

WEBVTT

1 "Harward, Sonya" (207717632)

00:00:01.279 --> 00:00:21.950

That's a good question. I don't know, probably the handout like paper on the rooftop. I think it's like, yeah. Like volunteers.

2 "Harward, Sonya" (207717632)

00:00:21.950 --> 00:00:41.950

Yeah, I'll let you know. I mean, maybe, maybe the bossful word up there, but the garden, already zipped, so there's.

3 "Harward, Sonya" (207717632)

00:00:41.950 --> 00:01:01.950

There's still a charged school bus on the street but we also didn't have something around can you imagine what would have? Oh my gosh, I'm glad that. So they've asked me.

4 "Harward, Sonya" (207717632)

00:01:01.950 --> 00:01:21.950

Evening the pictures of it just yeah it was like out to the middle of nowhere. Yeah. But I was at planning and stuff.

5 "Harward, Sonya" (207717632)

00:01:21.950 --> 00:01:40.290

We have a championship I think the owner is still the most hated person in New city. For other reasons, I guess. Yeah. So he still.

6 "Harward, Sonya" (207717632)

00:01:40.290 --> 00:01:57.450

I'll send you pictures from the Thursday Thursday. How are you again? I'm doing well. Good to see you. Yeah, yeah, good to see you. How are you? That's exciting.

7 "Harward, Sonya" (207717632)

00:02:31.980 --> 00:02:50.010

You sit over there. Yes.

8 "Harward, Sonya" (207717632)

00:04:19.280 --> 00:04:39.280

I was like, I was like thinking about that. Yeah.

9 "Harward, Sonya" (207717632)

00:04:39.280 --> 00:05:04.589

Hi, how are you? I'm good. I'm.

10 "Harward, Sonya" (207717632)

00:05:04.589 --> 00:05:24.589

Yes. I am the in her speech. I am the.

11 "Harward, Sonya" (207717632)

00:05:24.589 --> 00:05:40.019

Do I? Oh my gosh with a great story? Yeah. Like, good friends all the way for years.

12 "Harward, Sonya" (207717632)

00:05:40.019 --> 00:06:00.019

Yeah. I.

13 "Harward, Sonya" (207717632)

00:06:00.019 --> 00:06:24.679

Hey, thanks. Oh yes. I don't know.

14 "Harward, Sonya" (207717632)

00:06:24.679 --> 00:06:54.739

Oh, ok. Okay. I know. I just responded. Yeah.

15 "Harward, Sonya" (207717632)

00:06:54.739 --> 00:07:22.189

So I was gonna do a little more research to find out. You know what? But I'll give you this yeah but I don't know what exactly they want. I will find.

16 "Harward, Sonya" (207717632)

00:07:22.189 --> 00:07:50.119

I feel like I got all this free labor from my constituents and they're very yeah they've a lot. They're a lot. They're a lot.

Well, you know, that's we need everything. Yeah.

17 "Harward, Sonya" (207717632)

00:07:50.119 --> 00:08:10.119

KYYTC says we can do everything. They've got standard dollars.

18 "Harward, Sonya" (207717632)

00:08:10.119 --> 00:08:33.689

I'm coming Jeff I'm.

19 "Harward, Sonya" (207717632)

00:08:33.689 --> 00:08:49.019

I'm good. How are you? Sorry about last time. Hopefully goes better next time. You get there.

20 "Harward, Sonya" (207717632)

00:08:49.019 --> 00:09:06.119

Oh, thanks to Sony. You could say.

21 "Harward, Sonya" (207717632)

00:09:06.119 --> 00:09:27.649

Yeah. Intro TV 30 s.

22 "Harward, Sonya" (207717632)

00:09:27.649 --> 00:09:46.379

For sure. I got it from Amazon.

23 "Harward, Sonya" (207717632)

00:09:46.379 --> 00:10:08.639

Yeah, welcome to the regularly scheduled meeting of the Metro Public works committee. I am your chair of Jeff Hudson. I am joined by vice chair of Kin Herndon.

24 "Harward, Sonya" (207717632)

00:10:08.639 --> 00:10:24.869

In chambers, councilman Batchen Councilman. Are are you staying? Councilman Ben Reno Webber Councilman Chapel. Councilman Bashton.

25 "Harward, Sonya" (207717632)

00:10:24.869 --> 00:10:43.229

Online, we have Councilman Reed and Councilman Bitson. Councilman Brachter in chambers? Miss anybody? All right, we'll get, so we're gonna take this in as probably as crazy in order as we could possibly take it.

26 "Harward, Sonya" (207717632)

00:10:43.229 --> 00:11:00.659

Items eight through 19 are being held there's a time sensitivity to items four through seven, so we'll start with those. So could you read number four in, please?

