEE AND OTHER MEMBERS OF THE COUNCIL TO PASS A BUDGET WHICH WOULD GET AS MANY VOTES AS POSSIBLE ON THE METRO COUNCIL AND WOULD BE SIGNED BY THE MAYOR. I THINK WE HAVE DONE THAT. I THINK WE HAVE IMPROVED THE BUDGET FROM WHAT THE MAYOR PROPOSED. I'LL JUST READ A FEW OF THE CHANGES THAT I THINK DO IMPROVE THE BUDGET. MAINTAINING CURRENT OPERATING HOURS AT LOUISVILLE'S LIBRARIES, NEIGHBORHOOD LIBRARIES THROUGHOUT THE COMMUNITY, FUNDING A LIBRARY IN MIDDLETOWN, SUBJECT TO FINDING AND HAVING PROVIDED A LOCATION. MOVING AN LMPD TRAINING CLASS UP ONE MONTH. FUNDING SPECIAL

OPERATIONS AND HAZMAT FOR JEFFERSON COUNTY FIRE. MAINTAINING WEEKLY RECYCLING AND SEASONAL YARD WASTE BY ELIMINATING WET/DRY RECYCLING IN THE CENTRAL BUSINESS DISTRICT, AND A NUMBER OF OTHER CHANGES THAT I'M SURE PEOPLE WILL BE SPEAKING ABOUT TONIGHT. I MUST SAY, WE ARE PASSING NOT JUST THE CHANGES THAT WE MADE, BUT THE ENTIRE BUDGET TONIGHT. AND THERE ARE DEEP CUTS IN THIS BUDGET. AS I LOOK OUT IN THE AUDIENCE, I SEE OUR FIREFIGHTERS HERE, I SEE OUR POLICE OFFICERS HERE, I SEE OFFICERS FROM YOUTH DETENTION SERVICES HERE. I SEE CITIZENS FROM VARIOUS GROUPS SUPPORTING THINGS LIKE THE LIVING ROOM. WE ARE STILL MAKING DEEP CUTS. WE, BY MOVING THE LMPD CLASS UP ONE MONTH, WE DO NOT ELIMINATE THE FACT THERE WILL BE FEWER POLICE OFFICERS ON THIS STREET AT THE END OF THIS BUDGET THAN THERE ARE AT THE BEGINNING. 15 FIRE POSITIONS, YOUTH DETENTION SERVICES, AS WE'VE DISCUSSED, WILL BE FUNDED THROUGH DECEMBER 31ST. EVEN THE LIBRARY, WHICH HAD THE BIGGEST PERCENTAGE CUT IN THE MAYOR'S PROPOSED BUDGET AND HAS THE BIGGEST PERCENTAGE INCREASE IN WHAT WE HAVE PASSED, EVEN THE LIBRARY, THERE ARE CUTS IN LIBRARY SERVICES. ROAD CREWS. WE'VE BEEN TOLD PLOWING SNOW WILL TAKE LONGER, FILLING POTHOLES WILL TAKE LONGER, AND, OF COURSE, WE'VE HEARD THE IMPASSIONED PLEA TONIGHT ABOUT THE LIVING ROOM. THERE WILL BE NO SCHOOL RESOURCE OFFICERS. THOSE ARE THE KIND OF CUTS THAT WE HAVE MADE. I THINK WE HAVE IMPROVED THIS BUDGET, BUT I THINK IT'S IMPORTANT TO KNOW THAT THERE ARE DEEP CUTS. PEOPLE

WILL BE AFFECTED. NOT ONLY WHO WORK FOR METRO GOVERNMENT, BUT WHO ARE SERVED BY THOSE PEOPLE. I WANT TO THANK, TO GET TO THIS PLACE, WE'VE HAD A LOT OF PARTICIPATION. I WANT TO THANK A FEW PEOPLE. I WANT TO THANK BETH STENBERG AND LA TANYA BELL FROM OUR STAFF. I WANT TO THANK VICE CHAIR KRAMER. I WANT TO THANK DANIELLE FROK AND AARON JACKSON WHO HAVE BEEN HERE AT EVERY ONE OF OUR COUPLE OF DOZEN HEARINGS. I ALSO WANT TO THANK THE PUBLIC. WE ASKED PEOPLE TO SHOW UP AND TELL US WHAT THEY THOUGHT IN THREE PUBLIC HEARINGS, AND WE'VE HEARD FROM THE PUBLIC. I WISH WE COULD HAVE DONE EVERYTHING THAT MEMBERS OF THE PUBLIC ASK US TO DO, BUT WE SIMPLY COULDN'T WITH THE FUNDS THAT WERE AVAILABLE TO US IN THIS BUDGET. ONE FINAL COMMENT, I THINK THAT WE MUST BEGIN THE BUDGET PROCESS NEXT YEAR REALLY AS SOON AS WE PASS THIS BUDGET. THIS PENSION OBLIGATION IS GOING TO INCREASE AGAIN NEXT YEAR, AND THE YEAR AFTER THAT, AND THE YEAR AFTER THAT, AND THE YEAR AFTER THAT, AND PROBABLY THE YEAR AFTER THAT. AND SO WE NEED TO BE PREPARED FOR THOSE INCREASES AND ADD NEW REVENUE. WE WILL BE LOOKING AT ADDITIONAL CUTS NEXT YEAR. SOME OF WHAT WE SAVE TONIGHT WILL BE ON THE CHOPPING BLOCK AGAIN NEXT YEAR. SO I HOPE THAT WE WILL BEGIN THE BUDGET PROCESS REALLY HERE TALKING ABOUT THE WAYS WE CAN OPERATE BETTER, TALKING ABOUT THE WAYS WE COULD RAISE MORE REVENUE IN AUGUST, AND I HOPE THAT THE MEMBERS OF THE BUDGET COMMITTEE, AFTER A SHORT BREAK, WILL BE PREPARED TO BEGIN THOSE DISCUSSIONS AGAIN VERY QUICKLY. WITH

THAT I'D URGE YOUR APPROVAL OF THE BUDGET AND I THANK YOU ALL FOR PARTICIPATING IN THE PROCESS.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN. IS THERE ANY FURTHER DISCUSSION? HEARING NONE, THIS IS AN ORDINANCE REQUIRING A ROLL CALL VOTE. WILL THE CLERK PLEASE OPEN THE VOTING? WAIT A MINUTE. COUNCILWOMAN FLOOD.

>> I CAN WAIT TILL AFTER THE VOTE, IF THAT'S OKAY.

>> PRESIDENT JAMES: OKAY. WITHOUT OBJECTION, THE VOTING IS CLOSING, AND THE VOTING IS CLOSED.

>> CLERK: THERE ARE 24 YES VOTES, ONE NO VOTE, AND ONE NOT VOTING. THE ONE NO VOTE IS COUNCIL MEMBER FLOOD.

>> PRESIDENT JAMES: THANK YOU. THE ORDINANCE PASSES.
COUNCILWOMAN FLOOD?

>> THANK YOU, MR. PRESIDENT. FIRST OF ALL, I WOULD LIKE TO THANK THE BUDGET COMMITTEE AND BILL HOLLANDER, KEVIN KRAMER, PAT MULVIHILL, FOR ALL THE WORK THAT WENT INTO TRYING TO MAKE THE BEST OF A HORRIBLE SITUATION AND TO OMB WHO WORKED HARD TO PUT TOGETHER SOMETHING THAT THEY THOUGHT WAS IN THE BEST INTEREST OF THIS CITY. HOWEVER, I THINK WE HAD A BETTER WAY. WE HAD A BETTER WAY SEVERAL MONTHS AGO, AND I IN GOOD CONSCIENCE CANNOT VOTE FOR SOMETHING THAT PUTS THE MOST VULNERABLE PEOPLE IN CRISIS MODE SITUATION. [APPLAUSE] I DID NOT DO THIS FOR ACCOLADES. I DO THIS BECAUSE I HAVE TO LOOK AT MYSELF IN THE MIRROR EVERY MORNING, AND -- AND I HAVE TO STAY TRUE TO MY CONVICTIONS. MY

FATHER ONCE TOLD ME WHEN I WAS A VERY YOUNG GIRL THAT SOMETIMES YOU HAVE TO STAND AND SOMETIMES YOU HAVE TO STAND ALONE. AND I AM TAKING THAT STANCE TONIGHT, BECAUSE I BELIEVE THAT THE CITIZENS OF THIS COMMUNITY DESERVE FAR BETTER THAN WHAT WE HAVE OFFERED YOU. WE COULD HAVE OFFERED YOU SOMETHING BETTER MONTHS AGO, AND I STAND BY THAT VOTE THAT WE TOOK IN MARCH, BECAUSE THERE IS A BETTER WAY. AND THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU. [APPLAUSE] [GAVEL]
COUNCILMAN PIAGENTINI.

>> MR. PRESIDENT, I THINK WE SHOULD CONTINUE WITH THE BUSINESS. THIS SEEMS TO BE A LITTLE OUT OF ORDER. WE HAD THE OPPORTUNITY TO DEBATE THIS AND DISCUSS THIS TOPIC BEFORE THE VOTE. THE VOTE'S OVER, AND I'M NOT SURE IT'S IN ORDER TO CONTINUE DISCUSSING IT AFTER THE VOTE'S BEEN TAKING.

>> PRESIDENT JAMES: THANK YOU. IS THERE --

>> WE HAVE ANOTHER BUDGET ORDINANCE TO PASS.

>> PRESIDENT JAMES: YES, WE DO. I AGREE. MR. CLERK, A
READING OF ITEM NO. 44.

>> CLERK: AN ORDINANCE RELATING TO THE 2019-2020 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT INCLUDING APPROPRIATIONS AND AUTHORIZATIONS OF FUNDS FOR GENERAL CONSTRUCTION, MAINTENANCE, REPAIR AND IMPROVEMENT OF THE FACILITIES AND ASSETS OF THE GOVERNMENT OF LOUISVILLE/JEFFERSON

COUNTY AND OTHER LOUISVILLE METRO-SUPPORTED ACTIVITIES FOR 2019-2020. AS AMENDED. READ IN FULL.

>> PRESIDENT JAMES: THANK YOU. WE HAVE IT PROPERLY MOVED AND SECONDED. IS THERE ANY DISCUSSION? COUNCILMAN HOLLANDER?

>> THANK YOU, MR. PRESIDENT. AGAIN, I WON'T GO THROUGH THIS IN ANY DETAIL. THIS WAS ALSO AMENDED AT THE BUDGET COMMITTEE. THE ONLY -- THERE IS ONE ADDITIONAL AMENDMENT TONIGHT, AND AGAIN, IT RELATES TO DISTRICT 14. ON PAGE 4 OF THE CAPITAL ORDINANCE SECTION 31-A, THE REFERENCE TO \$100,000 IS REDUCED TO \$74,500, AND IN PAGE 5 OF THE CAPITAL ORDINANCE SECTION 51, THE ADDITIONAL LANGUAGE IS ADDED AFTER "SEASON," AFTER "SEASON" IN THE THIRD LINE, THE LANGUAGE IS ADDED ADDITIONALLY FROM THE DISTRICT 14 CIF, THERE IS SUFFICIENT FUNDING TO REPAINT AND REPAIR LEAKS AT THE SUN VALLEY POOL FOR THE 2019 SWIMMING SEASON. AND THEN UNDER -- THERE'S A NOTE, \$400,000, THEN PAVCIF NEW LANGUAGE, \$25,500. COUNCILMAN FOWLER MAY WANT TO SPEAK TO THIS, AS WELL.

>> PRESIDENT JAMES: THANK YOU. COUNCILWOMAN FOWLER?

>> THANK YOU, MR. PRESIDENT. AND AGAIN, THIS IS JUST MUCH EASIER AND CLEANER FOR US TO GET THE FUNDS IN PLACE TO PAY THE CONTRACTOR TO GET THE WORK DONE, SO I APPRECIATE YOUR SUPPORT.

>> I MOVE THAT AMENDMENT.

>> PRESIDENT JAMES: THE AMENDMENT IS BEFORE US. CAN WE HAVE A SECOND? ANY FURTHER DISCUSSION? ALL THOSE IN FAVOR SAY AYE. OPPOSED? THE AMENDMENT PASSES. COUNCILMAN HOLLANDER.

>> AGAIN, THIS IS THE CAPITAL BUDGET. WE'VE FULLY DISCUSSED IT, I THINK, AT THE BUDGET COMMITTEE, AND I'D URGE YOUR APPROVAL.

>> PRESIDENT JAMES: THANK YOU. MR. CLERK, WOULD YOU PLEASE -- THE AMENDED ORDINANCE IS BEFORE US. MR. CLERK, WOULD YOU PLEASE OPEN THE ROLL CALL FOR VOTING? WITHOUT OBJECTION, THE VOTING IS CLOSING, VOTING IS CLOSED.

>> CLERK: 25 YES VOTES AND ONE NOT VOTING.

>> PRESIDENT JAMES: THANK YOU, THE ORDINANCE PASSES. MR. CLERK, READING OF ITEM 45.

>> CLERK: AN ORDINANCE AMENDING THE LOUISVILLE METRO CODE OF ORDINANCES SECTIONS 51.300(C), 51.405(A), AND 51.500(A) REGARDING THE FREQUENCY OF COLLECTING YARD WASTE AND RECYCLING IN THE URBAN SERVICES DISTRICT AND HOUSEHOLD WASTE ON CERTAIN HOLIDAYS IN SAME DISTRICT (AMENDED BY SUBSTITUTION). READ IN FULL.

>> PRESIDENT JAMES: MAY I HAVE A MOTION AND SECOND PLEASE? THANK YOU. THE ORDINANCE IS BEFORE US. COUNCILMAN HOLLANDER?

>> I THINK THIS CAME OUT OF COUNCILMAN COAN'S COMMITTEE, BUT HE'S DEFERRED TO ME ON THE ISSUE, IF THAT'S OKAY, COUNCILMAN COAN. THIS IS AN ORDINANCE WHICH WHEN WE WERE CONTEMPLATING, AND

THE MAYOR HAD PROPOSED MOVING TO ALTERNATING RECYCLING AND YARD WASTE COLLECTION IN THE URBAN SERVICES DISTRICT, IT WAS BROUGHT TO OUR ATTENTION THAT WE HAD AN ORDINANCE WHICH PROVIDED THAT EVERY HAULER AND THE DEPARTMENT OF PUBLIC WORKS IN THE USD HAD TO OFFER WEEKLY RECYCLING AND YARD WASTE. AND SO IT WAS SUGGESTED THAT WE NEEDED TO CHANGE THAT ORDINANCE. IT TURNS OUT THAT THERE ARE A NUMBER OF HAULERS THROUGHOUT THE COUNTY, INCLUDING I THINK SOME OF OUR SUBURBAN CITIES WHICH DO NOT OFFER WEEKLY RECYCLING, AND SO THEY HAVE DONE THAT BY GETTING EXCEPTIONS FROM THE 109 BOARD. THE 109 BOARD HAS PROPOSED THAT THIS ORDINANCE BE CHANGED SO THAT THOSE EXCEPTIONS WILL NO LONGER BE NEEDED. AND I WOULD MOVE YOUR APPROVAL FOR THIS. THIS IS, I WANT TO MAKE CLEAR, THIS IS NOT NEEDED BECAUSE OF ANY CHANGE WE ARE MAKING IN THIS BUDGET. WE HAVE RESTORED RECYCLING ON A WEEKLY BASIS AND YARD WASTE ON A SEASONAL BASIS IN THE URBAN SERVICES DISTRICT, SO THIS IS NOT SOMETHING WE HAVE TO DO THIS YEAR, BUT WE'VE BEEN TOLD THIS IS A CHANGE THAT SHOULD HAVE BEEN DONE SOME TIME AGO. AND AS I SAID, AND I HATE TO BRING THIS UP, BECAUSE I KNOW THERE ARE PEOPLE THAT VERY MUCH OPPOSE THIS, THIS ISSUE MAY COME UP AGAINST NEXT YEAR, AS WELL. SO WE WILL HAVE AN OPPORTUNITY FULLY TO DISCUSS THAT, AND I KNOW SEVERAL COUNCIL MEMBERS WHO WILL VEHEMENTLY OPPOSE THAT NEXT YEAR, AS WELL, BUT AGAIN, THIS DOES NOT CHANGE ANYTHING. IT SIMPLY SAYS

YOU DO NOT HAVE TO HAVE THE APPROVAL OF THE 109 BOARD TO NOT OFFER WEEKLY SERVICE. IT MOVES THAT TO BIWEEKLY SERVICE.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN COAN.

>> THANK YOU, MR. PRESIDENT. AND THANK YOU, COUNCILMAN HOLLANDER. THIS DID COME OUT OF A PUBLIC WORKS COMMITTEE THAT I CHAIR, AND I VOTED YES AT THE COMMITTEE LEVEL RELUCTANTLY, BECAUSE ONE OF THE COUNCIL MEMBERS WHO WAS OPPOSED TO THE POSSIBILITY OF REDUCING RECYCLING AND YARD WASTE SERVICE TO EVERY OTHER WEEK. I DO THINK IT POSES LEGITIMATE PUBLIC HEALTH, CLEANLINESS AND SAFETY ISSUES, AND I THINK IT'S IMPORTANT TO MAINTAIN THE SERVICE, ESPECIALLY MY COLLEAGUES IN THE URBAN SERVICES DISTRICT, AND URBAN SERVICES DISTRICT TAXPAYERS, WE PAY FOUR TIMES THE PROPERTY TAX THAT PEOPLE THAT DON'T LIVE IN THE URBAN SERVICES DISTRICT DO, AND WE PAY ALL THAT EXTRA TAX, BECAUSE WE'RE SUPPOSED TO RECEIVE SOME EXTRA SERVICES IN EXCHANGE FOR OUR MONEY THAT OTHER PEOPLE AREN'T SUPPOSED TO RECEIVE. AND HOW WE ACTUALLY DO THAT HERE AT THE CITY IS IMPERFECT, TO SAY THE LEAST. URBAN SERVICES DISTRICT PAYERS ARE SUPPOSED TO HAVE THIS SOLID WASTE SERVICE, WERE SUPPOSED TO RECEIVE STREET LIGHTS, WERE SUPPOSED TO RECEIVE STREET SWEEPING. I KNOW WE JUST PASSED AN OPERATING BUDGET THAT INCLUDES SOME MONEY FOR STREET SWEEPING FOR SUBURBAN AREAS, EVEN THOUGH WE PAY EXTRA FOR IT AND YOU DON'T. THAT'S OKAY. BUT FOR ALL THAT REASON, I'M RELUCTANT TO MAKE THE CHANGES IN THE ORDINANCE

TONIGHT THAT SPEAKS SPECIFICALLY TO THE URBAN SERVICES DISTRICT. I SUPPORT THE PART ABOUT MANDATING THE BASIC LEVEL OF SERVICE EVERYWHERE ELSE, AND I THINK THAT OVER THE NEXT YEAR'S TIME, AS WE TAKE A LOOK AT REVENUE AND OTHER POTENTIALLY LOST SERVICES, IT'S IMPORTANT TO UNDERSTAND THE URBAN SERVICES DISTRICT VERSUS THE AREAS OUTSIDE OF THE URBAN SERVICES DISTRICT AND WHAT WE PAY FOR AND WHAT WE GET. SO I WANTED TO JUST OFFER -- I BROADLY SUPPORT THIS, BUT I WANTED TO OFFER JUST A BASIC AMENDMENT THAT WOULD PRESERVE THE LANGUAGE THAT GUARANTEES THE WEEKLY RECYCLING AND YARD WASTE PICKUP FOR THE URBAN SERVICES DISTRICT. AND IF WE NEED TO CHANGE IT AGAIN IN THE FUTURE, NEXT YEAR, I'LL STILL BE HERE. I'LL BE HAPPY TO SPONSOR THE ORDINANCE THAT DOES THAT. BUT FOR THIS EVENING, IF I COULD OFFER AN AMENDMENT, AND I DID MY BEST AT DRAFTING HERE AS WE WERE WORKING. IT'S A SHORT ORDINANCE. I PROPOSE TWO CHANGES. ON PAGE 1, UNDER SECTION 1, SUB 3, IN THE THIRD SENTENCE, I WOULD LIKE TO ADD A NEW THIRD SENTENCE. SO RIGHT BEFORE IT SAYS "OTHER ALTERNATIVE COLLECTION SERVICE SCENARIOS MAY BE USED." I'D LIKE TO OFFER A SENTENCE THAT SAYS, "SERVICE IN THE URBAN SERVICES DISTRICT MUST CONSIST OF A MINIMUM OF ONCE A WEEK -- ONCE A WEEK -- WHAT'S THAT WORD? I'M SORRY. SEASONAL COLLECTION OF YARD WASTE AND A MINIMUM OF ONCE A WEEK COLLECTION OF RECYCLABLES." LET ME REPEAT THAT, BECAUSE I STUMBLED OVER MY WORDS. "SERVICE IN THE URBAN SERVICES DISTRICT MUST CONSIST OF A MINIMUM OF ONCE A WEEK SEASONAL

COLLECTION OF YARD WASTE AND A MINIMUM OF ONCE A WEEK COLLECTION OF RECYCLABLES." SO THAT'S IN CONTRACT TO THE SENTENCE THAT PROCEEDS IT. THEN THE SECOND AMENDMENT WOULD BE ON PAGE 2 IN SECTION 2. SECTION 2-A. IT WOULD SAY -- IT WOULD ADD SOME LANGUAGE TO THE FIRST SENTENCE. "IT SHALL BE THE DUTY OF EVERY RESIDENCE AND THE OWNER AND OCCUPANT OF ANY COMMERCIAL OR INDUSTRIAL ESTABLISHMENT TO PROVIDE FOR NOT LESS FREQUENT THAN WEEKLY DISPOSAL OF ALL SOLID WASTE IN THE URBAN SERVICES DISTRICT AND SOLID WASTE EXCEPT RECYCLABLES AND YARD WASTE TO WHEN THE OWNER OR OCCUPANT EITHER EMPLOYED OR PROVIDED SERVICES ONCE EVERY OTHER WEEK AS COLLECTED IN 51.300 C3, ET CETERA." I THINK THOSE TWO AMENDMENTS TOGETHER CLARIFY THAT THE BASIC MINIMUM REQUIREMENT FOR URBAN SERVICES DISTRICT RECYCLING AND YARD WASTE SERVICE DOES NOT CHANGE, AND THAT'S WHAT I WOULD OFFER AS AN AMENDMENT.

