



Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202

Action Summary - Tentative Public Works Committee

Chair Brandon Coan (D-8)
Vice Chair Robin Engel (R-22)
Committee Member Paula McCraney (D-7)
Committee Member Bill Hollander (D-9)
Committee Member Stuart Benson (R-20)
Committee Member Nicole George (D-21)
Committee Member Madonna Flood (D-24)

Tuesday, August 25, 2020

4:00 PM

Council Chambers

Call to Order

Chair Coan called the meeting to order at 4:01 p.m.

Roll Call

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

***NOTE: All committee members and non-committee members present attended virtually.**

Present: 7 - Chair Brandon Coan (D-8), Vice Chair Robin Engel (R-22), Committee Member Paula McCraney (D-7), Committee Member Bill Hollander (D-9), Committee Member Stuart Benson (R-20), Committee Member Nicole George (D-21), and Committee Member Madonna Flood (D-24)

Non-Committee Member(s)

Council Member Anthony Piagentini (R-19)

Support Staff

Hollie Hopkins, Jefferson County Attorney's Office
Robbie Howard, Jefferson County Attorney's Office

Clerk(s)

Cheryl Woods, Assistant Clerk
Sonya Harward, Clerk

Special Discussion

1. [ID 20-1089](#)

Louisville Water Lead Service Line Program - Vince Guenthner, Kelly Deering-Smith, Louisville Water Company

Attachments: [082520 Protecting Public Health Lou Water's Lead Program Presentation.pdf](#)

Vince Guenthner and Kelly Deering-Smith, Louisville Water Company, gave a presentation.

Pending Legislation

2. [O-383-20](#)

AN ORDINANCE AMENDING ORDINANCE NO. 109, SERIES 2018 RELATING TO THE FISCAL YEAR 2018-19 CAPITAL BUDGET, AMENDING ORDINANCE NO. 082, SERIES 2019 RELATING TO THE FISCAL YEAR 2019-20 CAPITAL BUDGET, AND AMENDING ORDINANCE 072, SERIES 2020 RELATING TO THE FISCAL YEAR 2020-21 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY REALLOCATING \$27,982.55 OF D24 FUNDING TO A NEW PROJECT TITLED D24 MCCAWLEY ROAD SIDEWALK PROJECT.

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-383-20 - D24 McCawley Rd Sidewalk Project.pdf](#)

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

The motion carried by the following vote and the Ordinance was sent to the Consent Calendar:

Yes: 7 - Coan, Engel, McCraney, Hollander, Benson, George, and Flood

3. [O-273-20](#)

AN ORDINANCE AMENDING THE LOUISVILLE METRO CODE OF ORDINANCES TO EXPAND AND ENHANCE THE ABILITY OF THE LOUISVILLE METRO GOVERNMENT TO COMBAT GRAFFITI (AMENDMENT BY SUBSTITUTION)(AS AMENDED).

Sponsors: Primary Anthony Piagentini (R-19), Additional Brandon Coan (D-8) and Additional Nicole George (D-21)

Attachments: [O-273-20 V.4 CAM 082520 Graffiti Ordinance.pdf](#)

[O-273-20 V.3 CABS 081120 Graffiti Ordinance.pdf](#)

[O-273-20 V.2 CABS 072820 Graffiti Ordinance.pdf](#)

[O-273-20 V.1 062520 Graffiti Ordinance.pdf](#)

A motion was made by Vice Chair Engel, seconded by Committee Member Flood, that this Ordinance be untable. The motion carried by a voice vote.

A motion was made by Committee Member George, seconded by Vice Chair Engel, that this Ordinance be amended as follows:

Add Section 131.11(A)(2) as follows:

"2. Place a sign in clear public view at or near the display of such products stating: 'Graffiti is against the law. Any person who defaces real or personal property with paint or any other liquid or device is guilty of a crime subject to jail time, criminal fines and civil penalties.'"

The following spoke to this amendment:

- Committee Member Benson
- Council Member Piagentini
- Committee Member George
- Chair Coan
- Committee Member McCraney

The following was discussed:

- What the requirements are on purchasing spray paint and any other etching material
- Who would be punished for the violations
- Rewards for turning in someone that has vandalized property
- Age limits on purchasing spray paint
- Signage and control around spray paint in the stores
- Whether spray paint would need to be locked in cages
- Penalty if sign is not posted, civil offense enforced by Code Enforcement Board and in the amount of \$250-\$500

The motion to amend carried by the following vote.

Yes: 5 - Coan, Engel, Hollander, George, and Flood

No: 2 - McCraney, and Benson

A motion was made by Committee Member George, seconded by Committee Member Hollander, that this Ordinance be amended by:

-Amending Section 131.16 to amend the following sentence as follows:
"If the person fails to respond to the citation within seven days as referenced above, the person shall be deemed to have waived the right to a hearing and the determination that a violation was committed shall be considered final. In this event, the citation as issued shall be deemed a final order determining that the violation was committed and imposing the civil fine as set forth in the citation, and the person shall be deemed to have waived the right to appeal the final order to Jefferson District Court."

-In Section 131.16, delete the following sentence:
"In this event, the Board shall enter a final order determining that the violation was committed and impose the maximum civil penalty as set forth in the citation;"

The following spoke to this amendment:

- Committee Member Benson
- Robert Kirchdorfer, Department of Codes and Regulations

This following was discussed:

- The Code Board handles the punishment
- The punishment is for the person who vandalizes the property
- The language in the Ordinance states that if people do not appeal, this would be a final order and they would not have to go before the Code Board again.
- Property Maintenance does give the property owner time to repair their property before it goes to a citation

The motion to amend carried by the following vote.

Yes: 7 - Coan, Engel, McCraney, Hollander, Benson, George, and Flood

During the vote to recommend for approval the following asked to be added as co-sponsors:

- Chair Coan
- Committee Member George

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

Yes: 5 - Coan, Engel, Hollander, George, and Flood

No: 2 - McCraney, and Benson

Adjournment

Without objection, Chair Coan adjourned the meeting at 4:58 p.m.

Note: Items sent to the Consent Calendar or Old Business will be heard before the full Council at the Metro Council Meeting on September 3, 2020.