27 "Harward, Sonya" (207717632)

00:11:00.659 --> 00:11:16.289

Second. A resolution authorizing the office of the jefferson County attorney to bring a condemnation action against the owner of certain property parcel number two in Jefferson County in connection with the Gagel Avenue Sidewalk Project Renamful. Yeah.

28 "Harward, Sonya" (207717632)

00:11:16.289 --> 00:11:33.179

Someone to speak to this? Oh, I'm sorry before you get started, been held pursuant to KRS 61.826 and council role five A.

29 "Harward, Sonya" (207717632)

00:11:33.179 --> 00:11:53.179

Good afternoon, my name is Mike. Have a proper motion before us. Now, alright, thank you if you'd introduce yourself for the record, just you have the floor. Okay. All right. Mike Jang Assistant director Instro dep.

30 "Harward, Sonya" (207717632)

00:11:53.179 --> 00:12:13.179

Transportation. Mike Pinnick usually handles these but he could not be here today so he's prepared some information for me to go through each one of these kind of four resolutions with you. This 1st one is related to the Gaggle Avenue. It's a sidewalk project that will connect Dixie Highway to Manslick Road. 1st part of the sidewalk will be.

31 "Harward, Sonya" (207717632)

00:12:13.179 --> 00:12:33.179

Then there will be a crosswalk at 1521 Gigal Avenue and the rest of the sidewalk will be constructed on the south side of Gaggle all the way to Manslick. This resolution I believe is the last part of right away we would need for that. For this sidewalk, global Department of Transportation needs two.

32 "Harward, Sonya" (207717632)

00:12:33.179 --> 00:12:49.469

So that's kind of why we're here today.

33 "Harward, Sonya" (207717632)

00:12:49.469 --> 00:13:10.349

Do anyone want to speak to this? Close in favor, post. Motion carries.

34 "Harward, Sonya" (207717632)

00:13:10.349 --> 00:13:30.349

Thank you. Could you read number five into the record, please? A resolution authorizing the office of the Jefferson county Occurreney to bring the owner of certain property parcel number 17.

35 "Harward, Sonya" (207717632)

00:13:30.349 --> 00:13:51.019

Floor sir. Sure so excuse me, these next three resolutions.

36 "Harward, Sonya" (207717632)

00:13:51.019 --> 00:14:11.019

This specific one is for.

37 "Harward, Sonya" (207717632)

00:14:31.019 --> 00:14:52.759

Sure. Yeah, Michael King Assistant Department of transportation. Yes mr. King. What I think this is pretty common, they just refuse or is there some kind of debate on.

38 "Harward, Sonya" (207717632)

00:14:52.759 --> 00:15:09.359

Do you do you buy this property from them? Does the metro buy this property? With this one.

39 "Harward, Sonya" (207717632)

00:15:09.359 --> 00:15:29.359

Do you, does I don't know if you answer this. Metro pays them for this land or? Correct. And there's there like a table of what you do or do you negotiate and it just he becomes.

40 "Harward, Sonya" (207717632)

00:15:29.359 --> 00:15:48.059

Unreasonable or what? We, we try to negotiate initially with them. Would meet the needs of it.

41 "Harward, Sonya" (207717632)

00:15:48.059 --> 00:16:03.839

After this passes and it this passes the full session on a Thursday night here, right? I believe so. Maybe or whatever it passes, and then do is that when you inform him or.

42 "Harward, Sonya" (207717632)

00:16:03.839 --> 00:16:33.409

I mean, what's the process after that? When do you start digging? Yeah, we would go we this gives us the official process you're welcome.

43 "Benson, Stuart" (239452928)

00:16:33.409 --> 00:16:35.105

Ah.

44 "Harward, Sonya" (207717632)

00:16:35.105 --> 00:16:54.739

A resolution authorizing the office of the Jefferson County attorney to bring the contention against action against the owner of a certain property. Partial number 37 and jeff.

45 "Harward, Sonya" (207717632)

00:16:54.739 --> 00:17:01.289

Lane sidewalk project, Red and full.

46 "Harward, Sonya" (207717632)

00:17:01.289 --> 00:17:21.289

This is properly format or we have a motion, properly formatted motion before us. Did you see you said these are all connected to the same one. Do you have anything to add on these next two? I can just give you the little bit of details on each individual one if you would like. Michael King assistant director of global Global natural Department of transportation.

47 "Harward, Sonya" (207717632)

00:17:21.289 --> 00:17:48.299

This one we would need 3057 sq ft that would be simple. We tried to negotiate with the property owner. They're based out of New York City. So they're asking for more money than we felt was appropriate.