>> SECOND.

>> PRESIDENT JAMES: THANK YOU. ARE YOU OFFERING THAT AS A FRIENDLY AMENDMENT TO --

>> I'M NOT SURE I KNOW THE DIFFERENCE. I'D LIKE TO TALK ABOUT IT AND VOTE ON IT.

>> PRESIDENT JAMES: ALL RIGHT.

>> IF IT'S NOT A FRIENDLY AMENDMENT, MR. PRESIDENT, I'LL SECOND IT.

>> THANK YOU.

>> PRESIDENT JAMES: THANK YOU.

>> IT'S WORTH DISCUSSION.

>> PRESIDENT JAMES: DO WE HAVE ANY DISCUSSION ON THE AMENDMENT? COUNCILMAN YATES?

>> YES, MR. PRESIDENT. I JUST THINK THAT WE JUST MADE A VERY TOUGH VOTE, A LOT OF CUTS THAT MAKE MY STOMACH SICK. WE'RE LOOKING AT RIGHT NOW -- I TALKED TO MOST OF MY COLLEAGUES THAT WE'RE GOING TO HAVE A WAY TO TRY TO GENERATE ADDITIONAL REVENUE THE VERY FIRST MEETING OF NEXT YEAR, WE'RE GOING TO SEPARATE THAT FROM THE BUDGET PROCESS, SO WE CAN DO THAT, BUT WE KNOW NEXT YEAR'S GOING TO BE EVEN TOUGHER, AND WE'RE GOING TO HAVE TO MAKE CHOICES. AND I'M VERY HESITANT TO BOX OURSELF IN ON ANYTHING RIGHT NOW WHEN WE'RE GOING TO BE DEALING WITH PUBLIC SAFETY ISSUES AND INFRASTRUCTURE ISSUES AND EVERYTHING ELSE. I THINK IT'S GREAT TO HAVE PART OF THE CONVERSATION, BUT I THINK THAT AS COUNCILMAN HOLLANDER IS CORRECT IN HAVING IT AS-IS NOW, AND NEXT YEAR, IF WE ARE ABLE TO FIND THE FUNDS, I DON'T THINK WE PROVIDE THAT RELIEF RIGHT NOW, BECAUSE I WANT TO HOLD THE FEET TO THE FIRE. THE FIRST MEETING, NEXT MEETING, WE'VE GOT TO MOVE FORWARD WITH FINDING ADDITIONAL REVENUE, AND I HOPE I'LL HAVE PLENTY OF SUPPORT IN THE FIRST MEETING.

>> PRESIDENT JAMES: THANK YOU. AND COUNCILMAN ACKERSON, DID YOU WANT TO SPEAK TO THIS?

>> I DID, SIR.

>> PRESIDENT JAMES: THANK YOU.

>> AS MUCH AS COUNCILMAN YATES AND I OFTEN AGREE, THIS IS ONE OF THE ISSUES THAT WE DISAGREE ON, AND I THINK COUNCILMAN COAN IS CORRECTLY POINTED OUT SOMETHING HERE, WHEN WE VOTED MERGER IN, WE TALKED ABOUT ONE CITY. BUT THE REALITY IS, WE'RE STILL FAR FROM ONE CITY. AND THE URBAN SERVICES DISTRICT, THE TAXES PAID IN THE URBAN SERVICES DISTRICT ARE TREMENDOUSLY HIGHER COMPARED TO THE REST OF THE UNINCORPORATED COUNTY. AND WHEN WE MERGED, THEIR TAX BASE WITHIN THE URBAN SERVICES DISTRICT WAS MUCH HIGHER, BECAUSE THEY RECEIVED SERVICES THE REST OF US DIDN'T RECEIVE. THEY GOT SIDEWALKS. THEY GOT STREET LIGHTS. THEY GOT STREET CLEANINGS. THEY GOT THE YARD WASTE PICKUP AND THE OTHER -- LOTS OF OTHER THINGS, BUT THEY PAID SO MUCH MORE. NOW WHAT'S HAPPENED SINCE MERGER IS THEY CONTINUE TO PAY A HIGHER RATE, A HIGHER RATE THAN I PAY. I'M NOT IN THE URBAN SERVICES DISTRICT. I DON'T GET THE SERVICES THEY GET, BUT I PAY A LOWER TAX RATE, WHICH THEN I TAKE THOSE DOLLARS AND GET MY OWN GARBAGE PICKUP AND YARD WASTE PICKUP, MY OWN RECYCLING. BUT THE PEOPLE IN THE URBAN SERVICES DISTRICT DESERVE A FAIR SHAKE HERE. AND THAT IS THEY SHOULD BE ENTITLED TO THE MONEY THAT THEY PAY. THE SERVICES. NOW, WHAT'S HAPPENED SINCE MERGER IS THIS, IS WE IN THE UNINCORPORATED AREAS, THE NON-URBAN SERVICES DISTRICT, SAID WE WANT THOSE SERVICES ALSO. WE WANT STREET CLEANINGS. WE WANT THIS AND WE WANT THAT. WE WANT

SIDEWALKS. WE WANT STREET LIGHTS. YET WE CONTINUE TO OPERATE AT OUR TAX BASE WHILE COUNCILMAN COAN AND OTHERS WITHIN THE URBAN SERVICES DISTRICT ARE PAYING A MUCH HIGHER TAX RATE. AND TO ME IT SEEMS INEQUITABLE FOR US TO DEMAND THAT THEY PAY MORE, YET WE SHARE THE SAME BASIC SERVICES. WHAT THEY'VE ASKED FOR, WHAT COUNCILMAN COAN'S ASKED FOR TONIGHT, TO ME, IS FAIR. IT'S EQUITABLE. THEY ARE GOING TO CONTINUE TO PAY MORE, THEY ARE ENTITLED TO MORE THAN I AM. AND THAT'S ONLY RIGHT AND FAIR, WHICH RAISES THE GREATER QUESTION BEYOND THIS, AND THAT IS AT SOME POINT THIS COUNCIL NEEDS TO ADDRESS THE DISPARITIES IN OUR TAX SYSTEM WITHIN JEFFERSON COUNTY. IF WE ARE ONE GOVERNMENT, WE ARE ONE COUNTY, THE SERVICES AND THE EXPENSES NEED TO BE EQUALLY SHARED. THE FOLKS IN THE WEST END SHOULD NOT PAY A HIGHER RATE THAN THE FOLKS IN ST. MATTHEWS. AND IF THEY DO, THEN THEY ARE ENTITLED TO MORE SERVICES. THAN WE ARE IN ST. MATTHEWS AND THE SURROUNDING AREAS AROUND ST. MATTHEWS, BRECKENRIDGE LANE AND THE AREAS I REPRESENT. THEY ARE ENTITLED TO MORE BECAUSE THEY PAID MORE, SO WE HAVE TO BRING SOME BALANCE HERE THAT SAYS, YOU KNOW, THE SERVICES NEED TO BE EQUAL, THE TAX BASE NEEDS TO BE EQUAL. AND BECAUSE OF THAT, I WOULD ENCOURAGE TO SUPPORT COUNCILMAN COAN'S AMENDMENTS TONIGHT, BECAUSE IT IS THE FAIR, IT IS THE EQUITABLE THING TO DO. THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN. COUNCILMAN YATES.

>> THANK YOU, MR. PRESIDENT. I HAVE A DISTRICT IN DISTRICT 5 THAT I HAVE PART OF THE URBAN SERVICES DISTRICT AND PART OF THE URBAN DISTRICT. A LOT TO BALANCE. AND WHEN COUNCILMAN ACKERSON TALKS ABOUT THE SAME -- WE SHARE THE SAME BASIC SERVICES, WE DON'T. THERE WAS NEVER A REAL MERGER. THERE WAS A PARTIAL MERGER. ABSOLUTELY CORRECT, WE DO AGREE WE NEED TO LOOK AT EXTENDING THAT REAL MERGER TOGETHER SO WE CAN BE ONE CITY. SOMETIMES THERE'S A DIFFERENCE BETWEEN WHAT'S EQUAL AND WHAT'S EQUITABLE. WHEN WE TALK ABOUT WHAT WE PAY IN, I HEAR THAT A LOT FROM MY SUBURBAN AREA, THAT DO WE GET THE -- GET BACK WHAT'S PAID IN, AND SOME OF IT YOU HAVE TO LOOK AT WHAT THE RETURN ON INVESTMENT IS AND WHAT ARE THE COSTS PER CAPITA FOR THE HOUSEHOLD, WHAT'S PAID INTO. WE WANT TO MAKE SURE EVERYBODY KIND OF RISES WITH THE TIDE, BUT TO SAY WE ALL SHARE THE SAME BASIC SERVICES ISN'T TRUE AT ALL. COUNCILWOMAN BARBARA SEXTON SMITH WAS TALKING ABOUT DISPARITIES IN SIDEWALKS, KIDS WANTING TO RIDE THEIR BIKES. DIFFERENCE BETWEEN -- STREET SWEEPING ISN'T THERE, GARBAGE PICKUP ISN'T THERE, SO MANY DIFFERENCES. IT'S VERY, VERY -- THE CITY IS NOT REALLY COMPLETELY MERGED. I THINK WE SHOULD BE LOOKING AT THAT, AND I THINK MAYBE IF WE LOOK AT EVEN SHARING THE SAME FREQUENCY IN PUBLIC SAFETY AND WAYS WE CAN WORK TOGETHER, I THINK THAT'S A STEP WE'RE GOING TO HAVE TO DO, BECAUSE WE'RE IN A POSITION WE'RE FORCED TO SAVE MONEY AND RESOURCES. I THINK THAT WILL BE OUR NEXT STEP. AGAIN, TO BOX

OURSELVES IN FOR NEXT YEAR, BECAUSE WE DON'T KNOW WHAT'S HAPPENED. WE HAVE MEN AND WOMEN FIGHTING FOR THEIR JOBS, FOR THEIR POSITIONS. IN THE SUBURBAN AREA, WE DON'T HAVE RECYCLING, YOU CAN PAY EXTRA TO HAVE A BIN, BUT IT'S FAR AND FEW BETWEEN. WOULD IT BE A GREAT SERVICE TO EXTEND THAT TO METRO LOUISVILLE, HAVE DROPOFF AND THINGS IS THIS I THINK WE NEED TO LOOK AT WHAT WE'RE PAYING INTO. IF YOU'RE GOING TO SAY THE URBAN AREA IS PAYING MORE AND GETTING BACK LESS, I WANT TO SEE THE NUMBERS TO BACK THEM UP. WHAT ARE THE COSTS TO RETURN? SO IF WE'RE GOING TO HAVE THAT DISPUTE, IT'S ONE TO WORK THROUGH IN COMMITTEE. I URGE YOU TO SAY NO TODAY AND LOOK AT THE PROCESS NEXT YEAR AND I WOULD BACK COUNCILMAN HOLLANDER AS IT IS.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN TRIPLETT?

>> THANK YOU, MR. PRESIDENT, AND I WANT TO THANK COUNCILMAN ACKERSON AND YATES FOR THEIR COMMENTS IN SUPPORT OF THE SERVICES THAT WE DO SERVICE IN THE URBAN TAXING DISTRICT. ALSO INCLUDED NOT ONLY WITH OUR WASTE AND RECYCLING, OUR STREET LIGHTS AND SIDEWALK SERVICES, WE ALSO RETAIN THE SERVICES OF LOUISVILLE PROFESSIONAL FIREFIGHTERS AND THAT IS SOMETHING THAT NEEDS TO BE POINTED OUT, AND WE PAY FOR THAT, AS WELL AS YOU GUYS PAY INTO THE SUBURBAN AREAS, AS WELL, SO I'D LIKE TO POINT THAT OUT. THANK YOU.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN -- ACKERSON.

>> THANK YOU, MR. PRESIDENT. I DON'T KNOW ABOUT LOOKING FOR A RETURN ON INVESTMENTS. I KNOW IT'S AS SIMPLE AS YOU LOOK AT THE TAX BASE. WHAT IS THE TAXABLE RATE? COUNCILMAN COAN POINTED OUT, THEY PAY FOUR TIMES AS MUCH AS WE DO IN THE NON-INCORPORATED AREAS. AND THE NON-URBAN SERVICE DISTRICT. AND BEFORE MERGER, THAT CAME WITH A LOT OF PRIVILEGES. I KNOW THAT WHEN I FIRST RAN FOR OFFICE, YOU COULD TELL IN MY DISTRICT WHERE THE URBAN SERVICES DISTRICT ENDED AND WHERE JEFFERSON COUNTY BEGAN. BECAUSE IT'S WHERE THE SIDEWALK ENDED. PLAIN AND SIMPLE. WHEN THE SIDEWALK STOPPED, THAT TOLD ME THAT WAS URBAN SERVICE AND THIS WAS JEFFERSON COUNTY, YOU KNOW, WHERE THE STREET LIGHTS WERE, THAT TOLD ME THAT WAS URBAN SERVICES DISTRICT, THIS WAS JEFFERSON COUNTY. AND THEY PAID FOR THAT, THEY PAID FOUR TIMES AS MUCH PROPERTY TAX THAN I DID IN THE NONINCORPORATED AREA, AND BECAUSE THEY HAVE PAID THAT, THEIR RATE HAS NOT CHANGED, BUT THE BENEFITS THEY HAVE BEEN PAYING FOR HAVE BEEN DECREASED AND DECREASED AND DECREASED AND I DON'T THINK IT'S TOO MUCH TO RECOGNIZE THE DISPARITY AND TREATMENT AND SERVICES THEY ARE ENTITLED TO. RECYCLING PICKUP ONCE A WEEK GUARANTEED IS SOMETHING THEY PAID FOR AND SHOULD CONTINUE TO RECEIVE WITHOUT THE FLEXIBILITY OTHERWISE. THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN COAN?

>> THANK YOU. I WANT TO MAKE ONE NARROW POINT. I DON'T WANT TO BELABOR THIS AT ALL. WE ALL PAY TAXES FOR ALL SORTS OF

THINGS. I DON'T WANT MY TAX DOLLARS GOING TO WARS IN FOREIGN COUNTRIES. EVERYONE WANTS THEM TO PAY FOR THINGS YOU USE AND LIKE AND IT'S REALLY HARD TO FIGURE OUT IN OUR OWN GOVERNMENT. THERE'S A LOT OF HARD THINGS TO FIGURE OUT WHO PUTS IN HOW MUCH AND GETS THEIR OWN BACK AND WHAT'S FAIR AND NOT. THE DIFFERENCE HERE IS THIS IS A SERVICE THAT COMES TO YOUR RESIDENCE. THIS ISN'T ABOUT YOU USE THE STREET LIGHTS EVEN THOUGH YOU DON'T LIVE ON THE ROAD, YOU BENEFIT FROM THEM, YOU PAY FOR THEM. THIS IS A SERVICE THAT SPECIFICALLY COMES TO OUR HOMES AND SERVICES US AND I THINK THAT'S DIFFERENT THAN SOME OF THESE OTHER SERVICES WE'RE TRYING TO QUANTITY AND QUALITY AND WHO'S PAYING EXTRA FOR WHAT AND RECEIVING EXTRA FOR WHAT. THAT'S MY LAST COMMENT. THANKS VERY MUCH.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN PIAGENTINI.

>> YES, I'D LIKE TO CLARIFY A FEW THINGS AND HOPEFULLY GET BACK TO WHAT IT IS WE'RE SUPPOSED TO BE VOTING ON HERE, BECAUSE I'M NOT EVEN 100% CLEAR ANYMORE. NUMBER ONE, ABOUT THIS CONCEPT OF TAX RATES AND REVENUE, I AGREE VERY MUCH WITH COUNCILMAN YATES. I WOULD LOVE TO HAVE THAT ANALYSIS TO SEE HOW THIS NETS OUT. THERE'S A DIFFERENT RATE. THERE'S ALSO DIFFERENT THINGS PAID FOR AND FAR LESS CITY SERVICES IN THE SUBURBAN DISTRICTS. YOU WOULD EXPECT THAT TO HAPPEN. HOW MANY POLICE OFFICERS COVER DISTRICT 19, FOR EXAMPLE? IT IS A FRACTION OF WHAT COVER ALMOST EVERY OTHER POLICE DISTRICT IN THIS ENTIRE CITY. WE ALSO PAY A

TAX RATE FOR SUBURBAN FIRE. WE DO OUR OWN STREET MAINTENANCE THAN MOST OF THE NEIGHBORHOODS. WE PAY THAT, AND PAY TAX ON IT TO THE STATE, BY THE WAY, WHICH I FIND RATHER INTERESTING. THOSE ARE PUBLIC RIGHT-OF-WAYS THAT WE PAY FOR. SO I THINK THOSE NEED TO BE TAKEN INTO CONSIDERATION IN RESPONSE TO COUNCILMAN ACKERSON ON IF YOU'RE LOOKING AT A RATE -- IF YOU'RE LOOKING AT TAX RATES, THEN YOU HAVE TO INCLUDE THE SERVICES THAT THE SUBURBAN DISTRICTS PAY FOR VIA OTHER METHODS, WHETHER THEY BE HOA FEES, OTHER TAXES, ET CETERA. AND I THINK THAT'S A VERY VALID THING TO DO, BECAUSE I WILL AGREE 100% WITH COUNCILMAN ACKERSON THAT IF THE URBAN SERVICES DISTRICT IS PAYING A RATE WITH CERTAIN EXPECTATIONS, YOU LOOK AT THAT IMPACT ON THE BUDGET, THEY SHOULD BE GETTING, AND THERE'S THE DEBATE WE HAVE DURING THE BUDGET CYCLE, WHAT IS AND WHAT IS DEFINED AS THE RIGHT, REASONABLE, AND FAIR SERVICES THAT THEY SHOULD BE GETTING. BUT THAT -- THIS ANECDOTAL THING THEY PAY FOUR TIMES MORE THAN US, YOU'RE LOOKING AT ONE SPECIFIC RATE AND NOT COMPARING APPLES TO APPLES. WITH THAT SAID, I'M NOW CURIOUS AS TO WHAT IMPACT THIS AMENDMENT ACTUALLY HAS, AND I THINK IF I'M READING COUNCILMAN YATES PROPERLY, FEEL FREE TO CORRECT ME, WHAT HE'S CONCERNED ABOUT IS IF WE WERE TO MAKE A CHANGE TO THE BUDGET NEXT YEAR, THAT WOULD IMPACT ANY ASPECT OF THIS RECYCLING OR WASTE, THAT WE WOULD NOT HAVE TO JUST DO THAT, WE WOULD ALSO HAVE TO AMEND THIS ORDINANCE. I THINK IF I'M READING THIS

PROPERLY, HIS CONCERN IS NOW WE ARE PILING ON LAYERS TO CHANGES THAT MAY IMPACT THE BUDGET. SO, FOR EXAMPLE, IF WE STARTED PASSING ORDINANCES RELATED TO POOLS, RELATED TO LIBRARIES, RELATED TO ALL THESE DISCREET ASPECTS OF THE BUDGET, WHAT I THINK HIS CONCERN MAY BE, AND WHAT MY CONCERN MIGHT BE, AS WELL, HERE IS THAT WE HAVE ADDED VERY COMPLEX LAYERS TO THE PROCESS, WHERE NOW IT'S NOT JUST AS SIMPLE AS DEBATING THE BUDGET, APPROVING THE BUDGET. NOW WE HAVE TO REALIZE THE IMPACT OF THAT TO ALL THESE ORDINANCES WHERE WE SET REQUIREMENTS AND NOW HAVE TO CHANGE BECAUSE WE'VE DONE THAT. IS THAT THE CONCERN, AND WILL THIS HAVE THAT IMPACT? THAT'S A QUESTION.