48 "Harward, Sonya" (207717632)

00:17:48.299 --> 00:18:10.559

The same property owner or No, these are three separate properties. They're, they're all. I don't think so, but Thanks.

49 "Harward, Sonya" (207717632)

00:18:27.929 --> 00:18:44.999

Resolution authorizing the office of the Jefferson County attorney to bring a contamination again action against the owner of certain property parcel number 30 at Jefferson county in connection with the plant and lane Sidewalk Project Red and full.

50 "Harward, Sonya" (207717632)

00:18:44.999 --> 00:19:08.929

I have a properly formatted motion before us. We have the floor. Last one, Michael King, Department of transportation. So for this one we would need 318 sq ft of permanent easement for drainage.

51 "Harward, Sonya" (207717632)

00:19:08.929 --> 00:19:23.609

So this would allow us to kind of by step that.

52 "Harward, Sonya" (207717632)

00:19:23.609 --> 00:19:38.789

When we put these leans on these properties, like for an example for this and they get so many, what what happens after that point? It just.

53 "Harward, Sonya" (207717632)

00:19:38.789 --> 00:20:09.185

So, so these may not been there. Okay, thank you. You're welcome.

54 "Benson, Stuart" (239452928)

00:20:09.185 --> 00:20:14.848

There is.

55 "Harward, Sonya" (207717632)

00:20:14.848 --> 00:20:29.849

We will go to take item number three next. Quick read out item number four.

56 "Harward, Sonya" (207717632)

00:20:29.849 --> 00:20:51.269

Enormous declaring Mermainey Lane as dedicated to Louisville Jefferson County Metro Government for a public used as a public way and accepting such dedication read and full. For us.

57 "Harward, Sonya" (207717632)

00:20:51.269 --> 00:21:11.269

Someone to speak to this? Yes. So I'm West Sidnar, I'm the executive director of Global Public Works. I'll start and I'll I'm not gonna punt. I'll, we'll see if we have to go for it on 4th. But so I talked to the the sponsor about this earlier.

58 "Harward, Sonya" (207717632)

00:21:11.269 --> 00:21:32.729

And I'm, for my own understanding, trying to put this in, sort of my terms, we have a basement an old, what used to be ride way potentially. There's a stretch of of roadway that basically connects Collins lane, I think.

59 "Harward, Sonya" (207717632)

00:21:32.729 --> 00:21:52.729

And, and Ford. And so, this, this action will allow us to sort of clean up those, that title, we'll have little metro, acquire this this piece of roadway in right away.

60 "Harward, Sonya" (207717632)

00:21:52.729 --> 00:22:12.419

So that we can then in turn, at some point consolidate that and put it up for surplus. So it's connected to some of the, some of the expansion plans out in that, in that part of part of town hill.

61 "Harward, Sonya" (207717632)

00:22:12.419 --> 00:22:32.419

Or if you have. Yeah Laura Ferguson county attorney. So allows if basically a road in the county has been used openly and publicly by the public for five years, it can be accepted into as a public road. It looks like it's actually a public.

62 "Harward, Sonya" (207717632)

00:22:32.419 --> 00:22:52.419

There's a.

63 "Harward, Sonya" (207717632)

00:22:52.419 --> 00:23:21.139

So, you essentially property that nobody, there's a deed but there's really NO real owner. So this is a cleanup.

64 "Harward, Sonya" (207717632)

00:23:21.139 --> 00:23:40.139

One thing about so.

65 "Harward, Sonya" (207717632)

00:24:04.039 --> 00:24:26.122

Council, Council member Benson.

66 "Benson, Stuart" (239452928)

00:24:26.122 --> 00:24:29.344

Yes yes yes.

67 "Harward, Sonya" (207717632)

00:24:29.344 --> 00:24:46.079

Mr. Chair, you have eight yes votes. All right. Yes, that'll go to consent. Thank you.

68 "Harward, Sonya" (207717632)

00:24:46.079 --> 00:25:07.549

Next item number one an ordinance amending chapter 01:12 of the global metro Code of ordinance LMCO regarding the posting of handbills or signs on public property.

69 "Harward, Sonya" (207717632)

00:25:07.549 --> 00:25:24.839

As amended Rentful promotion at a second. To read.

70 "Harward, Sonya" (207717632)

00:25:24.839 --> 00:25:38.205

Let's speak to that for me. Hear me. Early.

71 "Scott Reed" (630220544)

00:25:38.205 --> 00:26:09.125

Can you hear me now? Yes. Okay, good. Well 1st of all, I want to take a moment to thank everyone who has invested their time to consider the patience correct. Used to give credit words to the idea behind this came from many people in the public, but especially Mayor from cities. So I want to thank.

72 "Harward, Sonya" (207717632)

00:26:09.125 --> 00:26:14.683

Councilman Reed? Yes, you're a little garbled and hard to understand.

73 "Scott Reed" (630220544)

00:26:14.683 --> 00:26:30.329

Hello, can you hear me? Okay, want to thank Laura Ferguson for helping us with the numerous graphs.

74 "Scott Reed" (630220544)

00:26:30.329 --> 00:26:46.259

I also want to thank deputy mayor Nicole George and her team for reviewing your life application and then finally, I want to Thankerson for working with us to finalize the very confident that.

75 "Scott Reed" (630220544)

00:26:46.259 --> 00:27:08.122

Just to recap, nordinance seeks to fix an issue that affects some.

76 "Scott Reed" (630220544)

00:27:10.246 --> 00:27:12.062

Yes.

77 "Harward, Sonya" (207717632)

00:27:12.062 --> 00:27:20.244

You you you start out well and then you start trailing off and we can't understand you.

78 "Scott Reed" (630220544)

00:27:20.244 --> 00:27:27.907

You want me to log on log off and log back on?

79 "Harward, Sonya" (207717632)

00:27:27.907 --> 00:27:43.139

Let's try that. Can we go to the next item and then come back? Yes, can we.

80 "Harward, Sonya" (207717632)

00:27:43.139 --> 00:28:00.749

Can we get a motion to postpone, please? All those in favor of postponing, say I was posed we'll pick it back up.

81 "Harward, Sonya" (207717632)

00:28:00.749 --> 00:28:16.439

In just a few minutes. Can you read number two record please?

82 "Harward, Sonya" (207717632)

00:28:16.439 --> 00:28:39.859

Motion? Properly formatted motion before us. Someone that wants to speak to this thank you mr. chair. Council member Reno Webber and myself, we, he came up with an ordinance to amend the noise.

83 "Harward, Sonya" (207717632)

00:28:39.859 --> 00:29:04.339

Those ordinance regulations. We have had it before us, we have made some significant amendment changes to the current ordinance in there. In in your documents you will see the new amended ordinance. We have made some changes

there. We have agreed mutually upon these. We've talked to director Silveria and we have.

84 "Harward, Sonya" (207717632)

00:29:04.339 --> 00:29:22.889

Feel comfortable moving this forward sir. Alright, so can we need to move the amendment amended version into the system or is it as is. Sonia, how do we do this? Okay, so can we, make a motion to for an amendment by substitution?

85 "Harward, Sonya" (207717632)

00:29:22.889 --> 00:29:37.889

Do we have an amendment by substitution on the floor? Do we have sec? Just an amendment.

86 "Harward, Sonya" (207717632)

00:29:37.889 --> 00:29:57.889

Can anyone second the motion to amend? We have a second. We have the amendment before us, I'm gonna speak to the amendment? Yeah, we, this was the we did, we could speak to this in the main motion, but this was through a number of negotiations with ABC.

87 "Harward, Sonya" (207717632)

00:29:57.889 --> 00:30:18.509

Between councilman by Shawn and myself and talk talking to a number of stakeholders, this amended version is universally deemed as significantly better, so i'd love to speak to this. Put it into the main motion and then discuss or put it into the main issue and then discuss.

88 "Harward, Sonya" (207717632)

00:30:18.509 --> 00:30:37.349

Sometime before we vote, I have a couple of questions. Yep. Love to do that on the main motion if we could. So we'll vote on the amendment and then on the in the main motion. So.

89 "Harward, Sonya" (207717632)

00:30:37.349 --> 00:30:49.718

Okay, this is the motion on the amendment. Voice vote, all those in favor, say hi.

90 "Benson, Stuart" (239452928)

00:30:49.718 --> 00:30:51.223

Ah.

91 "Harward, Sonya" (207717632)

00:30:51.223 --> 00:31:15.929

All those posts, so the amendment carries. Now we are on the main motion as amended, and councilman Bretcher, you are 1st in queue. Yes sir. So I'm looking at the documents, right? View documents. One says propo proposed CAM and the other one says B one amend.

92 "Harward, Sonya" (207717632)

00:31:15.929 --> 00:31:31.139

Which one was the initial one? How do you know that from that? This is Metro council. This is Sonia Harvett the Clark Metro council Clark. That is how we title it.

93 "Harward, Sonya" (207717632)

00:31:31.139 --> 00:31:48.869

V one is and right now it's proposed. 2nd one is attached as proposed because it was not adopted until just a few minutes ago. V two. I'm sorry. So the proposed CAM, what's CAM mean? Committee amendment.