>> COUNCILMAN PIAGENTINI, THIS IS THE ONLY ORDINANCE LIKE THAT, THAT WE ARE DEALING WITH THIS YEAR WITH REGARDS TO BUDGET CHANGES. ABSENT SOME OTHER CHANGES A YEAR FROM NOW, NO. THIS MIGHT BE THE ONLY ORDINANCE THAT MIGHT BE ON THE AGENDA ONE YEAR FROM TODAY. LIKE I SAID, I DON'T KNOW WHAT THE NEXT YEAR IS GOING TO BE LIKE, BUT I'M HAPPY TO SPONSOR THE ORDINANCE NEXT YEAR IF WE DON'T FIND A WAY TO RESTORE THE SERVICES PEOPLE WANT AND DO IT IN A WAY THAT MAKES SENSE. ALL I'M PROPOSING TODAY IS THAT SINCE WE'RE NOT, IN FACT, REDUCING OUR LEVEL OF SERVICE, LET'S NOT CHANGE THE LAW THAT SAYS THAT WE CAN.

>> CAN I HAVE A FOLLOW-UP QUESTION?

>> PRESIDENT JAMES: ONE MORE QUESTION.

>> WHAT YOU'RE SAYING IS -- I GUESS MY CLARIFYING QUESTION IS, WHAT IS THE DIFFERENCE BETWEEN THE CURRENT ORDINANCE AND THIS AMENDMENT? WHAT IS THE ACTUAL FUNCTIONAL DIFFERENCE AND WHY IS THE CHANGE -- WHY ARE WE MAKING THE CHANGE IF YOU'RE SAYING THERE'S REALLY NO IMPACT?

>> IF -- IF WE HAD NOT AT ONE POINT -- IF REDUCING OUR RECYCLING AND YARD WASTE TO EVERY OTHER WEEK WAS NEVER A CONSIDERATION FOR THIS COUNCIL THIS YEAR, IF THAT WAS NOT SOMETHING WE WERE GOING TO THINK ABOUT, WASN'T ON THE MAYOR'S PROPOSAL AND WASN'T SOMETHING WE DISCUSSED, THIS ORDINANCE WOULDN'T EXIST, BECAUSE THE ORDINANCE AS IT EXISTS TODAY DOES NOT PROVIDE A BIWEEKLY MINIMUM FOR THOSE SERVICES FOR US. SO ALL I'M SAYING IS, LET'S KEEP THINGS THE WAY THEY ARE, SINCE WE ARE, IN FACT, KEEPING THEM THE WAY THEY ARE. WITH RESPECT TO THE URBAN SERVICES DISTRICT.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN WINKLER.

>> I WOULD ARGUE THIS IS NOT THE ONLY ORDINANCE THAT DOES THIS, BECAUSE OUR VERY FIRST MEETING AS NEW COUNCIL WE PASSED AN ORDINANCE THAT IMPACTED THE GOLF COURSES AND BROUGHT SPECIAL RESTRICTIONS ON CHANGING THE USE OF THE GOLF COURSES. THERE IS NOTHING TO STOP THIS COUNCIL TOMORROW FROM PUTTING A ORDINANCE FORWARD, CARRYING ON COUNCILMAN PIAGENTINI'S LOGIC, IF WE WERE TO CLOSE A LIBRARY, IT REQUIRE APPROVAL, OR ANY OTHER FACTOR. I SHARE THAT CONCERN.

>> PRESIDENT JAMES: THANK YOU. ANY FURTHER DISCUSSION ON THE PROPOSED AMENDMENT BY COUNCILMAN COAN? COUNCILMAN YATES?

>> COUNCILMAN HOLLANDER ALREADY EXPLAINED IT EARLIER. I DON'T KNOW IF IT GOT LOST IN DISCUSSION, HE SIMPLY STATED THE NECESSITY OF PUTTING IT IN THERE IS BECAUSE THERE'S OTHER SMALL CITIES THAT NEED THE EXCEPTION, AND SO FAR THEY'VE ACTUALLY HAD TO APPLY TO GET AROUND IT. PUTTING THIS IN THERE, IT MAKES IT THE BLANKET RULE. IF METRO LOUISVILLE DECIDES WE CAN DO IT EVERY WEEK, WE CAN DO IT HERE, BUT HAVING THIS PASSED AS COUNCILMAN HOLLANDER PRESENTED, PROVIDES EXCEPTIONS FOR THOSE WHO CAN'T AFFORD TO DO IT AND THAT'S WHY WE SUPPORT COUNCILMAN HOLLANDER IN THIS.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN COAN.

>> I SUPPORT THE BALANCE OF THE ORDINANCE. I SUPPORT ALL THE REST OF COUNCILMAN HOLLANDER'S ORDINANCE EXCEPT FOR THE PART I WANT TO AMEND.

>> PRESIDENT JAMES: ALL RIGHT. ANY FURTHER DISCUSSION ON THE PROPOSED AMENDMENT BY COUNCILMAN COAN? HEARING NONE, ALL THOSE IN FAVOR SAY AYE. ALL OPPOSED? THE NAYS HAVE IT, AND THE AMENDMENT FAILS. WE'RE BACK TO THE ORIGINAL ORDINANCE PROPOSED BY COUNCILMAN HOLLANDER. COUNCILMAN HOLLANDER, DID YOU HAVE ANY --

>> I THINK WE'VE PROBABLY TALKED ABOUT THIS LONG ENOUGH.

>> PRESIDENT JAMES: ALL RIGHT.

>> I MOVE APPROVAL.

>> PRESIDENT JAMES: THANK YOU. THIS IS AN ORDINANCE REQUIRING A ROLL CALL VOTE. MR. CLERK, WOULD YOU PLEASE OPEN THE VOTING? WITHOUT OBJECTION, THE VOTING IS CLOSING, AND THE VOTING IS CLOSED.

>> CLERK: 24 YES VOTES, ONE NO VOTE, AND ONE NOT VOTING. ONE NO VOTE IS COUNCIL MEMBER COAN.

>> PRESIDENT JAMES: THANK YOU, THE ORDINANCE PASSES. MR. CLERK, A READING OF ITEM NO. 46.

>> CLERK: AN ORDINANCE CREATING A NEW SUBSECTION OF THE LOUISVILLE METRO CODE OF ORDINANCES TO MAKE A SMALL AMOUNT OF MARIJUANA INTENDED FOR PERSONAL CONSUMPTION THE CITY'S LOWEST LAW ENFORCEMENT PRIORITY. READ IN FULL.

>> PRESIDENT JAMES: THANK YOU. MAY I HAVE A MOTION AND A SECOND FOR APPROVAL? THANK YOU. THE ORDINANCE IS BEFORE US. IS THERE ANY DISCUSSION? COUNCILWOMAN GREEN.

>> THANK YOU, MR. PRESIDENT. THIS ITEM PASSED OUT OF COMMITTEE ON A 3-1 VOTE. I AM A CO-SPONSOR. IT HAS BEEN VIGOROUSLY DEBATED AND TALKED ABOUT, AND I WOULD ASK MY COLLEAGUES TO SUPPORT THIS. COUNCILMAN COAN MAY WANT TO ADD SOMETHING ADDITIONAL.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN GREEN. COUNCILMAN COAN?

>> THANK YOU, I'LL SPEAK TO IT BRIEFLY, BECAUSE I'M THE PRIMARY AUTHOR. THE LEGISLATION ITSELF BEFORE US CREATING A NEW SUBSECTION OF LMCO TO MAKE A SMALL AMOUNT OF MARIJUANA THE LOWEST LAW ENFORCEMENT PRIORITY. THE LAW ITSELF IS PRETTY SIMPLE AND STRAIGHTFORWARD AND I'LL GO THROUGH IT IN A MINUTE, BUT TWO OTHER PIECES OF STATE LAW ARE RELEVANT THAT I WANT TO EXPLAIN SO THERE AREN'T ANY QUESTIONS AND THIS IS SORT OF A REPEAT OF THE PUBLIC SAFETY COMMITTEE, BUT PRESENTLY, POSSESSION OF MARIJUANA IS A CLASS B MISDEMEANOR THAT PRESCRIBES A MAXIMUM OF 45 DAYS IN INCARCERATION. KENTUCKY WENT THROUGH PENAL CODE REFORM IN ORDER TO DEAL WITH OVERCROWDED JAILS AND THAT SORT OF THING. ONE OF THE LAWS THAT CAME OUT OF THAT PENAL CODE REFORM IS KRS 431.015 THAT BASICALLY SAYS THAT A PEACE OFFICER SHALL ISSUE A CITATION INSTEAD OF MAKING AN ARREST FOR A MISDEMEANOR THAT IS COMMITTED IN HIS OR HER PRESENCE IF THERE ARE REASONABLE GROUNDS TO BELIEVE THE PERSON BEING CITED WILL APPEAR TO ANSWER THE CHARGES. THAT MEANS IF THEY'LL SHOW UP IN COURT. CITATION IS A TICKET THAT SAYS YOU HAVE TO SHOW UP IN COURT. NOT A CIVIL INFRACTION LIKE A PARKING TICKET. SO THE CURRENT PRACTICE IS THAT IF A LOUISVILLE POLICE OFFICER CATCHES AN ADULT WITH A SMALL AMOUNT OF MARIJUANA FOR THEIR OWN PERSONAL USE, NOT DOING ANYTHING ELSE, NOT SELLING IT, NOT VIOLATING ANY OTHER LAW, THEY, INSTEAD OF ARRESTING THEM AND BRINGING THEM DOWNTOWN AND BOOKING THEM AND INCONVENIENCE AND HASSLE AND COST OF ALL THAT,

THEY WRITE THEM A TICKET AND SEND THEM THROUGH THE CRIMINAL JUSTICE SYSTEM THAT WAY. SO WHAT OUR ORDINANCE IS PROPOSING, WE DO NOT SEND THESE PEOPLE THROUGH THE CRIMINAL JUSTICE SYSTEM AT ALL, AND I'LL DEFINE THESE PEOPLE MORE SPECIFICALLY, BUT THE REASON IS THAT THERE ARE THOUSANDS AND THOUSANDS AND THOUSANDS OF PEOPLE IN THIS COMMUNITY DISPROPORTIONATELY BLACK LOUISVILLIANS, WHO GO THROUGH THE CRIMINAL JUSTICE SYSTEM FOR THIS INFRACTION, AND IT APPEARS ON THEIR RECORD, AND IT CAN AFFECT THEIR JOB PROSPECTS AND THEIR FAMILIES AND THEIR LIVES FOR SOMETHING THAT IN THE YEAR 2019, DESPITE SORT OF THE ON PAPER FEDERAL PROHIBITION AGAINST MARIJUANA, IS LEGAL IN A DOZEN STATES, IT'S BEING CONSIDERED IN A HANDFUL MORE, THERE'S CITIES ACROSS THE COUNTRY WHERE IT'S BOTH BEEN LEGALIZED RECREATIONALLY AND MEDICALLY AND IN OTHER CITIES WHERE IT HASN'T BEEN LEGALIZED AT ALL WHERE CITIES ARE PASSING REGULATION TO HAVE LOCAL CONTROL OVER THIS ASPECT OF THEIR LAW ENFORCEMENT. AND SO THAT'S WHAT WE'RE PROPOSING TO DO HERE WITH AN ORDINANCE THAT MAKES SIMPLE POSSESSION OF MARIJUANA IN SMALL AMOUNTS BY AN ADULT THE CITY'S LOWEST LEVEL ENFORCEMENT PRIORITY. BASICALLY, AN ADULT MEANS SOMEBODY THAT'S 21 YEARS OR OLDER. A SMALL AMOUNT MEANS 14 GRAMS, WHICH IS ONE-HALF OUNCE, AND PERSONAL USE MEANS THEY ARE EITHER POSSESSING IT OR CONSUMING IT SOLELY BY THEMSELVES ITS. ON PAGE 4 OF THE ORDINANCE YOU'LL SEE THIS SPECIFICALLY DOES NOT INCLUDE DISTRIBUTION OR SALE OF MARIJUANA, POSSESSION BY MINORS,

DRIVING UNDER THE INFLUENCE, OR ANY OTHER OFFENSE -- ANY OTHER MARIJUANA OFFENSE THAT OCCURS IN CONJUNCTION WITH SOMETHING THAT INVOLVES PUBLIC SAFETY. THE "COURIER JOURNAL," AMONG OTHER OUTLETS HAS DONE EXCELLENT REPORTING AND THIS IS AN ISSUE WE TALKED ABOUT THE TRAFFIC STOPS IN THIS COMMUNITY. THESE ARE INTERMINGLED THINGS. I WANT TO READ BRIEFLY FROM "THE COURIER" IN JANUARY. BLACK DRIVERS WERE CITED FOR POSSESSION OF MARIJUANA IN 2017 SIX TIMES THE RATE OF WHITE PEOPLE. WHILE AFRICAN-AMERICANS MAKE UP LESS THAN ONE-FOURTH OF LOUISVILLE'S CITIZENS, 21,607 CASES IN WHICH SIMPLE POSSESSION WAS THE MOST SERIOUS CHARGE. THAT'S A LOT. AND THOSE ARE IN THE SEVEN YEARS AFTER KENTUCKY PASSED THIS PENAL CODE REFORM. THE REVIEW FOUND MOST DEFENDANTS WERE DRIVERS CITED AFTER THEY WERE PULLED OVER FOR MINOR TRAFFIC OFFENSES OR VEHICLE DEFECTS AND THE STOPS WERE CONCENTRATED IN WEST LOUISVILLE NEIGHBORHOODS. AFRICAN-AMERICANS MAKE UP 20% OF LOUISVILLE'S DRIVING AGE POPULATION, THEY ACCOUNTED FOR 33% OF THE STOPS AND 57% OF SEARCHES. AND WHILE DATA FINDS THAT POLICE FOUND CONTRABAND IN 72% OF SEARCHES IN WHITES, IT WAS ONLY 41% IN AFRICAN-AMERICANS. TO ME, MORE RECENT DATA, SINCE JANUARY 1, 2016, THROUGH THE END OF MAY, THERE HAVE BEEN 1,998 CITATIONS AND STOPS BY THE POLICE JUST IN POLICE LMPD DIVISION'S FIRST, SECOND, AND FOURTH FOR POSSESSION OF MARIJUANA IN THIS SMALL AMOUNT OF 14 GRAMS OR LESS THAT WE'RE TALKING ABOUT. IN RESEARCHING AND DRAFTING THIS ORDINANCE, WE COMPARED

THE LAWS IN MORE THAN TWO DOZEN CITIES AND STATES ACROSS THE COUNTRY, AND I WILL SUBMIT THIS IS THE MOST MODERATE AND REASONABLE LEGISLATION OF ALL THE ONES THAT EXIST. WE'RE NOT PURPORTING TO DO SOMETHING WE CAN'T DO. WE CAN'T DECRIMINALIZE IT. THE STATE SETS THE PENALTY EXCLUSIVELY, SO THERE'S NO CONFLICT HERE. THE STATE CAN SAY WHAT IS A CRIME AND WHAT THE PENALTY IS. WE HAVE THE AUTHORITY TO PRESCRIBE THE DISCRETION FOR ENFORCING THE LAW. WE HAVE THE SMALLEST AMOUNT COMPARED TO OTHER CITIES. WE HAVE AN ADULT AGE 21 AS OPPOSED TO AGE 18. AND I THINK THE ORDINANCE ON ITS FACE IS CLEAR. I WANT TO PUSH BACK AGAINST ANY IDEA THAT THIS IS CONFUSING TO OUR POLICE OFFICERS WHO ARE INTELLIGENT AND HARDWORKING AND THOUGHTFUL. AND IN ORDER TO DO THAT, I AM GOING TO OFFER JUST ONE SMALL AMENDMENT IN THE FIRST, SECOND, THIRD, FOURTH WHEREAS CLAUSE IN THE PREAMBLE. CURRENTLY, IT SAYS "WHEREAS A GROWING NUMBER OF CITIES AND STATES RECENTLY PASSED LAWS DECRIMINALIZING POSSESSION OF MARIJUANA FOR PERSONAL CONSUMPTION, WHILE THAT'S TRUE, I DON'T WANT THE WORD DECRIMINALIZED TO BE IN OUR ORDINANCE. I WOULD PROPOSE SCRATCHING THE WORD "DECRIMINALIZE" AND MAKING IT SAY WHEREAS A GROWING NUMBER OF STATES AND CITIES RECENTLY PASS LAWS THAT MAKE POSSESSION OF MARIJUANA AND SPECIFICALLY SMALL AMOUNTS OF MARIJUANA THE LOWEST LAW ENFORCEMENT PRIORITY. SO THAT'S A SLIGHT AMENDMENT I WANT TO OFFER.

>> PRESIDENT JAMES: THANK YOU. DO WE HAVE A SECOND? SECOND.
ANY DISCUSSION OF THE AMENDMENT? DID YOU HAVE MORE?

>> I WANT TO ADD ONE OTHER THING. I WANT TO ADD ONE OTHER
THING, THAT OUR POLICE OFFICERS ABSOLUTELY RETAIN THE ULTIMATE
AUTHORITY IN THIS CASE TO ISSUE A CITATION --

>> PRESIDENT JAMES: I WAS ASKING DID YOU HAVE ANOTHER
AMENDMENT.

>> NO, THAT'S IT.

>> PRESIDENT JAMES: WE'LL GET BACK AFTER THIS. ANY
DISCUSSION OF THE AMENDMENT THAT'S BEEN OFFERED? ALL THOSE IN
FAVOR SAY AYE. OPPOSED? THE AMENDMENT PASSES. PLEASE CONTINUE
ON.

>> THANKS, I'M ALMOST DONE. I JUST WANTED TO SAY THAT
DIFFERENT FROM THE SEPARATION ORDINANCE, THE IMMIGRATION
ORDINANCE WE PASSED LAST YEAR, THAT'S THE MOST ANALOGOUS EXAMPLE
OF US GETTING INVOLVED IN POLICE EXECUTION OF THE LAW, IN THAT
ORDINANCE WE ACTUALLY PRESCRIBED A PENALTY, BECAUSE WE WANTED
POLICE OFFICERS TO DO CERTAIN THINGS AND THERE NOT TO BE ANY
EXCEPTIONS. IN THIS CASE THERE'S NO PENALTY CLAUSE, AND OFFICERS
RETAIN THE AUTHORITY IN FACTUAL CIRCUMSTANCES THAT MIGHT
NECESSITATE ISSUING SOMEBODY A CITATION INSTEAD OF LOOKING THE
OTHER WAY. THIS IS NOT A LAW THAT, AGAIN, LEGALIZES MARIJUANA OR
ADVOCATES FOR IT OR SUPPORTS IT IN ANY WAY. IT'S SUPPOSED TO BE
A SIMPLE CRIMINAL JUSTICE REFORM THAT MAKES OUR SYSTEM MORE

EQUITABLE AND FAIR AND LESS DISCRIMINATORY AND IF PEOPLE ARE BEING IRRESPONSIBLE, IF THEY ARE DISRESPECTING PUBLIC SPACE, IF THEY ARE HARMING OTHER PEOPLE, THEN I TRUST THE POLICE TO EXERCISE THE LAW AS NECESSARY IN THOSE RARE CASES. BUT IN THE OVERWHELMING NUMBER OF THOUSANDS OF CASES THAT I REFERENCED, AS REPORTED BY OUR PAPER OF RECORD, CONTRARY TO ANY ASSERTION THAT IS THE POLICY AND THEY DON'T HAVE TIME TO ENFORCE THIS LAW NOW, WE'RE SEEING THOUSANDS AND THOUSANDS OF CASES WHERE THEY ARE, AND I WANT TO SEE THAT CHANGED AND HOPE MY COLLEAGUES DO, TOO.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN COAN. COUNCILMAN FOX?

>> I RISE IN OPPOSITION TO THIS ORDINANCE. I SUPPORT THE LEGALIZATION OF MEDICAL MARIJUANA, AND I'M VERY OPEN TO THE DISCUSSION OF RECREATIONAL, AS WELL. THIS ORDINANCE DOES NOT CHANGE THE FACT THAT MARIJUANA IS STILL ILLEGAL IN THE COMMONWEALTH OF KENTUCKY. PRIOR TO MY ARRIVAL IN THIS BODY, A RESOLUTION WAS SENT TO FRANKFORT TO LOOSEN THE RESTRICTIONS ON CANNABIS, AND WHAT'S HAPPENED SINCE THAT 2014 RESOLUTION? ABSOLUTELY NOTHING. WHEN YOU USE TERMS LIKE DECRIMINALIZE, AND MY COLLEAGUE, OBVIOUSLY, JUST AMENDED THAT OUT OF HIS ORDINANCE, BUT YOU CAN'T AMEND IT OUT OF THE PUBLIC DISCOURSE. CAN'T AMEND IT OUT OF THE HEADLINES. I SAW IT IN A PERIODICAL MOVING TO DECRIMINALIZE MARIJUANA. AND THAT'S SIMPLY NOT RIGHT. COULDN'T BE FURTHER THAN THE TRUTH. NOTHING PROHIBITS AN OFFICER FROM

DOING WHAT WE SWORE THEM TO DO. AND KEEP IN MIND, WE DID GIVE THEM AN OATH, AN OATH TO ENFORCE STATE LAW, AN OATH TO ENFORCE ORDINANCE, AND AN OATH TO PROTECT AND DEFEND THE CONSTITUTION OF THIS COUNTRY. AND NOW WE'RE SAYING, GIVE YOU THIS OATH, BUT. IT ALSO, AND MY COLLEAGUE SPOKE ABOUT CONFUSION. IT DOES SEND CONFUSING MESSAGES TO OUR CITIZENS, BECAUSE IF WE MAKE A LOW LEVEL PRIORITY AND THEY DRIVE THROUGH J TOWN AND THEY DON'T OR ANCHORAGE OR PROSPECT OR THE UNIVERSITY OF LOUISVILLE OR JCC, THAT'S NOT A LOW LEVEL THERE, SO THERE'S GOING TO BE SOME ISSUE. SECTION 1.39 EVEN SAYS, AND I'LL QUOTE, THERE SHALL BE NO PENALTY ASSESSED FOR VIOLATING ANY SECTION OF THIS ORDINANCE. SO NO PENALTY, NO RESPONSE TO THE LAST RESOLUTION OF 2014. DIDN'T MATTER. THIS DOESN'T MATTER. I ASK OUR ACTING CORRECTIONS DIRECTOR TO GIVE ME SOME DATA ABOUT FOLKS SITTING OVER IN OUR LOUISVILLE METRO CORRECTIONS DEPARTMENT. ACTING DIRECTOR TROUTMAN JUST SENT ME AN EMAIL. HIS TIMING WAS PERFECT. I GOT IT ABOUT TEN MINUTES AGO. IN 2018, THERE WERE NO BOOKINGS FOR JUST POSSESSION OF MARIJUANA. ZERO. NONE. NADDA. THERE WERE 1,300 AND SOME CHANGE BOOKINGS WHERE MARIJUANA WAS IN CONJUNCTION WITH OTHER CHARGES. AND WHEN I MENTION CONFUSING OUR CITIZENS, I'VE ARTICULATED HOW WE DID THAT. CONFUSING OUR POLICE OFFICERS, WE NEED OUR POLICE OFFICERS HAVING TOOLS TO STOP PEOPLE AND TO LOOK FOR GUNS AND TO LOOK FOR OTHER CHARGES THAT ARE FAR MORE SERIOUS THAN A SMALL AMOUNT OF MARIJUANA. I GRANT YOU THAT. I AGREE WITH

YOU. I DON'T SEE THE SERIOUSNESS OF IT. IT COMES DOWN TO A QUESTION, WHY ARE WE DOING THIS? IT SEEMS TO ME WE HAVE BIGGER ISSUES THAT WE CAN CONTROL AND WE SHOULD REMAIN LASER FOCUSED ON THOSE ISSUES. LOWERING THE BAR ON BAD BEHAVIOR DOES NOT MAKE US BETTER PEOPLE. SAYING SOMETHING IS RIGHT WHEN IT'S WRONG, WHETHER YOU AGREE WITH IT OR NOT, DEMONSTRATES A DISRESPECT TO THE RULE OF LAW. FOR THAT REASON, MR. PRESIDENT, I'LL BE VOTING NO. THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN. COUNCILWOMAN MCCRANEY.

>> THANK YOU, MR. CHAIR. I DO UNDERSTAND THE DISPARITY IN THE POLICE DEPARTMENT. I CERTAINLY UNDERSTAND IT BEING AN AFRICAN-AMERICAN FEMALE, ESPECIALLY A MOTHER OF TWO AFRICAN-AMERICAN MALES, BUT THE PROBLEM I SEE WITH THIS IS THAT ALL TOO OFTEN IT IS EASIER FOR US TO KIND OF PATCHWORK THINGS. WHEN, IN FACT, WE SHOULD BE LOOKING AT THE SOURCE OF THE PROBLEM, AND IT APPEARS TO ME IN ALL THE CONVERSATION THAT WE HAVE HAD, IS THAT THE PROBLEM LIES WITH THE POLICE DEPARTMENT. AND IF THE MAYOR SAYS THAT THEY ALREADY HAVE A POLICY THAT STATES THAT SMALL AMOUNTS OF MARIJUANA IS ALREADY THEIR LOW LEVEL PRIORITY, THEN WE SHOULD HOLD THE MAYOR TO WHAT HE SAYS IS TRUE. AND IF THAT'S THE CASE, HE SHOULD THEN HOLD CHIEF CONRAD TO THAT. AND IF THAT'S THE CASE, THEN THEY SHOULD NOT, IF THAT'S THEIR POLICY, BE ARRESTING PEOPLE WITH SMALL AMOUNTS OF MARIJUANA. I DON'T SEE

THAT THIS ORDINANCE IS GOING TO GET THEM TO STOP ARRESTING AFRICAN-AMERICANS IN UNFAIR AND DISPROPORTIONATE WAYS. I WANT TO TACKLE THE PROBLEM. I WANT LAW ENFORCEMENT TO DO THEIR JOB. THEY KNOW HOW TO DO IT, THEY DO IT WELL, BUT IF THIS IS ALREADY A POLICY, THEN THAT'S WHERE OUR ATTENTION SHOULD BE WITH THE POLICE DEPARTMENT AND ENFORCING THEIR OWN POLICY. NOT COMING UP WITH A DIFFERENT LAW THAT, TO ME, IS A BIT CONFUSING, BECAUSE IF YOU COME IN ST. MATTHEWS AND ST. MATTHEWS HAS NOT ADOPTED THIS ORDINANCE, AND YOU HAVE A SMALL AMOUNT OF MARIJUANA, YOU'RE GOING TO BE ARRESTED. THAT'S MY POINT.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. COUNCILMAN PIAGENTINI. I'M SORRY. I MESSED UP. COUNCILMAN ACKERSON.

>> THANK YOU, MR. PRESIDENT. COLLEAGUES, I WANT TO SPEAK TO YOU ALL, BUT PRIMARILY TO THE PUBLIC, AND THAT IS THIS. I DON'T VIEW THIS AS AN ISSUE OF RIGHT OVER WRONG. I DON'T THINK THIS IS ABOUT SAYING LET'S PASS THIS AND A WRONG BECOMES A RIGHT. I'LL MAKE THIS VERY CLEAR ON THE RECORD. VERY CLEAR. I BELIEVE IN LEGALIZING IT PERIOD. NOT JUST STOPPING AT MEDICAL MARIJUANA. I SAY LEGALIZE IT PERIOD AND TAX THE HELL OUT OF IT, BECAUSE AT THE END OF THE DAY, WE HAVE A NUMBER OF PROBLEMS IN THIS COMMUNITY. ONE, WE'VE GOT A REVENUE-GENERATING PROBLEM, AND THIS IS A GREAT SOURCE OF REVENUE, NO DIFFERENT THAN WINE OR BEER OR ANYTHING ELSE, SO LET'S NOT DRAW DISTINCTIONS. NUMBER TWO IS WE HAVE A DISPROPORTIONATE EFFECT OF THIS. PEOPLE OF COLOR,

MINORITIES IN THIS COMMUNITY, ARE LOCKED UP MORE OFTEN THAN NOT BECAUSE OF THIS TRIVIAL MATTER. AND, YES, I CALLED IT A TRIVIAL MATTER. OKAY, WE HAVE A JUDICIAL SYSTEM THAT IS STRAPPED. STRETCHED THIN, YOU KNOW, SO AT THE END OF THE DAY, WHAT BETTER WAY TO SOLVE THAT THAN TO DEAL WITH THE ISSUE FROM A DIFFERENT ANGLE? MY PROBLEM WITH THIS ORDINANCE IS THIS, THIS IS ONE OF THOSE FEW TIMES I THINK AN ORDINANCE HAS LESS TEETH THAN A RESOLUTION, AND WE AS A BODY HAVE ACKNOWLEDGED RESOLUTIONS ARE POLICY STATEMENTS. THEY DON'T REALLY -- DON'T REALLY CHANGE THINGS OTHER THAN US TRYING TO MAKE A STATEMENT THAT ULTIMATELY MIGHT MAKE A CHANGE AT A FUTURE DATE. AND THAT'S MY PROBLEM HERE, THIS ORDINANCE, I COULD VOTE YES ON THIS. TONIGHT I'M A NO VOTE. AND I'M VOTING NO BECAUSE IT DOESN'T GO FAR ENOUGH IN MY OPINION, AND I SEE SOME OF YOU SHAKING YOUR HEADS. WE'LL DISAGREE ON THIS, THAT'S FINE. AT THE END OF THE DAY, WHAT THIS SHOULDN'T BE TALKING ABOUT IS THE LOWEST LEVEL OFFENSE, BECAUSE ALREADY THE MAYOR'S OFFICE HAS SAID THEY ARE FOR THIS, BECAUSE THIS IS ALREADY THEIR POLICY. WELL, THIS IS ALREADY THEIR POLICY, WE KNOW THIS, WE'LL CONTINUE TO CITE PEOPLE, GET A BLEMISH ON THEIR RECORD THAT AFFECTS THEM OBTAINING HOUSING, AFFECTS THEIR JOB-OBTAINING ABILITY IN THE FUTURE, AFFECTS THEIR LIVES IN SO MANY WAYS OVER SOMETHING WE SHOULDN'T EVEN BE CITING THEM FOR. THE ONLY ANSWER IS DECRIMINALIZATION, IN MY OPINION. THAT IS THE ONLY ANSWER. AND WE'VE JUST REMOVED

DECRIMINALIZATION FROM THIS ORDINANCE VIA THE AMENDMENT. WE AS AN ELECTED BODY CAN'T PASS SOMETHING SAYING, MR. MAYOR, YOU SHOULD DECRIMINALIZE THIS. IT WON'T HOLD LEGAL MUSTER. THE COUNTY ATTORNEY'S OFFICE WON'T SIGN OFF ON FORMAL LEGALITY, BUT IF WE HAD A RESOLUTION, WE COULD SURE AS HELL SAY WHAT WE WANT TO SAY, AND THAT IS THIS, WHAT WE NEED IS IF WE'RE ALREADY DOING THIS, IF THE MAYOR'S POSITION IS WE'RE ALREADY DOING WHAT'S IN THIS ORDINANCE, THEN IT'S NOT WORKING. WHAT WE NEED IS WE NEED A COMMITMENT FROM THE MAYOR'S OFFICE THAT SAYS THE CHIEF OF POLICE WHO WORKS AT MY PLEASURE, WHO I CAN HIRE, FIRE, ANY TIME I WANT, I'M GOING TO TURN TO THAT CHIEF OF POLICE AND TELL HIM TELL YOUR OFFICERS TO NOT WASTE THEIR TIME ON THIS. TO MOVE ON TO MORE IMPORTANT THINGS. IF WE HAVE A COUNTY ATTORNEY'S OFFICE WHO SAYS I'M NOT GOING TO PROSECUTE, IF A CITATION COMES ACROSS OUR DESK, WE'RE GOING TO DISMISS IT. THOSE ARE ACTIONS THAT WE CAN TAKE THAT POTENTIALLY CAN CIRCUMVENT THE PRESENT LAW, BECAUSE UNTIL FRANKFORT CHANGES THE LAW AND DECRIMINALIZES THIS SITUATION, AND HOPEFULLY GIVES US THE ABILITY TO TAX THE HELL OUT OF IT TO MAKE SOME MONEY FOR THIS STATE AND PUT IT TO GOOD USE FOR PEOPLE, UNTIL THAT HAPPENS, WHAT WE NEED IS WE NEED AN ACKNOWLEDGMENT. WE NEED TO GO THE FULL 100 YARDS AND DECLARE THAT WHAT WE'RE TALKING ABOUT HERE NEEDS TO BE ABOUT FULL-BLOWN DECRIMINALIZATION. WHAT WE NEED TO DO IS BE BOLD ABOUT THIS AND CALL IT THE WAY WE SEE IT, LET THE CHIPS FALL WHERE THEY MAY.

DECRIMINALIZE IT. SAVE THE JUSTICE SYSTEM THE MONEY, SAVE THE OFFICERS THEIR TIME AND RESOURCES THAT COULD BE SPENT ELSEWHERE. SAVE THE FAMILIES THAT ARE AFFECTED BY THIS IN A NEGATIVE WAY. THAT'S WHAT WE SHOULD BE SAYING, BECAUSE WE'RE NOT SAYING THAT TONIGHT IN THIS ORDINANCE. I WON'T BE SUPPORTING IT. BUT IN NOT SUPPORTING IT, I'M NOT SUPPORTIVE OF THE DECRIMINALIZATION. I MADE IT VERY CLEAR TV CAMERAS ARE ROLLING, TEN YEARS FROM NOW, ANYONE CAN PULL THIS TAPE AND SEE WHAT BRENT ACKERSON SAID. I'M NOT AFRAID OF WHAT I JUST SAID. PLAIN AND SIMPLE. THE TRUTH IS WHAT NEEDS TO HAPPEN, I'LL BE A NO VOTE, BUT I'M YES IN THE SPIRIT OF THINGS, THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN. COUNCILMAN PIAGENTINI.

>> THANK YOU. AND AT LEAST WE KNOW WHERE COUNCILMAN ACKERSON IS ON THIS ISSUE. I'M NOT SURE PRECISELY WHERE I AM. I'M TORN A LITTLE BIT IN TWO SEPARATE WAYS. ONE IS I HAVE COLLEAGUES AND FRIENDS WHO HAVE COMMUNICATED THEIR CONCERN AND TOTALLY LEGITIMATE, HERE ARE THE NUMBERS, CONCERN ABOUT THE IMPACT, AND I THINK COUNCILMAN ACKERSON WHAT HE TALKED ABOUT RELATED TO THE IMPACT EVEN A MINOR CITATION CAN HAVE ON SOMEBODY'S LIFE, IT'S NOT MINOR. IT MEANS SOMETHING. IT CAN IMPACT THEIR JOB PROSPECTS. IT CAN IMPACT THEIR PERSONAL LIVES. IT CAN IMPACT THEIR FAMILY. AND THAT SHOULD BE TAKEN SERIOUSLY. BUT I DID WANT TO CLARIFY SOMETHING, AND THAT THIS CONCEPT, AND

I REALLY APPRECIATE COUNCILMAN FOX AND THE DATA THAT HE GOT FROM CORRECTIONS. BECAUSE WHERE I'M CONCERNED IS WHAT I'LL CALL THE MICROMANAGEMENT OF LAW ENFORCEMENT. I WANT TO SEE LAW ENFORCEMENT IMPROVE SIGNIFICANTLY. I THINK THERE'S A LOT WE NEED TO DO IN THE LONG-TERM AROUND THE RETENTION, SUPPORT OF OUR EMERGENCY PERSONNEL, FIRST RESPONDERS, LMPD, OUR FIREFIGHTERS, I THINK WE NEED TO ENGAGE IN A LONG-TERM CONVERSATION, AND I THINK THIS BUDGET CYCLE GAVE US THE OPPORTUNITY TO DO THAT, BUT IN THE MIDST OF DOING THAT, I'M CONCERNED THAT WE GET INTO THE WEEDS AND GET INTO THE DETAILS WHERE WE HAVE PASSED THE MAYOR, THE MAYOR HIRES A POLICE CHIEF, THIS IS THE PROCESS, AS I FOCUS ON THE PROCESS OF THE BUDGET, THE PROCESS OF THE BUDGET WAS IMPORTANT. YOU CAN'T AVOID HOW THE PROCESS WORKS. THE MAYOR PROPOSES A BUDGET, WE SCRUTINIZE IT AND PASS IT, AND NOTHING SHOULD HAPPEN UNTIL THAT'S DONE. SAME THING HERE. THERE'S A PROCESS. THE MAYOR APPOINTS THE CHIEF, HE DIRECTS THE CHIEF, AND THEN WE NEED TO HOLD THEM ACCOUNTABLE FOR THEIR ACTIONS. BUT THIS IDEA THAT WE'RE GOING TO, YOU KNOW, START TO MICROMANAGE TOOLS THAT MANY TIMES LAW ENFORCEMENT OFFICERS USE AND MORE COMMON THAN NOT, AND I WANT TO REJECT WHAT I HOPE -- WHAT I HOPE IS NOT THE THOUGHT OF SOME OUT THERE THAT, YOU KNOW, THERE'S LMPD OFFICERS WHO ARE INTENTIONALLY OR JUST CAN'T WAIT TO TARGET CERTAIN COMMUNITIES OR USE THIS AS A TOOL. I THINK THE REALITY OF THE SITUATION IS, AS I MENTIONED EARLIER, HOW MANY POLICE

OFFICERS DO WE HAVE IN THE EAST END VERSUS THE WEST END?
INEVITABLY, THIS HAPPENS, AND THAT IS AN ISSUE, SOMETHING THAT
WE NEED TO TALK ABOUT. THE DEBATE, DISCUSS WITH LMPD, BUT I HAVE
SOME SERIOUS CONCERNS, AS I UNDERSTAND THE CONCERNS OF MY
COLLEAGUES WHO DO NOT WANT TO SEE SOMEBODY HAVE THEIR LIFE
SIGNIFICANTLY IMPACTED BY A MINOR OFFENSE, SIMULTANEOUSLY, I'M
VERY CONCERNED ABOUT THIS CONTINUED PATTERN OF MICROMANAGING AND
POKING AT OUR FRONT LINE RESPONDERS, IN THIS CASE LMPD. WE HAVE
JUST CUT THEIR BUDGET. WE'VE DONE OTHER THINGS OVER THE PAST,
AND WE, I'M TALKING ABOUT THE MAYOR'S OFFICE, AS WELL AS SOME
DECISIONS METRO COUNCIL HAS MADE IN THE PAST, THAT HAVE SET A
TREND THAT DOESN'T LOOK POSITIVE TO ME FOR THEM. AND THEN THIS
VOTE COMES UP, AND UNFORTUNATELY FOR ME, IT'S NOT JUST THIS
VOTE. WE'LL HAVE TO LOOK AT IT IN THE TOTALITY OF IT. SO STILL
NOT 100% SURE WHERE I AM, BUT I WANT MY METRO COUNCIL TO LOOK AT
WHETHER OR NOT THIS IS A TOOL USED BY LMPD MANY TIMES WHEN THEY
ARE PURSUING SOMEBODY WHO THEY KNOW IS BEING CONVICTED OF MANY
OTHER CRIMES, AS COUNCILMAN FOX PUT OUT THERE, BUT AT THE SAME
TIME I APPRECIATE THE CONCERNS OF MY COLLEAGUES. I APPRECIATE
THE NUMBERS AND HOW THEY LOOK. AND I WANT TO SEE THAT CHANGE.
BUT I'M NOT SURE THIS IS THE WAY TO DO IT. I'M LOOKING FORWARD
TO MORE CONVERSATION. THANK YOU.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN COAN?