94 "Harward, Sonya" (207717632)

00:31:48.869 --> 00:32:06.899

Committee amendment is amending the original V one. Yes sir. And that's what we're voting on now. Yes sir. Cause we we voted on the proposed Okay I'm with you and and and and.

95 "Harward, Sonya" (207717632)

00:32:06.899 --> 00:32:23.549

Since I've got this before, when you go down there and it says decimal and if you go on page two on that document and it's, it's one line, the log rhythmic unit of measure.

96 "Harward, Sonya" (207717632)

00:32:23.549 --> 00:32:43.549

That means that that part is NO longer, was that amended from the amendment vote we just had? Sure yeah so can I direct, so Councilman Ratcher, so you're seeing on the bottom of page two, and then.

97 "Harward, Sonya" (207717632)

00:32:43.549 --> 00:33:08.819

A striking of that language? Yes sir. Right below that is the actual language that we have now incorporated into the new amendment because it's underlined. Correct. But what I'm I know I kind of knew that, but here's my question. Is the one the line out, the strike out, was that part of the original ordinance or part of the original V one? That was V one. Okay.

98 "Harward, Sonya" (207717632)

00:33:08.819 --> 00:33:28.819

And if I could sort of, if we could sort of high level the pieces of this, this is actually one of the key issues in this. So the reason that we are bringing a revision to the existing noise ordinance is because in the existing NO ordinance there's a real lack of clarity around what consists of a violen.

99 "Harward, Sonya" (207717632)

00:33:28.819 --> 00:33:48.819

Violation, when was there a violation and how were we going to assess that? And what we heard from a lot of community members was, hey, I don't understand when, a restaurant can get cited, when can I expect quiet in my neighborhood, what does it look like? Can we include.

100 "Harward, Sonya" (207717632)

00:33:48.819 --> 00:34:08.819

Cars, like why aren't we enforcing any of these things? We just heard over and over and over again and the existing ordinance did not enable us to do that. So there were a couple of issues that we set out to try and address. One, and the initial piece was around bars and restaurants, and just having some clarity around, ok.

101 "Harward, Sonya" (207717632)

00:34:08.819 --> 00:34:28.819

Is this a matter of judgment that changed between one ABC officer and another based on nights, were there warnings given, were there not warning gives given? And so we engaged in a really intense set of community engagement processes with the hospitality association, with restaurant owners, with community members, with musicians.

102 "Harward, Sonya" (207717632)

00:34:28.819 --> 00:34:47.699

So what we didn't want to do was set up a situation in which restaurant owners were getting fined arbitrarily, so so that's part of where in this week have a warning so that they know before their fine is issued, but at the same time we didn't want to discourage them from having live music. We are a city of tourism and music.

103 "Harward, Sonya" (207717632)

00:34:47.699 --> 00:35:07.699

And that is as true in Norton Commons as it is in many other places across our city. And so we really did come to a pretty good consensus around what would make sense from that perspective. One of those pieces is setting a standard that a decimal level that is the standard unit for measurement of sound.

104 "Harward, Sonya" (207717632)

00:35:07.699 --> 00:35:27.699

What that also enables is for us to begin the process of how we might enforce against vehicles, which during the course of this process we discovered was one of the real issues that happens in all of our city. This bill does not identify the specific mechanisms for doing that enforcement, but does create a legal framework for doing that enforcement.

105 "Harward, Sonya" (207717632)

00:35:27.699 --> 00:35:44.219

So I'm gonna stop talking there, but that's where we came to this is a broadly agreed upon set of of rules and regulations by all the stakeholders after a lot of engagement, right? Helpful, thank you.

106 "Harward, Sonya" (207717632)

00:35:44.219 --> 00:36:04.219

Oh, thank you. Just some questions about how this would be carried out. 1st off, I'm curious in what a sound level measurement device is, how much one of these costs and how many of.

107 "Harward, Sonya" (207717632)

00:36:04.219 --> 00:36:24.219

Of our louisable officers will be outfitted with one of these devices because the ad legislation says a code enforcement officer louisville metro police officer, ABC control officer, any employee authorized to enforce this code of ordinances, which that last bit seems a little.

108 "Harward, Sonya" (207717632)

00:36:24.219 --> 00:36:50.419

Ominous, but given those three previous departments that I mentioned, we're looking at 1500 people. Do I think that if I can direct it over to you unless. Okay, so I think sorry. Well I was just gonna say, I've got a bunch of questions, but is it ok if he answers this one or do you want me to download him all? Okay ok so we in this decide because of the the way that.

109 "Harward, Sonya" (207717632)

00:36:50.419 --> 00:37:06.989

This technology is changing and technology is changing in general. What we decided to leave the the decisions around the specific equipment to be used to the department to decide how those were distributed, what is the what they believe will hold up in court.

110 "Harward, Sonya" (207717632)

00:37:06.989 --> 00:37:26.989

Is really the standard that we should allow them to to have with the recognition that there is a decimal level involved. So there are cell phone based decibel meters, but I I think the key piece is, and, and again, who's gonna be able to, who is actually gonna do this enforcement would dictate who gets what.

111 "Harward, Sonya" (207717632)

00:37:26.989 --> 00:37:33.719

What pieces of equipment, but again, we have faith in the departments to make that decision for themselves.

112 "Harward, Sonya" (207717632)

00:37:33.719 --> 00:37:53.719

But there's, so all of the metro departments will be using a free decibel reader on their iPhone. That is not in any way what I said. Well, they exist, but I mean how much are we talking one of these costs? \$20, a hundred dollars? There's a wide variety of equipment that we're gonna allow the department to we have.

113 "Harward, Sonya" (207717632)

00:37:53.719 --> 00:38:09.539

Trust to choose for themselves with pieces of equipment as long as it is a decibel based system, the department should be able to choose exactly the system. I don't feel like from our perspective, not being experts, we should be the ones to decide that. We just need to say this is the enforcement.

114 "Harward, Sonya" (207717632)

00:38:09.539 --> 00:38:24.720

Like a threshold and then they'll decide what pieces of equipment specifically they would want in order to have that hold up in court. I have a little experience in the area and sound is extremely hard to quantify.

115 "Harward, Sonya" (207717632)

00:38:24.720 --> 00:38:40.350

And measurement devices range anywhere from a free app on an iPhone to tens of thousands of dollars worth of equipment. So I agree let the people that are doing it decide what level the equipment they.

116 "Harward, Sonya" (207717632)

00:38:40.350 --> 00:39:00.350

You like. Sure, I just think that that's a really big difference, and you know if we need five of these at \$10000 each, that's \$50000. And does that mean each department gets one and then how do they decide and how that's used? I just think that, you know, of all the things we scrutinized for money, I think.

117 "Harward, Sonya" (207717632)

00:39:00.350 --> 00:39:20.610

That this is well deserving of that. The 50 ft, is that as the crow flies or based on how you would get there via Public right of way? Straight line. And this does not apply to residential or vehicles.

118 "Harward, Sonya" (207717632)

00:39:20.610 --> 00:39:36.540

Does, it does. Both of those? Yeah. Okay. It doesn't there's a there's a list of all the stuff it doesn't apply to, so it doesn't apply to events, it doesn't apply to, I mean, there's a lot of pieces that it doesn't apply to, but it does apply to residential and.

119 "Harward, Sonya" (207717632)

00:39:36.540 --> 00:39:56.540

Vehicles. Sure, one of the things that we're really, that has kind of reared its head, I guess churchild Dance is doing some sort of construction on their property and they're trying to, as I assume, get it done before the full meet, and the construction has been going on through the night. We've gotten a lot of complaints.

120 "Harward, Sonya" (207717632)

00:39:56.540 --> 00:40:16.540

From neighbors. Page nine it says section eight that noises resulting from any and all transportation blah blah blah construction operations at any time on ride of ways and noises from situations which may occur on private real property, including pop parking lots deemed necessary to serve.

121 "Harward, Sonya" (207717632)

00:40:16.540 --> 00:40:44.070

The best interest of the public and protect the public's health and well being and then it continues on. And that looks like it's an exemption, and so, you know, that being private property, and there's a lot of noise coming from it and I don't know if they have obtained some sort of waiver to bypass noise complaints in the evening, but I.

122 "Harward, Sonya" (207717632)

00:40:44.070 --> 00:41:04.070

Without understanding how that works, I would be, hesitant in understanding how this legislation would help solve that issue. Yeah, this is so that one of the that that is not an intended exemption that to my understanding. So this is would not.

123 "Harward, Sonya" (207717632)

00:41:04.070 --> 00:41:23.910

Alter that, that piece of the, The so you're looking at. So it says exemptions in section 99 point oh three and if you go to the section age nine section eight, it lists that as a an exemption.

124 "Harward, Sonya" (207717632)

00:41:23.910 --> 00:41:39.750

There's actually quite a few exemptions, and so I'm just curious and, you know, how this would address a problem that we're actively dealing with.