>> THANK YOU, MR. PRESIDENT. I WANT TO RESPOND TO A FEW THINGS. HOW I FEEL IS CLEAR. I WANT TO MAKE SURE PEOPLE UNDERSTAND SOME FACTS HERE, BECAUSE THESE ARE IMPORTANT. COUNCILMAN FOX SAID THERE WERE ZERO BOOKINGS FOR THIS LAST YEAR. YES, THAT'S RIGHT, THAT'S BECAUSE, LIKE I READ BEFORE, THE STATE LITERATURE PASSED A LAW IN 2011 THAT SAYS IF YOU ARE GOING TO ARREST SOMEONE FOR THIS, INSTEAD OF ARRESTING THEM, ISSUE A CITATION. THAT'S WHERE THERE WAS ZERO, THERE SHOULD HAVE BEEN ZERO, THAT'S FINE, BUT THERE WERE 22,000 PEOPLE THAT WERE PROCESSED THROUGH THE CRIMINAL JUSTICE SYSTEM FOR THIS BETWEEN 2010 AND 2017, WHICH IS AFTER THE PENAL CODE REFORM. I WANT TO TALK ABOUT CITATION, MINOR CITATION. THIS IS NOT LIKE A PARKING TICKET OR A CITATION LIKE WE DISCUSSED TWO WEEKS AGO WITH LITTERING. WHERE IN A RARE CIRCUMSTANCE THE STATE GAVE US CONTROL OVER STATE LAW. CITATION MEANS THIS IS WHERE YOU SHOW UP TO COURT AND THIS IS YOUR ENTREE INTO THE CRIMINAL JUSTICE SYSTEM. I DON'T THINK THE NOTION THAT WE'RE MICROMANAGING THE POLICE OR ANY OTHER DEPARTMENT OF OUR GOVERNMENT IS AN APT METAPHOR. WE MADE LOTS OF DECISIONS ABOUT WHAT WE WANT OUR GOVERNMENT TO DO, AND THAT'S OUR JOB. WE MAKE THE LAWS AND THEY EXECUTE THEM, AND WE RARELY, RARELY, ONLY IN EXTREME CIRCUMSTANCES, INFRINGE IN AREAS WHERE WE DON'T HAVE ANY EXPERTISE, ESPECIALLY IN PUBLIC SAFETY. I'LL POINT OUT WE HAVE PRESIDENT JAMES IS A SPONSOR OF THIS, HE ALSO IS A LAW

ENFORCEMENT -- I'M PROUD OF ALL THE CO-SPONSORS OF THIS ORDINANCE, WHO HAVE A LOT OF DIFFERENT BACKGROUNDS AND SUPPORT. AND I WANT TO SAY THIS ALSO WILL NOT HAMSTRING OUR POLICE OFFICERS FROM USING ANY OF THEIR POWERS THEY ARE ENTITLED TO. FIRST OF ALL, IT MAKES CLEAR THAT IN ANY CASE WHERE SIMPLE POSSESSION OF THE SMALL AMOUNT BY AN ADULT IS NOT THE ONLY CRIME, THEN THIS DOESN'T PROTECT YOU. IT PROTECTS YOU WHEN THAT IS THE ONLY CRIME THAT'S OCCURRED IN ALL THESE THOUSANDS OF CASES THAT I TALKED ABOUT. IT ALSO DOESN'T PREVENT THE SEARCH OF A VEHICLE OR PERSON, IF THE OFFICER MEETS THE REQUIREMENTS IN ORDER TO SEARCH THE PERSON OR SEARCH THEIR PROPERTY AND SEIZE THE PROPERTY FROM THEM. YOU KNOW, THIS IS -- THIS IS -- I THINK THIS IS A MODERATE, REASONABLE, BUT FORCEFUL DIRECTIVE, NOT A POLICY STATEMENT, AND NOT SOMETHING THAT SHOULD BE A RESOLUTION FROM THE COUNCIL TO OUR LAW ENFORCEMENT OFFICERS AND ADMINISTRATION WHO EXECUTES THE LAW OF WHAT OUR PRIORITIES ARE WITH RESPECT TO DEALING WITH VIOLENT AND SERIOUS CRIMES IN THIS COMMUNITY AND WITH ENSURING A FAIR AND JUST CRIMINAL JUSTICE SYSTEM, AND AGAIN, IT'S NOT 1985. AND OFFICERS IN EVERY STATE THEY'VE LEGALIZED THIS, BACKWARDS AND FORWARDS, THEY SWEAR TO THE CONSTITUTION AND THEY'VE BEEN ABLE TO FIGURE IT OUT, AND CITIZENS IN THE MAJORITY OF CITIZENS IN THIS COUNTRY HAVE BEEN ABLE TO FIGURE IT OUT. WE HAVE A SMART POPULATION AND POLICE DEPARTMENT AND WE CAN DEAL WITH THIS. THANKS.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN WINKLER.

>> THANK YOU, I HAVE A COUPLE COMMENTS I WANT TO MAKE TO ECHO COUNCILMAN COAN'S COMMENTS AND ADDRESS ISSUES BROUGHT UP. FIRST, COUNCILWOMAN MCCRANEY, YOU BROUGHT UP THE DIFFERENCE BETWEEN SMALL CITY ENFORCEMENT AND LOUISVILLE METRO ENFORCEMENT. TWO THINGS I WOULD CALL OUT THERE. ONE, COUNCILMAN FOX'S STATISTICS ON THE BOOKINGS INDICATE ALREADY YOU WOULD NOT GET ARRESTED AND SET TO JAIL IN LOUISVILLE METRO TODAY AND GET SENT TO JAIL IF YOU WERE ARRESTED IN ST. MATTHEWS. ONE, IF THAT WERE THE CASE, THAT DISCREPANCY ALREADY EXISTS. TWO, THROUGH CHANGING THE STATE LAW, YOU WOULDN'T BE ARRESTED, YOU WOULD BE CITED. SO I THINK IF THERE'S A DIFFERENCE, IT EXISTS ALREADY. SO THIS DOESN'T EXACERBATE THAT. WHAT IT CHANGES IS YOU MIGHT GET CITED IN A SMALL CITY AND WOULD NOT IN LOUISVILLE METRO. THE BIGGER ISSUE FOR ME IS, REALLY, THE -- THE CITATION, ULTIMATELY, IS A TAX ON THE POOR, AND LARGELY A TAX ON AFRICAN-AMERICAN POOR, RIGHT? IF YOU ARE OF MEANS AND YOU ARE CITED FOR HAVING A SMALL AMOUNT OF MARIJUANA, WHAT ARE YOU GOING TO DO? YOU'RE GOING TO HIRE AN ATTORNEY. IT WILL LIKELY GET THROWN OUT, OKAY, YOU MIGHT PAY A SMALL FINE, BUT IT WILL BE GONE FROM YOUR RECORD AND YOUR LIFE WILL GO ON AND LARGELY BE UNIMPACTED. IF YOU ARE POOR, THAT WILL NOT HAPPEN, OKAY, AND IF YOU ARE VERY POOR, YOU MAY NOT BE ABLE TO PAY THE FINE, AND THEN WHAT HAPPENS IS A ARREST WARRANT WILL BE ISSUED FOR FAILURE TO SHOW UP IN COURT OR PAY THE FINE

AND YOU'LL END UP JUST AS INVOLVED, NOT THROUGH THE DIRECT ACTION OF THE CITATION, BUT RATHER A SUBSEQUENT ACTION. AND I THINK WHEN I MET WITH DIRECTOR BOLTON PREVIOUSLY, THE JAIL DID CITE THEY HAVE A NUMBER OF INDIVIDUALS THAT COME IN, COUNCILMAN FOX TO YOUR POINT, NOT FOR THE ORIGINAL CITATION, BUT THE DOWNSTREAM IMPACTS, OKAY, AND THAT FOR ME IS A HUGE ISSUE, BECAUSE IT IS A TAX ON THE POOR, AND, QUITE FRANKLY, IT IS A TAX ON US AS A GOVERNING BODY, BECAUSE THOSE PEOPLE THEN SIT IN THE JAIL AT \$76 A NIGHT, BECAUSE THEY COULDN'T PAY THE FINE. I DON'T THINK THAT WE ARE MICROMANAGING THE POLICE, AS COUNCILMAN COAN INDICATED. THE POLICE STILL HAVE THE ABILITY, IF THERE IS ANOTHER SUSPICION OF A CRIME, THEY CAN STILL PURSUE THAT ISSUE. WE ARE ONLY TALKING ABOUT IF THIS IS THE ONLY ISSUE AT HAND, WE WON'T OFFER A CITATION. I THINK THAT'S PERFECTLY ACCEPTABLE, AND THAT'S WHY I WILL BE A YES VOTE TONIGHT.

>> PRESIDENT JAMES: THANK YOU. COUNCILWOMAN SEXTON SMITH.

>> YES, THANK YOU, MR. PRESIDENT. AND AS A CO-SPONSOR, I AM DEFINITELY, WHOLEHEARTEDLY, YES THIS EVENING, AND THERE WERE A COUPLE OF COMMENTS MADE THAT I'D LIKE TO RESPOND TO. AT ONE POINT IT WAS MENTIONED THAT THERE WERE 1,998 OF THESE CITATIONS BY LMPD IN DIVISIONS 1, 2, AND 4. LMPD DIVISIONS 1, 2, AND 4, ALL OF THEM CRISSCROSS THROUGH THE METRO COUNCIL DISTRICT THAT I REPRESENT. THE JAIL THAT WE HAVE MADE SEVERAL REFERENCES TO THIS EVENING, THAT IS AROUND THE CORNER AND LOCATED IN DISTRICT 4.

POLICE HEADQUARTERS IS LOCATED IN DISTRICT 4. MY POINT IS, I AM INTERACTING PERSONALLY ON A DAY-TO-DAY BASIS WITH THE FOLKS ON ALL SIDES OF THIS CONVERSATION, AND WHAT I SEE MORE TIMES THAN NOT ARE MEN AND WOMEN AND CHILDREN AND AUNTS AND UNCLES AND GRANDPARENTS AND FRIENDS AND NEIGHBORS AND FAITH WORSHIPERS WHOSE LIVES ARE RIPPED APART OVER THE COMMENTS THAT WE'VE HEARD THIS EVENING AND COUNCILMAN WINKLER JUST SUMMARIZED THEM VERY SUCCINCTLY. SO TO MY COLLEAGUE ACROSS THE CHAMBER FROM ME, YOU'RE RIGHT, COUNCILMAN ACKERSON, THIS IS NOT ENOUGH. IT'S NOWHERE NEAR WHERE WE NEED TO BE. I WHOLEHEARTEDLY, 100% SUPPORT LEGALIZING MARIJUANA IN THE COMMONWEALTH OF KENTUCKY. WE CAN'T DO A THING ABOUT THAT. THAT HAS TO BE DONE IN FRANKFORT. SO WHAT WE CAN DO IS THIS LEGISLATIVE BODY RIGHT HERE IN JEFFERSON COUNTY, WE CAN SEND A VERY STRONG MESSAGE, AN ORDINANCE, THAT DOES HAVE TEETH IN IT, THAT WILL HELP ADDRESS SOME OF THESE ISSUES. NEXT STATEMENT I WANTED TO MAKE VERY CLEARLY, WHAT WE ARE GETTING READY TO VOTE ON, AND I HOPE THIS PASSES, IT WILL NOT LEGALIZE MARIJUANA. MARIJUANA IS STILL ILLEGAL TO BE CARRYING. ONLY OUR COLLEAGUES IN FRANKFORT HAVE THE AUTHORITY TO CHANGE THAT. BUT WHAT WE CAN DO IS STAND UP TONIGHT AND STAND UP WITH ALL OF THE PEOPLE IN OUR COMMUNITY WHOSE LIVES HAVE BEEN RIPPED APART OR HAVE THE RISK OF BEING RIPPED APART. ANOTHER COMMENT WAS MADE BY COUNCILMAN PIAGENTINI, SAID HE WAS ON THE FENCE, AND I WAS THRILLED TO HEAR THAT. AND I HOPE THAT YOU'RE

NOT GOING TO REMAIN -- THAT HE WILL NOT REMAIN A MUG WAMP, WHICH IS WHAT WE USED TO CALL THE FOLKS THAT SAT ON BOTH SIDES OF THE FENCE, SO LET'S MAKE A DECISION, AND LET'S DO THIS TOGETHER. AND THEN, FINALLY, WE HAVE A CHANCE TONIGHT, AND IF WHEN WE VOTE THIS THROUGH, THIS WILL BE ONE OF THE VOTES THAT I WILL ULTIMATELY BE MOST PROUD OF AS A COUNCILWOMAN IN JEFFERSON COUNTY. AND IT IS BECAUSE WE LIVE IN THE UNITED STATES OF AMERICA, AND THIS COUNTRY IS WHERE IT IS BECAUSE OF 246 YEARS OF SLAVERY, FOLLOWED BY 153 YEARS OF INSTITUTIONAL OPPRESSION. WE NEED TO LOOK AT OUR LAWS, MODIFY OUR LAWS, AND GET RID OF AS MUCH OF THAT INSTITUTIONAL OPPRESSION AS WE CAN. WE CAN DO THIS. IT'S NOT GOING TO LEGALIZE MARIJUANA. I WANT TO SAY THAT ONE MORE TIME, BECAUSE THERE SEEMS TO BE SOME CONFUSION ABOUT THAT. THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. [APPLAUSE]
COUNCILWOMAN NICOLE GEORGE.

>> THANK YOU, MR. PRESIDENT. I WANTED TO SAY THAT I SUPPORT THIS ORDINANCE, BECAUSE I DON'T JUST SEE IT AS A POLICING ISSUE. I SEE IT AS A COMMUNITY ISSUE, AND I SEE THIS AS AN OPPORTUNITY FOR US TO IMPACT THE BROADER CULTURE. WHILE WE CAN'T DECRIMINALIZE IT, WHAT WE CAN DO IS SET A TONE THROUGH THE LEGISLATIVE PROCESS. THANK YOU. [APPLAUSE]

>> PRESIDENT JAMES: THANK YOU. COUNCILWOMAN JESSICA GREEN?

>> THANK YOU, MR. PRESIDENT. I AM A CO-SPONSOR OF THIS ORDINANCE AND WOULD URGE MY COLLEAGUES TO SUPPORT ITS PASSAGE. I SPENT A SIGNIFICANT AMOUNT OF MY TIME IN PRIVATE PRACTICE AS A CRIMINAL DEFENSE ATTORNEY REPRESENTING INDIVIDUALS WHO HAVE BEEN CAUGHT UP IN THE SYSTEM THROUGH SIMPLE MARIJUANA POSSESSION, AND SO THESE INDIVIDUALS HAVE PAID ME HUNDREDS, SOMETIMES THOUSANDS OF DOLLARS TO TRY TO WORK THEIR CASE THROUGHOUT THE CRIMINAL JUSTICE SYSTEM. THAT IS NOT FAIR, THAT IS NOT JUST, IT'S NOT EQUITABLE. WHEN WE THINK ABOUT WHAT OUR PRIORITIES SHOULD BE FOR THE CITY, CERTAINLY, WE DON'T WANT VIOLENT OFFENDERS ON THE STREET. AND CERTAINLY, OUR POLICE DEPARTMENT DOES NOT HAVE THE RESOURCES TO SEEK OUT, NOR DOES THE JAIL HAVE THE ABILITY TO HOLD, NOR DOES JUSTICE REQUIRE INDIVIDUALS SHOULD HAVE TO COME UP WITH THOUSANDS OF DOLLARS TO TRY TO EQUALIZE THE PLAYING FIELD LATER ON IN LIFE. THESE FOLKS HAVE TO SPEND MONEY TRYING TO GET THIS EXPUNGED FROM THEIR RECORD, AND IT'S A PROBLEM. IT CAN AFFECT THEIR ABILITY TO HAVE HOUSING, ABILITY TO HAVE JOBS, IT CAN AFFECT A LOT OF THINGS, SO IT'S NOT SOMETHING WE SHOULD TAKE LIGHTLY. I DON'T THINK IT'S JUST A SITUATION WE SHOULD SAY, WELL, LET'S JUST WAIT FOR FRANKFORT TO ACT. WE IN THE CITY OF LOUISVILLE, WE ARE LEADERS. WE'VE NOT WAITED ON FRANKFORT ON A LOT OF THINGS. WE'VE STEPPED OUT AND DONE THE RIGHT THING, SO I WOULD ASK YOU ALL SUPPORT THIS ORDINANCE TONIGHT. THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. COUNCILMAN FOX.

>> THANK YOU, MR. PRESIDENT. JUST A COUPLE FOLLOW-UPS. IF WE ENACTED AN ORDINANCE IN ONE OF MY FINE NEIGHBORHOOD ASSOCIATIONS DECIDED THEY DIDN'T WANT TO GO ALONG WITH IT BECAUSE WHATEVER REASON, THEY THOUGHT IT DIDN'T HAVE ANY TEETH OR WAS POINTLESS, WE WOULD CERTAINLY GO AFTER THEM. WHILE I AGREE WITH A LOT OF WHAT MY COLLEAGUES SAID AROUND THE ROOM, ON BOTH SIDES OF THIS ISSUE, AT THE END OF THE DAY, IT'S STILL ILLEGAL. STILL ILLEGAL. THERE'S NOTHING WE CAN DO ABOUT THAT. AS A CITY GOVERNMENT, WE JUST NEED TO GET OUR ARMS AROUND THAT, THAT THAT'S THE TRUTH. ONE COLLEAGUE MENTIONED THE TEETH OF THIS ORDINANCE. I DON'T SEE ANY TEETH AT ALL IN THIS ORDINANCE. 1.39 SAYS THERE SHALL BE NO PENALTY FOR ANYBODY THAT DOESN'T PAY ATTENTION TO IT. THIS IS AN ORDINANCE THAT IS ESSENTIALLY A STRONG SUGGESTION. I MAY BE MORE INCLINED TO SUPPORT IF IT WERE A RESOLUTION, RESOLUTION GOING TO FRANKFORT LIKE THE ONE IN 2014. I'D CERTAINLY SIGN IT AND WE'LL SEND IT TO THEM AGAIN. MAYBE WE'LL GET A RETURN LETTER THIS TIME. SO I JUST THINK THAT WE'VE GOT BIGGER ISSUES TO DEAL WITH HERE. I THINK IT IS MICROMANAGING OUR POLICE OFFICERS. WE WANT OUR STREETS BEING SAFER, AND YET WE'RE TAKING ALL THE WAYS THAT THEY STOP CARS AND INTERACT WITH CITIZENS AWAY. I JUST THINK IT'S TROUBLING. THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU. COUNCILWOMAN MCCRANEY.

>> THANK YOU, MR. CHAIR. I AM WHOLEHEARTEDLY A PROPONENT OF LEGALIZING MARIJUANA FOR MEDICINAL PURPOSES, AND I CERTAINLY AM OPEN TO MORE CONVERSATION ABOUT LEGALIZING IT ALTOGETHER. THE FACT THAT IT IS NOT LEGAL TODAY GIVES ME RESERVATION TO VOTE YES ON THIS, ONLY BECAUSE IF I HEARD IN THIS ORDINANCE THAT IT SAYS DO NOT ARREST ON SMALL AMOUNTS OF MARIJUANA AND DO NOT ISSUE A CITATION, THAT WOULD HELP MY PEOPLE. THAT WOULD HELP BLACK PEOPLE. THAT WOULD HELP THOSE PEOPLE WHO ARE BEING ARRESTED FOR THOSE LOW-LEVEL CRIMES, OR THAT LITTLE USE OF MARIJUANA. BUT IF THEY ARE GOING TO BE CITED, THAT'S THE PROBLEM. IT'S NOT IN THE ARREST. THE PROBLEM COMES WITH THEM BEING CITED AND HAVING TO GO TO COURT. I DON'T SEE WHERE THIS ADDRESSES THAT AT ALL. AND SO IF THAT ADDRESSES THE FACT THAT IF YOU'RE CARRYING A SMALL PIECE OF MARIJUANA, YOU'RE NOT CITED, AND YOU DON'T HAVE TO GO TO COURT FOR IT, I SEE THAT AS SOMETHING I COULD SUPPORT, BECAUSE THAT'S REALLY GETTING TO THE HEART OF THE ISSUE. SO IF I'M WRONG IN WHAT I'M THINKING, PLEASE TELL ME, BUT RIGHT NOW, AS WHAT I'M HEARING, HOW IT STANDS, I DON'T THINK IT HAS GONE FAR ENOUGH TO REALLY HELP THE PROBLEM THAT YOU'RE CITING AS FAR AS THE PEOPLE WHO ARE GETTING ARRESTED. IF WE'RE GOING TO DO SOMETHING, I'LL SUPPORT IT 100% IF WE ATTACK THE REAL ISSUE. BUT IT DOESN'T.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN MCCRANEY.
COUNCILMAN COAN, SOUNDED LIKE A QUESTION.

>> THAT'S EXACTLY WHAT THIS DOES. THAT'S LITERALLY EXACTLY WHAT THIS DOES. THE STATE ALREADY SAYS DON'T ARREST, CITE. WE'RE SAYING DON'T CITE. THIS IS NOT WORTH PUTTING SOMEONE WHO'S DONE THIS AND ONLY THIS THROUGH THE CRIMINAL JUSTICE SYSTEM. THAT'S EXACTLY WHAT THIS SAYS. IF THERE'S ANY PART THAT'S UNCLEAR, I DON'T KNOW WHAT IT IS. I HOPE THAT ANSWERS YOUR CONCERN ABOUT IT. OKAY, IF I COULD JUST READ --

>> PRESIDENT JAMES: COUNCILMAN COAN.