125 "Harward, Sonya" (207717632)

00:41:39.750 --> 00:41:58.890

Yeah, this is not intended to address that, that issue. So I'm totally happy to entertain something, but it is, this is not intended to address construction. Okay, as I understand, do you want me to get back in? Okay, thank you.

126 "Harward, Sonya" (207717632)

00:41:58.890 --> 00:42:16.950

Is, can we, is this the Highlands bar issue? Would that be fair to say this is a big part of it? I'd actually invite my colleague councilman Reed to speak to that because we we also had a discussion about this if he he could speak.

127 "Scott Reed" (1309281536)

00:42:19.528 --> 00:42:21.607

Yeah, what was the question again?

128 "Harward, Sonya" (207717632)

00:42:21.607 --> 00:42:29.723

Can't hear you. Sorry, he, he said, is this just a Highlands issue and I was just inviting you to I guess that's not a very.

129 "Scott Reed" (1309281536)

00:42:29.723 --> 00:42:41.084

No, NO NO NO NO. It it's not, it's not only Highlands issue, it's a met it's a Norton Commons issue, it's the same Admins issue, it's everywhere.

130 "Harward, Sonya" (207717632)

00:42:41.084 --> 00:42:56.670

So, and this will be my last one, I promise, but you make, you call the 911 or someone or or hopefully non emergency police and they have to bring out a machine and and listen, and if they do, they'll go.

131 "Harward, Sonya" (207717632)

00:42:56.670 --> 00:43:16.670

It's like the person, is that how it'll work? I mean, I think often do you want to get you go ahead. Mr. Chair if it's ok. So I'll give you real life experience from my early twenties where I had a, a bar and we would play live music and a phone call would come in from my neighbor san.

132 "Harward, Sonya" (207717632)

00:43:16.670 --> 00:43:36.670

Think hey, the music is too loud at XYZ bar or establishment party, so on. LMPD or ABC will come out and and do a reading before they even notify the establishment that they are there and determine whether or not to site or warn the set established.

133 "Harward, Sonya" (207717632)

00:43:36.670 --> 00:44:05.760

Or residents to to the issue and then we will follow the courts process in that regard. So whether it's this is on Dixy

highway, so it has, it's not singular to Barshdon Road or a singular area. I think this is holistic issue across the board and how we can accommodate and make sure that our businesses are taken care of as well as our residents. So well good, thank you, I like the bill, thank you. That's one of my best.

134 "Harward, Sonya" (207717632)

00:44:05.760 --> 00:44:25.760

I just want some clarification on the enforcement. Two examples in my district I'm gonna use is we get a lot of calls for illegal chop shops where they're grinding and cutting and doing this all hours of the night. And the other would be someone that.

135 "Harward, Sonya" (207717632)

00:44:25.760 --> 00:44:59.720

I don't know, starts music playing at 05:00 in the afternoon, but it's blaring and goes all the way till three, four in the morning. The repeated response that we get is we call the police, they never come, they never respond. So is this going to be enforced I guess is I guess where the mercy is to seeing if they respond. Yeah, so again this goes back to making sure that we are in communication with our director of ABC and and establishing this this this is what this, this strengthens the noise ordinance complaints that we may have, so.

136 "Harward, Sonya" (207717632)

00:44:59.720 --> 00:45:18.060

In the reference of a chop shop or or someone blaring their music at a, at a resident's dove three in the morning, this is to address these issues by ordinance of the noise ordinance with the decimal readings et cetera. So whether it's somebody welding at, at midnight or somebody playing rock music, so.

137 "Harward, Sonya" (207717632)

00:45:18.060 --> 00:45:34.770

It's helps address that. So to clarify, the responding party would be police for those two issues, not ABC. The enforcement mechanism is alcoholic by control. Okay. But for the chop shop it probably would be. Yeah, yeah.

138 "Harward, Sonya" (207717632)

00:45:34.770 --> 00:45:56.270

Okay, thank you. Yeah, I wanted to follow up on a question about vehicular based noise. Did you, are you expressing trepidation that this Did I, did I read that correctly about ve vehicular based noise that you think this can be done? Okay, I'll share a re.

139 "Harward, Sonya" (207717632)

00:45:56.270 --> 00:46:27.650

It's an experience this past weekend to just get to get your opinion. Sitting out at an outdoor outdoor of a bar, having a drink with a friend, and three different times during the hour, we had to stop talking because a loud truck, music and a motorcycle without a muffler. This would, how would how would this be applied to address those issues? So right now the ordinance reads that they're it's harsh or unreasonable noise at a distance. What we're doing is setting a.