>> IF I COULD JUST READ ON PAGE 4 OF THE ORDINANCE, SECTION 39.XX, WHERE THEY ARE RESOLVING IT. THIS IS REALLY THE MEAT OF THE SUBSTANCE, IT REFERS BACK TO OTHER TERMS THAT ARE DEFINED. PUBLIC SAFETY OFFICIALS SHALL MAKE ENFORCEMENT ACTIVITY RELATING TO MARIJUANA POSSESSION OFFENSES BY ADULTS THEIR LOWEST ENFORCEMENT PRIORITY. LAW ENFORCEMENT ACTIVITIES INCLUDE, BUT ARE NOT LIMITED TO, INVESTIGATION, CITATION, AND ARREST. THAT'S THE OPERATIVE PART. IT THEN GOES ON TO SAY VERY CLEARLY --

>> PRESIDENT JAMES: COUNCILWOMAN MCCRANEY, IF YOU COULD --

>> SORRY.

>> IT SAYS, SHALL THE MANDATORY LANGUAGE IN ALL THIS LEGISLATION, SHALL MAKE ENFORCEMENT ACTIVITY THEIR LOWEST ENFORCEMENT PRIORITY. THE REASON IT SAYS DO NOT CITE, PERIOD, AND THE REASON THERE IS NO PENALTY FOR THAT, IS BECAUSE I'M SURE WE CAN ALL THINK OF EXAMPLES WHERE SOMEONE IS BEING A KNUCKLEHEAD AND DESERVES TO BE CITED. BUT I THINK THAT'S THE

RARE EXCEPTION. AND THE IDEA IS NOT TO PUNISH OTHERWISE RESPONSIBLE ADULTS WHO HAVE NOT HURT ANYBODY ELSE, WHO HAVE NOT BROKEN ANY OTHER LAWS, IN SADDLING THEM WITH THIS BURDEN FOR THIS SIMPLE AND NARROW INFRACTION OF POSSESSING 14 GRAMS OR LESS OF MARIJUANA FOR THEIR ADULT PERSONAL USE ONLY. NOT SELLING IT, NOT DRIVING UNDER THE INFLUENCE, NOT COMMITTING ANY OTHER CRIME.

>> PRESIDENT JAMES: COUNCILWOMAN MCCRANEY, DID THAT ANSWER YOUR QUESTION?

>> AGAIN, NOT THAT I DIDN'T READ IT, I NEEDED TO HAVE THE PUBLIC TO HEAR IT AGAIN, AND I WANT IT STATED ONE MORE TIME. IT SAYS, "SHALL NOT --"

>> SORRY, PAGE 4 OF THE LEGISLATION, 39.XX, PUBLIC SAFETY OFFICIALS LOWEST ENFORCEMENT. PUBLIC SAFETY OFFICIALS SHALL MAKE ENFORCEMENT ACTIVITY RELATED TO MARIJUANA POSSESSION OFFENSES BY ADULTS THEIR LOWEST ENFORCEMENT PRIORITY. LAW ENFORCEMENT ACTIVITIES INCLUDE, BUT ARE NOT LIMITED TO --

>> THAT'S THE PART I HAVE A PROBLEM WITH. WHERE IT SAYS -- IT'S NOT SPECIFICALLY SAYING DO NOT CITE. IT SAYS THE LAW ENFORCEMENT SHALL MAKE IT THEIR LOWEST PRIORITY, BUT IT DOESN'T SAY THEY SHALL NOT CITE.

>> IF YOU READ THE TWO SENTENCES TOGETHER IT SAYS THEY SHALL MAKE CITATION AMONG THEIR LOWEST ENFORCEMENT PRIORITY. THEY ARE BACK-TO-BACK SENTENCES THAT ARE READ TOGETHER IN TERMS OF CONSTRUCTING THE LEGISLATION. INTERPRETING IT.

>> PRESIDENT JAMES: THANK YOU. WE HAVE A POINT OF ORDER.

>> POINT OF ORDER, MR. PRESIDENT, CAN WE ASK OUR DISTINGUISHED PUBLIC ATTORNEY IF "SHALL NOT CITE" CAN BE PUT IN THAT ORDINANCE?

>> PRESIDENT JAMES: STAND BY. COUNCILWOMAN MCCRANEY, WERE YOU FINISHED WITH YOUR QUESTIONS FOR COUNCILMAN COAN? COUNCILMAN COAN, DID YOU WISH TO ASK A QUESTION?

>> I WOULD SAY I WOULD BE OPPOSED TO A BLANKET PROHIBITION ON SHALL NOT CITE. THE SAME REASON I WOULD BE OPPOSED TO A PENALTY FOR THE POLICE OFFICER OR PUBLIC SAFETY OFFICIAL WHO UNDER THE SET OF FACTS AND CIRCUMSTANCES NEEDS TO RELY ON THE AUTHORITY TO CITE SOMEBODY.

>> PRESIDENT JAMES: OKAY.

>> STRAIGHTFORWARD.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN ACKERSON.

>> THANK YOU, MR. PRESIDENT. I THINK EVERYONE IN THIS ROOM'S GOT TO ASK THEMSELVES THIS -- I'M ON NOW. PRESENTLY, RIGHT NOW WITHOUT THE PASSAGE OF THIS, IT APPEARS THAT PEOPLE ARE NOT HAPPY WITH THE PRESENT WAY THAT LAW ENFORCEMENT IN LOUISVILLE, KENTUCKY, IS HANDLING THIS SITUATION. BECAUSE ALREADY THEY DON'T TAKE PEOPLE TO JAIL NECESSARILY. THERE'S A BOND, YES, THEY ISSUE A CITATION. WE POINTED OUT THE NEGATIVITIES OF THE SITUATION, HOW IT CAN AFFECT GETTING A JOB, EVERYTHING ELSE, BLEMISH ON THEIR RECORD. NO ONE IS HAPPY WITH

THE WAY LOUISVILLE IS HANDLING THINGS. IT'S ALREADY TAKING PLACE. AT ONE HAND, WE'RE AT POINT A AND NOT HAPPY WITH POINT A. HOWEVER, THE PASSAGE OF THIS DOESN'T TAKE US TO POINT B, IT KEEPS US AT POINT A. IT'S THE PAPER TIGER. IT HAS NO TEETH. AND FOR US AS A COUNCIL TO SAY THAT WE'VE DONE SOMETHING GREAT TONIGHT TO ADVANCE THE CAUSE OF LEGALIZATION OF MARIJUANA, WE HAVEN'T IF WE PASS THIS. IF WE DON'T PASS IT, OR DO PASS IT, IT'S NOT GOING TO CHANGE A DAMN THING. YOU WANT TO MAKE A DIFFERENCE, IF THIS BODY WANTS TO MAKE A STATEMENT, WE JUST GO THROUGH ONE BY ONE, THERE'S 26 OF US, PUT IT ON THE RECORD. DO YOU SUPPORT THE LEGALIZATION OF MARIJUANA? LEGALIZATION MEDICALLY, THAT SAYS MORE TO THE COMMUNITY THAN ANYTHING ELSE. WITHOUT THE PASSAGE OF THIS AND CONVOLUTING TO WHERE ULTIMATELY WE END UP AT THE SAME POINT, WE'RE GOING AROUND IN A CIRCLE, BECAUSE AT THE END OF THE DAY, MAYOR'S SAID THIS IS WHAT WE'RE DOING. WE'RE UNHAPPY WITH THE PRESENT SITUATION, SO WE'RE GOING TO PASS THIS ORDINANCE. ORDINANCE THAT'S GOING TO KEEP US AT THE EXACT SAME SPOT WE'RE IN. LET'S NOT MAKE THIS OUT LIKE SOMEHOW WE'VE COME TO THE RESCUE OF THOSE WHO SUPPORT DECRIMINALIZATION, BECAUSE WE HAVEN'T. WE'VE GOT A LONG WAY TO GO. WHAT WE CAN DO, WHICH IS MUCH MORE IMPORTANT THAN THIS, WE CAN ALL PUT OUR POSITION ON THE RECORD. THE PUBLIC KNOWS WHERE WE STAND. IF ENOUGH OF US STAND LOUDLY TO SAY WE BELIEVE IN DECRIMINALIZATION, MAYBE OTHER POLITICIANS IN FRANKFORT WILL

HEAR THAT AND BE WILLING TO STAND UP AND SAY WE ALSO ARE WILLING TO STEP FORWARD AND NOT FEEL THERE'S SOME SORT OF SHAME IN SAYING WE ALSO SUPPORT THE DECRIMINALIZATION. THAT'S A GREATER GOOD. THAT'S SOMETHING THAT GOOD CAN COME OF THIS VERSUS A LOT OF DEBATE ABOUT AN ORDINANCE THAT WILL KEEP US AT STEP ONE. ONE STEP FORWARD, ONE STEP BACK, WE'RE AT GROUND ZERO, STEP ONE. NO MATTER WHAT HAPPENS WITH THIS ORDINANCE. THANK YOU, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN. COUNCILWOMAN SHANKLIN?

>> THANK YOU, MR. PRESIDENT. I WOULD LIKE TO BE A CO-SPONSOR ADDED ON, IF THE SPONSOR WILL ALLOW. THANK YOU.

>> PRESIDENT JAMES: THANK YOU. COUNCILWOMAN PURVIS.

>> THANK YOU, MR. PRESIDENT. LAST WEEK IN THE COMMITTEE I VOTED YES BECAUSE OF ME BEING AN EMPLOYER, I HAVE REVIEWED A LOT OF POLICE REPORTS, I'VE SEEN A LOT OF MISDEMEANOR CHARGES WITH INDIVIDUALS FOR MARIJUANA, AND I UNDERSTAND SOMETIMES IT CAN BE A BURDEN FOR SOMETHING SO MINIMAL, BUT WHAT I LIKE TO SAY IS, AND I'M GOING TO REFERENCE TO MY COLLEAGUE, COUNCILWOMAN SEXTON SMITH, IN RECOGNIZING AFRICAN-AMERICAN HISTORY AND SLAVERY, THAT STILL DOES NOT MEAN WE SHOULD GO AGAINST THE LAW. SO I FEEL LIKE IF LIL JONNY GROWS UP TO BE A SERIAL KILLER, I DON'T THINK HE SHOULD GET A PASS BECAUSE HE GREW UP WITHOUT TWO PARENTS. AS IT STANDS, IT IS ILLEGAL. I DON'T THINK IT -- I DON'T THINK IT'S

FAIR TO IGNORE THE LAW BECAUSE OF OUR HISTORY. WE KNOW THERE'S A DISPARITY IN LAW ENFORCEMENT, AND IT DOESN'T START WITH MARIJUANA. IT STARTS WITH POLICING, AND THAT'S THE ONLY COMMENT I HAVE RIGHT NOW. THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. COUNCILMAN REED.

>> THANK YOU, MR. PRESIDENT. I UNDERSTAND ALL OF THE ARGUMENTS ONE WAY OR THE OTHER FOR AND AGAINST. I GUESS MY QUESTION IS THIS, COUNCILMAN COAN SAID THE STATE SAID DON'T ARREST/CITE, AND WHAT I'M UNDERSTANDING IS WE'RE SAYING DON'T ARREST, DON'T CITE. SO IF WE DO THAT, AREN'T WE IN VIOLATION OF STATE LAW? AND I WOULD LIKE FOR THE COUNTY ATTORNEY TO WEIGH IN ON THIS.

>> PRESIDENT JAMES: COUNTY ATTORNEY, COULD YOU PLEASE COMMENT? AND PLEASE IDENTIFY YOURSELF FOR THE RECORD.

>> THIS IS THE ASSISTANT COUNTY ATTORNEY. CAN YOU RESTATE THE QUESTION, COUNCILMAN REED?

>> YES, COUNCILMAN COAN SAID THE STATE LAW, WHICH I BELIEVE IS KRS 431-05, IS THAT CORRECT?

>> DASH 0151-A.

>> TO BE EXACT. SAYS DON'T ARREST/CITE. WE'RE SAYING THROUGH THIS ORDINANCE, DON'T ARREST, DON'T CITE. SO THE WAY I LOOK AT THIS IN MY NON-LEGAL MIND, BECAUSE I'M NOT A LAWYER, IS STATE LAW PREVAILS. AM I CORRECT OR NOT?

>> I MEAN, I'M BEING ASKED A HYPOTHETICAL QUESTION, BUT --
AND I'M NOT PRIVY TO ANSWER A HYPOTHETICAL QUESTION, BUT --

>> THAT WAS A PRETTY DIRECT QUESTION. THAT WAS NOT
HYPOTHETICAL.

>> BUT THE QUESTION IS, YOU'RE SAYING THAT IF THE STATE
STATUTE SAYS DON'T ARREST, CITE, BUT THEN THIS ORDINANCE IS
SAYING NOT TO ARREST AND NOT CITE, ARE YOU ASKING ME IF LMPD
OFFICER OR PEACE OFFICER IS IN VIOLATION OF THE LAW?

>> THAT'S EXACTLY WHAT I'M SAYING.

>> WELL, THERE'S -- BASED ON MY RESEARCH, GIVE ME ONE
SECOND. THE LAW DOESN'T -- THE LAW DOESN'T REALLY ADDRESS
DISCRETION. GIVE ME ONE SECOND. LET ME LOOK AT -- I'M GOING TO
GET BACK WITH YOU ABOUT THAT.

>> ALL RIGHT.

>> PRESIDENT JAMES: ONE SECOND. WE'LL LET THE COUNTY
ATTORNEY'S OFFICE WORK ON THAT FOR ONE SECOND. I BELIEVE THE
SPONSOR OF THE ORDINANCE WANTED TO ADDRESS YOUR QUESTION ALSO,
COUNCILMAN REED.

>> THANK YOU, MR. PRESIDENT. COUNCILMAN REED, LET ME READ
IT WORD FOR WORD AND EXPLAIN WHY YOU'RE PARAPHRASING IT IS NOT
EXACTLY RIGHT. WHAT IT SAYS IS, IT SAYS, STATE LAW, A PEACE
OFFICER SHALL ISSUE A CITATION INSTEAD OF MAKING AN ARREST A
MISDEMEANOR COMMITTED IN HIS OR HER PRESENCE. SO IF YOU WERE
GOING TO ARREST THEM, CITE THEM INSTEAD. FORGET MARIJUANA, LOTS

OF MISDEMEANORS. TWO GUYS IN A FIGHT AT THE BAR. DISORDERLY CONDUCT, TWO IDIOTS IN A FIGHT OUTSIDE OF A BAR, WHAT THIS LAW SAYS IS INSTEAD OF ARRESTING THEM, CITE THEM. BUT WHAT HAPPENS ALL THE TIME AND WHAT ARE LAW ENFORCEMENT FULLY WITHIN THEIR RIGHTS TO DO? THEY DON'T ARREST OR CITE THEM. THEY SAY BREAK IT UP. YOU GUYS TAKE YOUR BUDDIES HOME AND MOVE ON WITH IT. THE EXECUTIVE BRANCH RETAINS WIDE LATITUDE OF DISCRETION, SO THIS DOESN'T SAY YOU SHALL CITE EVERYBODY WHO COMMITS A MISDEMEANOR. SEE WHAT I'M SAYING? THAT'S WHY THERE IS NO CORRECT CONFLICT OR SUPREMACY PROBLEM GOING AGAINST STATE LAW. YOU SHOULD TAKE THE COUNTY ATTORNEY'S ANSWER TO YOUR QUESTION.

>> ONE SECOND. COUNTY ATTORNEY, YOU'RE READY TO ADDRESS COUNCILMAN REED YET?

>> YES, STATE LAW DOES NOT MANDATE AN OFFICER MUST CITE. THEY HAVE THE DISCRETION, IT'S IN THEIR DISCRETION WHETHER TO CITE OR NOT. IT'S ALL DISCRETIONARY.

>> THANK YOU.

>> PRESIDENT JAMES: THANK YOU. FINISHED, COUNCILMAN REED?

>> I GUESS WHAT I DON'T UNDERSTAND IS WHAT ARE WE REALLY DOING? IF THE STATE -- IF THE POLICE OFFICERS ALREADY HAVE THE DISCRETION NOT TO CITE, THEN WHY ARE WE DOING THIS?

>> PRESIDENT JAMES: ALL RIGHT. THANK YOU. COUNCILMAN YATES?

>> THANK YOU, MR. PRESIDENT. I THINK THE ANSWER, COUNCILMAN REED, IT LOOKS LIKE THIS POTENTIALLY IS REMOVING THAT

DISCRETION. AS THAT'S THE PURPOSE. UNLESS OTHERWISE HADN'T, AND I KNOW THAT THIS HAS BEEN RESEARCHED IN OTHER CITIES AND OTHER THINGS. CAN WE PASS AN ORDINANCE THAT, IN EFFECT, REMOVES A DISCRETION GIVEN BY KRS, AND YOU'RE SAYING WE CAN CO THAT, AND I'LL BASE THAT ON THAT. I PROSECUTED MARIJUANA CASES, I DEFENDED MARIJUANA CASES, AND SO I DEFINITELY SEE THE EFFECT IT HAS. WHAT I'M READING HERE IS WHEN I WAS IN THE AG'S OFFICE THEY'D LOOK OVER AND GIVE OPINIONS TO THE COUNTY ATTORNEYS OVER HOW WE WOULD INTERPRET LAWS, AND THE WAY I'M READING IT, AND I'D ASK THE COUNTY ATTORNEY, IS THERE ANYTHING, IF AN INDIVIDUAL OFFICER OR THE COUNTY ATTORNEY'S OFFICE, CAN THEY INTERPRET THIS THEY CAN STILL CITE ALL THEY WANT? LOOKS LIKE -- IS THERE ANYTHING IN HERE, EVEN THOUGH IT'S THE LOWEST PRIORITY, IF THEY PULL SOMEONE OVER, LET'S SAY IT'S AN EASY CASE, THEY ARE DRIVING, THEY HAVE A SEAT BELT OFF OR TAILLIGHT OUT, PULL THEM OVER, THEY SMELL MARIJUANA. BASED ON THAT, THEY CAN STILL DO A SEARCH, DO A SEARCH, GO THROUGH, FIND A LITTLE MARIJUANA, LOOKING ALL OVER, DON'T SEE ANYTHING ELSE. OFFICER HAS DISCRETION, THEY CAN LET THEM GO OR ISSUE A CITATION. IF WE PASS THIS, DOES THE OFFICER -- CAN THE OFFICER STILL ISSUE A CITATION?

>> THIS IS THE BALTIMORE ASSISTANT COUNTY ATTORNEY. YES, THE OFFICER WOULD HAVE THE DISCRETION WHETHER TO ISSUE A CITATION OR WHETHER -- THE THING ABOUT IT IS STATE LAW STILL PREVAILS, AND UNDER SECTION 39.XX UNDER PURPOSE AND POLICY

STATEMENT, I MEAN, IT SAYS THAT THIS SECTION IS NOT INTENDED TO LIMIT THE PROPER ENFORCEMENT OF GENERALLY APPLICABLE LAWS, BUT RATHER TO STATE THE POLICY OF THE METRO GOVERNMENT AND ESSENTIALLY THIS ORDINANCE IS STATING A POLICY, ENFORCEABLE POLICY, AND JUST LIKE IN TITLE III, THERE'S A LIST OF POLICIES SUCH AS THE IMMIGRATION POLICIES AND METRO GOVERNMENT POLICIES. THIS IS ANOTHER POLICY THAT LOOKS LIKE COUNCILMAN COAN IS ATTEMPTING TO INTRODUCE AS AN ORDINANCE.

>> AND I UNDERSTAND THE EFFECT, AND I THINK IT IS A GOOD EFFECT IF IT WORKS THAT WAY, BUT WHAT I'VE DONE BEFORE IS WHEN I LOOK AT A STATUTE, I INTERPRET IT HOW IT CAN BE ACTED. IF THIS PASSES, THE OFFICER WILL STILL HAVE THE DISCRETION. WE ISSUED A POLICY, WE DON'T WANT YOU TO, BUT THERE'S NOTHING TO PENALIZE THAT OFFICER OR KEEP THEM OR REMOVE THAT DISCRETION, AM I CORRECT?

>> THIS IS THE BALTIMORE ASSISTANT COUNTY ATTORNEY, AND YOU ARE CORRECT.

>> OKAY, THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN YATES. COUNCILMAN WINKLER?

>> TO ME, I WOULD ANALOGIZE THIS TO ANY OTHER ENFORCEMENT THAT WE CHOOSE NOT TO ENFORCE. IF WE HAD 22,000 PEOPLE GET CITATIONS FOR BRAKE LIGHTS THAT ARE OUT, WHAT WOULD HAPPEN? OUR OFFICE WOULD BE OVERWHELMED WITH CALLS THAT WE ARE BEING

RIDICULOUS IN THE ENFORCEMENT OF THE LAW, AND WE WOULD SEEK SOME SORT OF POLICY GUIDANCE TO THE POLICE THAT SAYS THIS SHOULD BE A LOWER PRIORITY FOR YOU. TO ME, THIS IS NO DIFFERENT. WE STILL GIVE THE OFFICER THE DISCRETION. IF THEY BELIEVE THERE IS OTHER WRONGDOING, THEY HAVE FULL DISCRETION. IF THERE ARE EXTENUATING CIRCUMSTANCES TO USE COUNCILMAN COAN'S TERMS, THEY ARE BEING A KNUCKLEHEAD, THEY STILL HAVE THE DISCRETION TO CITE. BUT TO ME THE ORDINANCE'S OBJECTIVE AND WHAT I THINK IT ACCOMPLISHES IS IT SAYS THE FIRST OPTION SHOULD BE NOT TO CITE. VERSUS WHAT TODAY THE FIRST OPTION IS TO CITE. THAT IS THE FUNDAMENTAL DIFFERENCE HERE AND WHY I THINK IT'S IMPORTANT.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN. COUNCILWOMAN DORSEY.

>> I WANT TO BE ON RECORD SAYING I WILL BE A YES VOTE AS I THINK THIS GETS INTO THE LANGUAGE OF DISCRETION AND SOMEONE MENTIONED EARLIER THE COUNCIL ACTUALLY STATING THEIR POSITION. I ALSO AGREE WITH COUNCILMAN ACKERSON THAT WE HAVE MUCH FURTHER TO GO ON THIS. I THINK THIS IS JUST ONE STEP IN THE PROCESS. IN THAT CASE, AND IN THAT MIND, I WILL BE A YES VOTE TONIGHT.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. COUNCILMAN PIAGENTINI.

>> THANK YOU. SO CLARIFYING QUESTION. WE SAID THERE WOULD BE NO PENALTY FOR LMPD. I WANT TO BE VERY CLEAR THAT ALSO INCLUDES ANY FORM OF DISCIPLINE WITHIN THE DEPARTMENT,

PROMOTIONAL OPPORTUNITY, OR ANY OTHER ACTION TAKEN BY THEIR LEADERSHIP IF AN OFFICER USES THEIR DISCRETION TO ISSUE A CITATION RELATED TO THIS.

>> PRESIDENT JAMES: WAS THAT IN THE FORM OF A QUESTION TO THE COUNTY ATTORNEY?

>> IT WAS, YES, SORRY, QUESTION TO THE COUNTY ATTORNEY.

>> THIS IS THE BALTIMORE ASSISTANT COUNTY ATTORNEY. I'M NOT CLEAR ABOUT -- I DON'T KNOW IF I CAN SAY WHETHER THIS WOULD AFFECT LMPD'S OFFICER PROMOTION OR ANYTHING. I'M JUST NOT PRIVY TO ANSWER THAT QUESTION, BUT I KNOW BASED ON THIS DOCUMENT, THIS ORDINANCE, THAT THERE ARE NO PENALTIES ASSOCIATED WITH ANY PEACE OFFICER THAT VIOLATES THIS ORDINANCE.

>> CAN I ASK A FOLLOW-UP QUESTION?

>> PRESIDENT JAMES: YES, SIR.

>> CAN YOU DEFINE PENALTIES, WHAT'S THE SCOPE OF THE WORD PENALTIES IN THIS ORDINANCE?

>> I DON'T -- THE BALTIMORE ASSISTANT COUNTY ATTORNEY, THERE IS NO PENALTY. I DON'T KNOW HOW TO --

>> TO CLARIFY MY QUESTION, WHAT I'M ASKING, HOW BROAD IS THE WORD PENALTY? IN OTHER WORDS, THE WORST-CASE SCENARIO, THEY ARE ACTUALLY -- WE ARREST THE OFFICER FOR NEGLIGENCE OR FOR, YOU KNOW, SOME OTHER, YOU KNOW, THERE'S A PENALTY, WHICH COULD BE AN ARREST, RIGHT, OR THERE'S A PENALTY THAT'S A CIVIL FINE, OR THERE'S A PENALTY THAT IS HUMAN RESOURCE RELATED, LIKE THEY LOSE

RANK, OR THEY LOSE THE OPPORTUNITY FOR PROMOTION OR HAVE A CITATION ON THEIR RECORD FROM AN HR POINT OF VIEW, RIGHT, AND I'M PROBABLY NOT USING THE RIGHT TERM FOR THAT, BUT THAT'S A WIDE -- ANY ONE OF THOSE I COULD DUMP IN THE BUCKET OF PENALTY, AND I'M CURIOUS HOW BROAD THIS WORD PENALTY IS. AGAIN, I'M STILL VERY MUCH ON THE FENCE FOR COUNCILWOMAN BARBARA SEXTON SMITH HERE, AND BECAUSE I APPRECIATE A LOT OF THE ARGUMENTS MADE, PARTICULARLY BY COUNCILWOMAN GREEN AND OTHERS, BUT I DO WANT TO MAKE SURE THAT LMPD OFFICERS WHO UTILIZE THEIR DISCRETION, EVEN AFTER THIS IS SIGNED INTO LAW, AREN'T -- AND BY PENALIZED, I MEAN EVEN COULD JEOPARDIZE THEIR CAREERS. THEY WILL STOP DOING IT, YOU KNOW, THAT WOULD FORCE THEM TO CONSIDER THEIR CAREER AND THEN WHAT THEY SHOULD BE DOING IN THE PURSUIT OF APPLYING THE LAW.

>> THE BALTIMORE ASSISTANT COUNTY ATTORNEY. OUR RESPONSE FROM THE COUNTY ATTORNEY'S OFFICE IS NO PENALTY MEANS NO PENALTY.

>> MORE DETAIL THAN THAT? OKAY. NO PROBLEM, I UNDERSTAND.

>> ASSISTANT COUNTY ATTORNEY'S OFFICE. THAT IS THE DIRECT LANGUAGE OF THIS ORDINANCE. IT STATES THAT THERE SHALL BE, QUOTE, NO PENALTY, FOR VIOLATING ANY SECTION OF THIS ORDINANCE. SO IF YOU WERE TO DRAW A TANGENTIAL LINE BETWEEN SOME SORT OF ACTIVITY THAT WOULD BE A PENALTY AGAINST AN OFFICER FOR THIS

PURPOSE AND POLICY STATEMENT, THE ANSWER IS THERE SHOULD NOT BE ONE.

>> UNDERSTOOD. THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNTY ATTORNEY. ARE YOU SATISFIED WITH YOUR ANSWER? COUNCILMAN YATES.

>> MR. PRESIDENT, JUST IN CLOSING, I WANT TO MAKE SURE, I'M LISTENING TO ALL THESE DIFFERENT ARGUMENTS TODAY AND HAVE HEARD WHY WE NEED TO HAVE THIS AND HOW CITATIONS CAN RUIN LIVES AND THEN I HEARD THE ARGUMENT WE DON'T WANT TO MICROMANAGE OR HAMSTRING OUR POLICE OFFICERS. WE'RE NOT DOING ANY OF THAT. RIGHT NOW THE OFFICER HAS DISCRETION TODAY. TOMORROW, THAT OFFICER WILL HAVE DISCRETION. AND THERE'S NO PENALTIES FOR ANY CHANGES. WHAT WE'RE DOING IS SEND A MESSAGE, AND I'LL VOTE YES BECAUSE I WANT TO SEND A MESSAGE. HEAR ME OUT. I DON'T WANT A CONVOLUTED MESSAGE TO ANYBODY WATCHING TV. IT'S NOT FAIR TO THE INDIVIDUAL WE WALK UP ON TV, WHAT A VICTORY, YOU CAN POSSESS MARIJUANA, BECAUSE IT'S THE LOWEST PRIORITY. YOU KNOW WHAT, STILL DISCRETION TO CITE. SO IT'S DANGEROUS. SO PLEASE DON'T WALK OUT AND SAY METRO LOUISVILLE JUST PASSED SOME KIND OF ORDINANCE THAT SAYS OFFICERS CAN'T ISSUE CITATIONS, BECAUSE THAT IS NOT WHAT WE'RE DOING. YOU UNDERSTAND THE DIFFERENCE? BECAUSE IT'S NOT -- I DO WANT THE YOUNG PERSON TO HAVE THEIR LIFE RUINED, THE PERSON THAT WILL LOSE THE JOB BASED ON THAT, BECAUSE IT'S NOT DECRIMINALIZED. WE'RE SAYING WE WANT TO REMOVE THAT

DISCRETION, BUT THEY STILL HAVE IT. YOU SEE, IT'S A HOPE, IT'S A RESOLUTION IN THE FORM OF AN ORDINANCE. AND SO I WAS REALLY RELUCTANT ON THIS, BECAUSE I WAS WORRIED ABOUT THE MIXED MESSAGE WE'RE SENDING. I'LL PASS IT, BECAUSE I THINK IT'S IMPORTANT THAT WE DO PASS A MESSAGE TOGETHER AS A GROUP. I THINK IT SHOULD BE A RESOLUTION, BUT I'LL VOTE FOR AN ORDINANCE, BUT I HOPE THAT WE WILL TAKE OUR DUE DILIGENCE TO EDUCATE THE COMMUNITY SO THAT PEOPLE DO NOT POSSESS MARIJUANA, GET A CITATION, ALL OF A SUDDEN BE IN THE CRIMINAL JUSTICE SYSTEM.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN. COUNCILWOMAN MCCRANEY.

>> THANK YOU, MR. CHAIR. I DON'T KNOW IF I'M THE LAST VOICE ON THIS, BUT I AM GOING TO STATE UNEQUIVOCALLY THAT I DO NOT LIKE THE FACT THAT MORE AFRICAN-AMERICANS ARE ARRESTED OR CITED FOR CARRYING SMALL AMOUNTS OF MARIJUANA. AND IF WE ARE GOING TO SPEAK AS A BODY, I THINK WE SHOULD SPEAK AS A BODY, AS MY COLLEAGUE STATED EARLIER, GO AROUND THE ROOM AND FIND OUT WHO REALLY IS SUPPORTIVE OF LEGALIZING MARIJUANA. I DON'T THINK THIS -- I KNOW THIS IS NOT A TOPIC ABOUT LEGALIZING MARIJUANA. THE CHEERS AND THE EXCITEMENT ABOUT THIS, I DON'T KNOW WHAT THAT'S ABOUT, OTHER THAN IF YOU TRULY DON'T LIKE THE DISPARITY IN THE LAW ENFORCEMENT, THEN HELP US SPEAK AS A BODY TO CHANGE THE CULTURE OF THE POLICE DEPARTMENT. IF IT IS THEIR POLICY NOT TO CITE OR ARREST, THEN WE SHOULD HOLD THEM ACCOUNTABLE AND HAVE

THEM STOP DOING THAT. WELL, THAT'S ALL I GOT TO SAY ABOUT IT. I HOPE YOU UNDERSTAND WHERE I AM WITH THIS, AND IF WE EVER GET TO OUR STATE LEGISLATORS AND HAVE THEM TO VOTE TO APPROVE MARIJUANA, HEY, MORE POWER TO THE PEOPLE.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. COUNCILMAN ACKERSON.

>> I'D LIKE TO CALL THE QUESTION, MR. PRESIDENT.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN ACKERSON. ALL THOSE IN FAVOR OF CALLING THE QUESTION SAY AYE. ALL OPPOSED? AYES HAVE IT. MR. CLERK, WOULD YOU PLEASE OPEN THE VOTING FOR THIS ROLL CALL VOTE OF THIS AMENDED ORDINANCE? WITHOUT OBJECTION, THE VOTING IS CLOSING, AND THE VOTING IS CLOSED.

>> CLERK: THERE ARE 15 YES VOTES, NINE NO VOTES, ONE PRESENT VOTE, AND ONE NOT VOTING. THE NO VOTES ARE COUNCIL MEMBERS MCCRANEY, KRAMER, BLACKWELL, FOX, TRIPLETT, REED, BENSON, ENGLE, AND ACKERSON. AND THE ONE PRESENT VOTE IS COUNCIL MEMBER PARKER.

>> PRESIDENT JAMES: THANK YOU. THE ORDINANCE PASSES. MR. CLERK, A READING OF ITEM NO. 47, PLEASE.

>> CLERK: A RESOLUTION HONORING REV. DR. E. E. HEARD BY DEDICATING THE SOUTHEAST CORNER OF MUHAMMAD ALI BOULEVARD AND WEST 28TH STREET TO BE NAMED "DR. E. E. HEARD WAY" IN HIS HONOR. READ IN FULL.

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

>> SECOND.

>> PRESIDENT JAMES: THE RESOLUTION IS BEFORE US. IS THERE ANY DISCUSSION? COUNCIL MEMBER SHANKLIN.

>> THANK YOU, MR. PRESIDENT. I WILL BE TURNING THIS OVER TO COUNCILWOMAN DONNA PURVIS, SO SHE CAN HAVE AN OPPORTUNITY TO READ IT INTO RECORD.

>> PRESIDENT JAMES: THANK YOU. COUNCILWOMAN PURVIS?

>> THANK YOU, MR. PRESIDENT AND COUNCILWOMAN SHANKLIN. I AM HONORED TO BE SPONSOR OF THIS BILL. DR. REVEREND HEARD HAS GIVEN HIS SERVICES FOR OTHER 40 YEARS, GUIDE AND STAR OF BAPTIST CHURCH, NOT ONLY AS A PASTOR, BUT ALSO BEEN A CHAPLAIN FOR THE SHERIFF'S DEPARTMENT, SO HE IS WELL-DESERVING TO BE HONORED IN THIS WAY, AND I WANT TO PASS THE TORCH NOW TO MY COLLEAGUE, COUNCILWOMAN JESSICA GREEN.

>> PRESIDENT JAMES: THANK YOU.

>> THANK YOU, COUNCILWOMAN. AND IF THERE'S NO OBJECTION, I WOULD ASK TO BE ADDED AS A CO-SPONSOR. I GREW UP IN THIS CHURCH AS A CHILD. REVEREND HEARD BAPTIZED ME WHEN I WAS A KID AT 6 YEARS OLD, HE BLESSED ME AS A BABY, MY GRANDFATHER, LITERALLY, WAS HIS BEST FRIEND AND SERVED AS A DEACON UNDER HIM FOR OVER 40 YEARS, SO MY FAMILY HAS DEEP ROOTS IN THIS CHURCH AND I

ABSOLUTELY LOVE REVEREND HEARD AND SISTER HEARD, SO I WOULD BE SO EXCITED TO BE ADDED AS A CO-SPONSOR. THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. ANY FURTHER DISCUSSION? HEARING NONE, THIS RESOLUTION ALLOWS FOR A VOICE VOTE. ALL THOSE IN FAVOR SAY AYE. OPPOSED? AYES HAVE IT. RESOLUTION PASSES AND IS ADOPTED. MR. CLERK, A READING OF ITEM NO. 48.

>> CLERK: AN ORDINANCE REPEALING AND REPLACING SECTION 6.2.6 OF THE LOUISVILLE METRO LAND DEVELOPMENT CODE RELATING TO SIDEWALK FEE IN LIEU AND SIDEWALK WAIVERS (CASE NO. 19AMEND1002) (AMENDMENT BY SUBSTITUTION) (AS AMENDED). READ IN FULL.

>> MOTION TO APPROVE.

>> PRESIDENT JAMES: THANK YOU. IT'S BEEN PROPERLY MOVED AND SECONDED AND IS BEFORE US. COUNCILWOMAN FLOOD.

>> THANK YOU, MR. PRESIDENT. I'M GOING TO TURN THIS OVER TO COUNCILMAN MARKUS WINKLER, SINCE HE WAS ONE OF THE ONES WHO BROUGHT UP THE DISCUSSION ON WAIVERS, BUT BEFORE WE RECOGNIZE HIM, THE MAIN REASON THAT WE HAD ASKED THE PLANNING COMMISSION TO LOOK AT THIS IN THE BEGINNING WAS BECAUSE TO MAKE SURE THAT THE MONEY FOR -- SIDEWALK AND FEE IN LIEU OF THAT THE MONEY MATCHED WHAT PUBLIC WORKS WOULD BE OUT TO REPLACE THE SIDEWALK, IF THEY HAD TO DO IT, PLUS ADDING IN THE 30% CONTINGENCY FACTORS, AND I'LL LET MR. WINKLER, COUNCILMAN WINKLER, DISCUSS THE WAIVER SECTION, BECAUSE HE WAS STRICTLY INVOLVED IN THAT.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN WINKLER?

>> THANK YOU. SO TO COUNCILWOMAN FLOOD'S POINT, THE PRIMARY FOCUS OF THIS ORDINANCE IS TO CHANGE THE FEE IN LIEU AND BRING IT IN LINE WITH WHAT IT ACTUALLY COSTS TO PUT IN A SIDEWALK IF WE GO THAT ROUTE VERSUS SORT OF AN IDEALISTIC FEE, WHICH IS WHAT WE USED TO CHARGE. AFTER EXTENSIVE CONVERSATIONS IN COMMITTEE, THE REASON THAT WE -- SO ORIGINALLY, THE WAIVERS HAD BEEN PULLED ENTIRELY AND YOUR OPTIONS WERE BUILD A SIDEWALK ON YOUR PROPERTY OR PAY THE FEE IN LIEU. AFTER SIGNIFICANT DISCUSSION, WE FELT LIKE IT WAS NECESSARY TO STILL HAVE SOME FORM OF WAIVER AVAILABLE JUST FOR EXTRAORDINARY CIRCUMSTANCES. WE HEARD TESTIMONY FROM THE PLANNING COMMISSION AND PUBLIC WORKS, WAIVERS ARE EXTREMELY RARE, THEY SHOULD CONTINUE TO BE RARE UNDER THIS SCENARIO. WE REALLY ARE JUST TRYING TO AVOID -- THE REASON THERE IS ANY OPPORTUNITY FOR WAIVER, AND THOSE SHOULD ONLY BE GRANTED AFTER EXHAUSTING A NUMBER OF OTHER CRITERIA, IS WE DIDN'T WANT TO CREATE AN UNINTENDED CONSEQUENCE WHEREBY WE MANDATE A FEE IN LIEU AND THERE'S SOME EXORBITANT CHARGE, NO ONE WOULD EVER ASK YOU TO PUT THE SIDEWALK IN PLACE, BUT WE HAVE GIVEN NO RECOURSE TO THE PLANNING COMMISSION TO WAIVE IT. THAT'S THE ONLY REASON WE LEFT THE WAIVER IN THERE. I KNOW THERE'S SOME CONCERN ABOUT IT. WE HAVE ASSURANCES FROM THE PLANNING COMMISSION THEY WILL CONTINUE TO BE RARE, AND ONLY USED IN THESE SORT OF EXORBITANT SITUATIONS. AND I WOULD ENCOURAGE EVERYBODY TO SUPPORT THE

RESOLUTION. I THINK THAT'S IT. I DON'T KNOW IF ANYBODY ELSE HAS ANYTHING TO ADD.

>> PRESIDENT JAMES: ALL RIGHT. THANK YOU. IS THERE ANY FURTHER DISCUSSION? HEARING NONE, THIS IS AN ORDINANCE REQUIRING A ROLL CALL VOTE. WOULD THE CLERK PLEASE OPEN THE VOTING? WITHOUT OBJECTION, THE VOTING IS --

>> I CAN'T GET TO THAT SCREEN. WOULD YOU RECORD ME AS A YES? THERE IT IS.

>> PRESIDENT JAMES: WITHOUT OBJECTION, THE VOTING IS CLOSING AND VOTING IS CLOSED.

>> CLERK: 21 YES VOTES, ONE NO VOTE, FOUR NOT VOTING. ONE NO VOTE IS COUNCIL MEMBER PARKER.

>> PRESIDENT JAMES: THANK YOU. THE ORDINANCE PASSES. MR. CLERK, A READING OF ITEM NO. 49.

>> CLERK: AN ORDINANCE CHANGING THE ZONING FROM OR-3 OFFICE-RESIDENTIAL TO C-2 COMMERCIAL ON PROPERTIES LOCATED AT 13811 WICKHAM GREEN WAY, 13820 OLD HENRY ROAD, 2600 JAMES THORNTON WAY, AND 2401 TERRA CROSSING BOULEVARD CONTAINING A TOTAL OF 8.37 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1055) (AS AMENDED). READ IN FULL.

>> PRESIDENT JAMES: SECOND, PLEASE? THE ORDINANCE IS PROPERLY BEFORE US. IS THERE ANY DISCUSSION? COUNCILWOMAN FLOOD.

>> THANK YOU, MR. PRESIDENT. PORTIONS OF THIS PARTICULAR PROPERTY WERE ORIGINALLY CHANGED IN 1998 TO ALLOW FOR ASSISTED

LIVING, BUT THEY HAVE REQUESTED THAT IT BE CHANGED TO C2 TO ALLOW FOR A HOTEL MIXED USE, RESTAURANTS, BANKS, RETAIL SHOPS, AND COFFEE SHOPS. THERE WAS ALSO AN ADDITIONAL BINDING ELEMENT THAT WAS ADDED ON AT THE COMMITTEE LEVEL, AND I'LL JUST GO OVER THAT REAL QUICK, SO THAT WE CAN ENSURE IT IS NOT RECORD AGAIN. THE APPLICANT SHALL INSTALL SIGNAGE WITHIN THE TRAFFIC CIRCLE ON JAMES THORNTON WAY AND THE ACCESS POINTS ON WICKHAM GREENWAY AND JAMES THORNTON WAY ADVISING DRIVERS OF THE LIGHTED INTERSECTION AT BUSCH FARM ROAD AND ENCOURAGING EASTBOUND TRAFFIC TO USE BUSCH FARM ROAD WHEN EXITING THE SITE AND THAT WAS ADDED ON AT THE REQUEST OF COUNCILMAN PIAGENTINI. IT IS IN HIS DISTRICT, SO HE MAY WISH TO ADDRESS THAT.

>> PRESIDENT JAMES: THANK YOU. COUNCILMAN PIAGENTINI?

>> THANK YOU COUNCILWOMAN, AND THANK YOU, MR. PRESIDENT. SO THIS IS, AGAIN, TERRIFIC DEVELOPMENT IN DISTRICT 19. WE'RE CONTINUING TO SEE RETAIL SPACE. THIS IS GOING TO BE HOTELS, RESTAURANTS, AND OTHER RETAIL SPACE IN THE DISTRICT. REALLY TERRIFIC. THE PURPOSE OF THE BINDING ELEMENT WAS SIMPLY TO ADDRESS THERE'S CERTAIN INTERSECTIONS THERE ON OLD HENRY WHERE IT'S VERY CLOSE TO OTHER INTERSECTIONS FROM BUSCH FARM TO OLD HENRY, AND WE WERE CONCERNED, ALTHOUGH WE DID NOT CLOSE DOWN TAKING A LEFT-HAND TURN ON OLD HENRY FROM THERE, THERE WERE SOME CONCERNS, AND WE'VE ACTUALLY HAD TO, WITH SOME RETAIL DEVELOPMENT THAT WAS DONE FURTHER SOUTH ON THAT SAME STREET, WE

ARE ACTUALLY CHANGING CERTAIN TURN LANES BECAUSE OF THE HIGH INCIDENCE OF TRAFFIC ACCIDENTS. THAT WAS THE BINDING ELEMENT. WE MET WITH THE COUNTY ATTORNEY AND DEVELOPER AND TALKED THROUGH WHAT WAS A REASONABLE SOLUTION TO HELP GUIDE PEOPLE TOWARD INTERSECTIONS THAT HAVE TRAFFIC LIGHTS, SO THEY CAN MORE SAFELY RE-ENTER WHAT IS A VERY BUSY ROAD GOING THROUGH MY DISTRICT TOWARD THE HIGHWAY AND OTHER AREAS TO REDUCE, HOPEFULLY, THE INCIDENTS OF TRAFFIC ACCIDENTS, WHERE WE SEE AN INCREDIBLE AMOUNT OF DEVELOPMENT IN DISTRICT 19. SO VERY EXCITED TO SEE THIS CONTINUED DEVELOPMENT, BUT ALSO VERY APPRECIATIVE OF THE SMALL CONCESSION HERE MADE TO IMPROVE ON THE SAFETY PROFILE OF THE PROPERTY. AND I WOULD REQUEST EVERYBODY APPROVE THIS.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN. IS THERE ANY FURTHER DISCUSSION? HEARING NONE, THIS IS AN ORDINANCE REQUIRING A ROLL CALL VOTE. WOULD THE CLERK PLEASE OPEN THE VOTING? WITHOUT OBJECTION, THE VOTING IS CLOSING, AND THE VOTING IS CLOSED.

>> CLERK: 23 YES VOTES AND THREE NOT VOTING.

>> PRESIDENT JAMES: THANK YOU. THE ORDINANCE PASSES. MR. CLERK, A READING OF ITEM NO. 50.

>> CLERK: AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1149 SOUTH SHELBY STREET CONTAINING 0.1 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE1000). READ IN FULL.

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

>> SECOND.

>> PRESIDENT JAMES: PROPERLY MOVED AND SECONDED. HAD ORDINANCE IS BEFORE US. IS THERE THINK DISCUSSION? COUNCILWOMAN FLOOD.

>> THANK YOU, MR. PRESIDENT. THIS IS TO ALLOW AN EVENT/TAVERN TO BE BUILT ON THIS PARTICULAR PIECE OF PROPERTY. THERE WAS SOME QUESTION BROUGHT UP BY THE PLANNING COMMISSION ABOUT THE HOURS OF OPERATION, BUT DURING DISCUSSION AT THE COMMITTEE MEETING, IT WAS DISCOVERED THAT THEIR TIMES OF OPERATION WOULD COINCIDE WITH WHAT TYPE OF ABC LICENSE THAT THEY WILL BE SEEKING. AND THIS IS THIS COUNCILWOMAN BARBARA SEXTON SMITH'S DISTRICT. SHE MAY WANT TO ADDRESS US.

>> YES, THANK YOU, MADAM CHAIR. I WAS JUST WAITING TO MAKE SURE THE PRESIDENT WAS OKAY WITH THE RECOGNITION. YES, THIS IS LOCATED IN DISTRICT 4, AND WE ARE DEFINITELY OPEN FOR BUSINESS. MANY PEOPLE SPOKE IN FAVOR FOR THIS AND NO ONE SPOKE OPPOSED TO THIS, SO I ENCOURAGE MY COLLEAGUES TO VOTE YES. THANK YOU.

>> PRESIDENT JAMES: THANK YOU, COUNCILWOMAN. ANY FURTHER DISCUSSION? HEARING NONE, THIS IS AN ORDINANCE REQUIRING A ROLL CALL VOTE. WOULD THE CLERK PLEASE OPEN THE VOTING? WITHOUT OBJECTION, THE VOTING IS CLOSING, AND THE VOTING IS CLOSED.

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

>> PRESIDENT JAMES: THANK YOU. THE ORDINANCE PASSES.
COUNCILWOMAN PURVIS, DID YOU HAVE A POINT?

>> THANK YOU, MR. PRESIDENT. I'D LIKE TO MAKE A MOTION TO RECONSIDER ITEM NO. 47. I'D LIKE TO READ THE RESOLUTION TO THE RECORD.

>> PRESIDENT JAMES: THANK YOU. DO YOU HAVE A SECOND FOR RECONSIDERATION? ALL IN FAVOR SAY AYE. THANK YOU. GO AHEAD, COUNCILWOMAN PURVIS.

>> A RESOLUTION HONORING REVEREND DR. E.E. HEARD BY DEDICATING THE SOUTHEAST CORNER OF MUHAMMAD ALI BOULEVARD AND WEST 28TH STREET TO BE NAMED DR. E.E. HEARD WAY IN HIS HONOR, WHEREAS REVEREND DR. HEARD HAS BEEN A PASTOR SINCE 1960, WHEREAS DR. HEARD OBTAINED A BACHELOR'S DEGREE, MASTER'S DEGREE, WHEREAS DR. HEARD MOVED TO LOUISVILLE AND HAS BEEN THE PASTOR SINCE 1977, WHERE HIS LEADERSHIP HAS GROWN TO PRISON AND YOUTH MINISTRIES. WHEREAS DR. HEARD IS THE CHAPLAIN FOR THE JEFFERSON COUNTY SHERIFF'S DEPARTMENT, CHAIRMAN OF THE BOARD OF DIRECTORS FOR THE KENTUCKY BAPTIST MISSIONARY STATE CONVENTION, MEMBER OF THE BOARD OF TRUSTEES OF MONTGOMERY BIBLE COLLEGE, AND HAS PREVIOUSLY HELD OFFICES AND MEMBERSHIPS IN OTHER ORGANIZATIONS SUCH AS THE NAACP AND PARK DUVAL HEALTH CENTER. WHEREAS DR. HEARD HAS RECEIVED TWO KENTUCKY COLONEL COMMISSIONS FROM TWO KENTUCKY GOVERNORS AND WAS FEATURED IN THE 2008 EDITION OF "WHO'S WHO IN BLACK LOUISVILLE," A PUBLICATION THAT CELEBRATES

THE ACHIEVEMENTS OF AFRICAN-AMERICANS. WHEREAS DR. HEARD AND HIS WIFE ALMA HAVE TWO CHILDREN, EDRICK AND WHEREAS THEY LOOK TO RECOGNIZE HIS LEADERSHIP AND DEDICATION TO THE COMMUNITY.

SECTION ONE, REVEREND DR. E.E. HEARD'S LEADERSHIP IS HEREBY RECOGNIZED WITH THE PLACEMENT OF AN HONORARY STREET SIGN ON THE SOUTHEAST CORNER OF MUHAMMAD ALI BOULEVARD AND WEST 28TH STREET AND SO DEDICATED AS DR. E. E. HEARD WAY. SECTION TWO, THE DEPARTMENT OF PUBLIC WORKS IS HEREBY DIRECTED TO MOVE FORWARD WITH THE FABRICATION AND INSTALLATION OF THE HONORARY SIGN UPON THE PASSAGE OF THIS RESOLUTION AND THE RECEIPT OF FUNDS TO COVER THE EXPENSE. SECTION THREE, THIS RESOLUTION SHOULD TAKE EFFECT UPON ITS PASSAGE AND APPROVAL.

>> PRESIDENT JAMES: THANK YOU. ALL THOSE IN FAVOR SAY AYE. OPPOSED? AYES HAVE IT. RESOLUTION PASSES. THANK YOU. MR. CLERK, A READING OF ITEM NO. 51.

>> CLERK: AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE-FAMILY RESIDENTIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 4141 BARDSTOWN ROAD CONTAINING 1.09 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1016) (AS AMENDED). READ IN FULL.

>> PRESIDENT JAMES: THANK YOU. MAY I HAVE A MOTION AND A SECOND, PLEASE? THANK YOU. THE ORDINANCE IS BEFORE US. IS THERE ANY DISCUSSION? COUNCILWOMAN FLOOD.

>> THANK YOU, MR. PRESIDENT. THIS IS TO ALLOW -- THIS IS ACTUALLY ALONG A CURRENT ACTIVITY CENTER, ALLOW AN EXPANSION OF

AN EXISTING COMMERCIAL USE. THE APPLICANT WORKED WITH PUBLIC WORKS TO COME UP WITH A PLAN TO WIDEN FAIR LANE AVENUE, AND THIS IS IN COUNCILMAN MULVIHILL'S DISTRICT, SO HE MAY WANT TO ADDRESS US.

>> PRESIDENT JAMES: THANK YOU, COUNCILMAN MULVIHILL?

>> YEAH, TRY TO BE VERY BRIEF. I DO WANT TO THANK THE COUNCILWOMAN FOR THE AMENDMENT ON THE FENCE TO MAKE 4141 THE OWNER OF THIS PROPERTY TAKE CARE OF THAT FENCE. THIS IS A COMMERCIAL CONCERN AND THEIR OPERATIONS ARE SPLIT BETWEEN C-2 AND R-4 AND IT'S NOW TO MAKE IT ALL COMMERCIAL AND BE CONSISTENT WITH THE BUSINESS THEY ARE DOING THERE, SO I WOULD MOVE APPROVAL. THANK YOU.

>> PRESIDENT JAMES: THANK YOU. ANY FURTHER DISCUSSION? HEARING NONE, THIS IS AN ORDINANCE REQUIRING A ROLL CALL VOTE. WOULD THE CLERK PLEASE OPEN THE VOTING? DO WE HAVE A SWITCH? ALL RIGHT. WITHOUT OBJECTION, THE VOTING IS -- COUNCILMAN WINKLER -- COUNCILMAN WINKLER, COULD YOU GIVE US A -- THERE YOU GO. ALL RIGHT. WITHOUT OBJECTION, THE VOTING IS CLOSED.

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

>> PRESIDENT JAMES: THANK YOU. THE ORDINANCE PASSES. NEXT ITEM OF BUSINESS IS NEW BUSINESS. AS YOU LEAVE, PLEASE DO SO QUIETLY SO THE CLERK MAY READ NO BUSINESS. I WOULD LIKE TO ASK THOSE COUNCIL MEMBERS THAT WISH TO MAKE ANNOUNCEMENTS PLEASE REMAIN UNTIL AFTER NEW BUSINESS IS READ INTO THE RECORD. NEW

BUSINESS COMPRISES NO. 52 THROUGH 78. WOULD THE CLERK PLEASE READ THOSE ITEMS AND THEIR ASSIGNMENTS TO THE COMMITTEE?

>> CLERK: THE FOLLOWING LEGISLATION IS ASSIGNED TO THE APPROPRIATIONS COMMITTEE: A RESOLUTION AMENDING LOUISVILLE METRO COUNCIL POLICES AND PROCEDURES RELATING TO THE TRANSFERRING OF NEIGHBORHOOD DEVELOPMENT FUNDS AND OFFICE COST CENTER FUNDS. AN ORDINANCE APPROPRIATING \$11,480 IN DISTRICT 6 NEIGHBORHOOD DEVELOPMENT FUNDS TO THE METRO PARKS DEPARTMENT FOR EXPENSES PERTAINING TO METRO PARKS EVENTS IN DISTRICT 6. AN ORDINANCE APPROPRIATING \$12,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 24; \$1,000 EACH FROM DISTRICTS 9 AND 12; \$750 FROM DISTRICT 14; \$500 EACH FROM DISTRICTS 2, 4, 7, 8, 13, 15, AND 21; AND \$250 EACH FROM DISTRICTS 10, 16, 17, 20, AND 25; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE COALITION FOR THE HOMELESS, INC. FOR PROGRAMMING EXPENSES ASSOCIATED WITH PROJECT STAND DOWN AND THE "GIVE-A-JAM" EVENT. THE FOLLOWING LEGISLATION IS ASSIGNED TO THE BUDGET COMMITTEE: THE FOLLOWING LEGISLATION IS ASSIGNED TO THE COMMUNITY AFFAIRS COMMITTEE: A RESOLUTION HONORING DR. MICHAEL PRIESTER BY DEDICATING THE CORNER OF 28TH AND BROADWAY AS "DR. MICHAEL PRIESTER WAY" IN HIS HONOR. THE FOLLOWING LEGISLATION IS ASSIGNED TO THE LABOR AND ECONOMIC DEVELOPMENT COMMITTEE: A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE

FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR OMB CONCERNING FEDERAL AFFAIRS ASSISTANCE - (SIMON AND COMPANY, INCORPORATED - \$60,000.00). A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED AMENDMENT TO SOLE SOURCE CONTRACT FOR CORRECTIONS CONCERNING SERVICE, MAINTENANCE AND REPAIR OF THE PROPRIETARY RADPRO AND SECURPASS FULL BODY SECURITY SCREENING SYSTEM- (VIRTUAL IMAGING, INC. - \$29,000 FOR A NEW NOT-TO-EXCEED AMOUNT OF \$133,000.00). A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT FOR THE LIBRARY CONCERNING SOFTWARE ALLOWING PATRONS TO CREATE, UPLOAD AND SHARE THEIR OWN EBOOK - (BIBLIOLABS LLC - \$35,000.00). A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT FOR THE LIBRARY CONCERNING DATABASES FOR USE BY LIBRARY PATRONS - (INFO USA MARKETING, INC., - \$35,000.00). A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT FOR THE LIBRARY CONCERNING MAGAZINE AND NEWSPAPER SUBSCRIPTIONS AND OTHER MATERIALS - (OVERDRIVE, INC. - \$500,000.00). A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING

BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED SOLE SOURCE CONTRACT FOR THE LIBRARY FOR CATALOGING AND METADATA SERVICES - (OCLC, INC. - \$55,000.00). A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR LMPHW CONCERNING SPECIALIZED PHYSICIAN SERVICES IN THE AREA OF CHEMICAL DEPENDENCY - (DR. MARK JORRISCH, M.D. - \$90,000.00). A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR LMPHW CONCERNING ITS EMPLOYMENT OF A LABORATORY DIRECTOR - (UNIVERSITY OF LOUISVILLE - \$51,079.00). A RESOLUTION DETERMINING A PARCEL OF REAL PROPERTY LOCATED AT THE INTERSECTION OF W. MUHAMMAD ALI BOULEVARD, 30TH STREET AND W. MARKET STREET AND OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NOT NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER TO THE LOUISVILLE URBAN LEAGUE. AN ORDINANCE CREATING A NEW SECTION OF CHAPTER 113 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES TO ESTABLISH AN ENTERTAINMENT DESTINATION CENTER WITHIN THE LOGAN STREET MARKET AREA. THE FOLLOWING LEGISLATION IS ASSIGNED TO THE GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE: AN ORDINANCE CREATING A NEW SECTION OF LMCO CHAPTER

32 TO CREATE A COMMISSION FOR PERSONS WITH DISABILITIES. THE FOLLOWING LEGISLATION IS ASSIGNED TO THE PLANNING AND ZONING COMMITTEE: AN ORDINANCE APPROVING A PARKING WAIVER FOR PROPERTY AT 717 E. MARKET STREET AND BEING IN LOUISVILLE METRO (CASE NO. 19PARK1000). AN ORDINANCE CLOSING MEHLERS AVENUE AND A PORTION OF BEARGRASS AVENUE AND BEING IN LOUISVILLE METRO (CASE NO. 18STREETS1027). AN ORDINANCE CLOSING A PORTION OF HAY COURT AND BEING IN LOUISVILLE METRO (CASE NO. 19STREETS1003). AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO M-2 INDUSTRIAL ON PROPERTY LOCATED AT 1330 AND 1332 TILE FACTORY LANE CONTAINING 0.75 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1087). AN ORDINANCE CHANGING THE ZONING FROM R-5 SINGLE-FAMILY RESIDENTIAL TO C-1 AND C-2 COMMERCIAL ON PROPERTY LOCATED AT 7382 SOUTHSIDE DRIVE CONTAINING 0.36 ACRES (TRACT 1) AND 1.35 ACRES (TRACT 2) AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1067). AN ORDINANCE APPROVING A TEXT AMENDMENT TO THE LAND DEVELOPMENT CODE RELATING TO HEALTH CLUBS AND SIMILAR USES AND BEING IN LOUISVILLE METRO (CASE NO. 19AMEND1004). AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1915 SOUTH HURSTBOURNE PARKWAY CONTAINING 11.6 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE1011). AN ORDINANCE CHANGING THE ZONING FROM R-5 SINGLE-FAMILY RESIDENTIAL TO R-6 MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 719 LYNN STREET CONTAINING 2.38 ACRES AND BEING IN LOUISVILLE

METRO (CASE NO. 19ZONE1015). THE FOLLOWING LEGISLATION IS ASSIGNED TO THE PUBLIC WORKS COMMITTEE: AN ORDINANCE REPEALING CHAPTER 117 OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES AND ENACTING A NEW SECTION FOR PEDESTRIAN AND TRAFFIC SAFETY. A RESOLUTION APPROVING A PETITION FOR WIDENING RIVER ROAD FROM ZORN AVENUE TO EDITH AVENUE BROUGHT PURSUANT TO K.R.S. 178.080 AND APPROVING THE DEDICATION OF FOUR PARCELS OF REALTY LOCATED ON THE SOUTH SIDE OF RIVER ROAD FOR THE ABOVE REFERENCED WIDENING OF RIVER ROAD BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") SUCCESSOR TO THE CITY OF LOUISVILLE, KENTUCKY. A RESOLUTION DEDICATING THE CRITTENDEN CONNECTOR SHOWN ON EXHIBIT A ATTACHED HERETO AS A PUBLIC WAY AND STREET IN ORDER TO RELOCATE CRITTENDEN DRIVE AND ENHANCE ITS CONNECTION WITH LOUISVILLE INTERNATIONAL AIRPORT. READ IN FULL.

>> PRESIDENT JAMES: THANK YOU, SIR. NEXT WE HAVE ANNOUNCEMENTS, AND WE DON'T HAVE ANY ANNOUNCEMENTS. I WOULD LIKE TO REMIND THE RESIDENTS OF DISTRICT 6 THAT THIS SATURDAY AT 10:00 A.M., THERE WILL BE A COMMUNITY CLEAN-UP AT CALIFORNIA PARK. LOOK FORWARD TO SEEING EVERYBODY THERE AT 10:00 A.M. WITH A SMILE ON YOUR FACE TO DO A COMMUNITY CLEANUP. WITH THAT BEING SAID, OUR NEXT COUNCIL MEETING IS THURSDAY, JULY THE 25TH, 2019, AT 6:00 P.M., IN THESE CHAMBERS. WITH NO FURTHER BUSINESS TO DISCUSS, WITHOUT OBJECTION, WE STAND ADJOURNED.