140 "Harward, Sonya" (207717632)

00:46:27.650 --> 00:46:50.960

Accessible level to that. What that enables is the ability to decide how to do that enforcement. One mechanism that is available to us and one that I hope we will utilize is the ability to do automatic enforcement around these, the noise levels for vehicles. So there's some technologies that are available that let us say at this distance.

141 "Harward, Sonya" (207717632)

00:46:50.960 --> 00:47:07.860

This car, this time, and then what we choose to do about that is us to decide as a city, but this is the 1st opportunity for us to enable that even possibility. And I will echo, I was sitting on Bargetown Road late at night, this was a Bargeton Road issue on Saturday.

142 "Harward, Sonya" (207717632)

00:47:07.860 --> 00:47:27.860

Sort of monitoring a lot of other issues, but I'll tell you what, there were a ton of vehicles that were blasting music and racing down neighbor streets that right now we can't do anything about. And this is the enabling legislation for us to be able to begin to do that. And that, when we've talked about this in every part of our city, people are really tired of the vehicle.

143 "Harward, Sonya" (207717632)

00:47:27.860 --> 00:47:50.570

That are disturbing our neighbors. And this was before dark that was even late, so, but it but so citizen X and Y sitting there was can do what? At that moment, is it, how does that, how does this kick in and at that moment there's probably not much to be done, but if this is an area where this is regularly an issue, we can then.

144 "Harward, Sonya" (207717632)

00:47:50.570 --> 00:48:10.570

We put a monitor there and then decide, ok, are we going to issue warning letters? Are we going to issue citations there in violation of the the ordinance at that point? And so how we do that enforcement again is up to us, but this creates the legal mechanism to begin to do that enforcement, which currently we don't have. Thank you.

145 "Harward, Sonya" (207717632)

00:48:10.570 --> 00:48:30.590

Yeah, just a housekeeping issue. We still have one item left on the agenda after this council Woman Chepel. To echo what Councilwoman Bast was saying, when we get noise complaints, we hand them over to LMPD, but sometimes they're ABC but.

146 "Harward, Sonya" (207717632)

00:48:30.590 --> 00:48:47.370

LMP to D doesn't really do much with them and it just turns into a cycle of the person offending, getting a complaint, offending, getting a complaint, and nothing is ever resolved in, in.

147 "Harward, Sonya" (207717632)

00:48:47.370 --> 00:49:03.480

In with the issue. And so I think that where I would like to see this cleaned up is identifying who is responding to noise complaints and how they are handled.

148 "Harward, Sonya" (207717632)

00:49:03.480 --> 00:49:19.410

I also, the bit about vehicles is so interesting because it sounds like it's gonna be targeted enforcement similar to what's going on right now on Bargeton Road late at night, not to beat up on Bargetown road. This is a citywide problem.

149 "Harward, Sonya" (207717632)

00:49:19.410 --> 00:49:39.410

But, you know, automatic enforcement when it comes to vehicles is a term that was just used and I don't understand if somebody's gonna be sitting on the side of the road like a buscur with their little sound measuring device and their camera ready so that when a loud vehicle goes by that they're, oh got a got a 90 decibeller and then they take a picture and then it.

150 "Harward, Sonya" (207717632)

00:49:39.410 --> 00:49:59.410

QA citation and is that person from ABC or are they with LMPD and do they have the capacity to do that and are they doing that at daytime? Are they doing that at nighttime? Who gets to decide that in what area of louisville metro do they do that? I just think that this doesn't really I think it's well intentioned, but it really truly doesn't solve the issues that we get all the time.

151 "Harward, Sonya" (207717632)

00:49:59.410 --> 00:50:19.410

And, with that, I I don't feel comfortable with that not being identified and then also the mysterious nature of the sound measuring devices and and identifying what those are, what their capabilities are and what standards are around them, because like you said, they vary imprecisely, but I'm sure that they vary in their ability.

152 "Harward, Sonya" (207717632)

00:50:19.410 --> 00:50:32.070

Abilities or their accuracy, and so I would like to motion for a financial impact statement on this legislation.

153 "Harward, Sonya" (207717632)

00:50:32.070 --> 00:50:50.070

We have a, we have a motion to ask for a financial impact statement. Can I ask a question about that? But yeah, can I just asked if we needed a motion on that. Oh, NO. Yes. What's the financial impact that we're concerned about?

154 "Harward, Sonya" (207717632)

00:50:50.070 --> 00:51:10.070

The cost of the equipment to measure the sound. And what department will be handling these? How many they'll be handling and what hours they will be targeting noise suppression? I mean there's there's NO requirement in this legislation that anything be done. That's not, that's an executive function. It's not our function to this.

155 "Harward, Sonya" (207717632)

00:51:10.070 --> 00:51:27.840

This is not, this is not something that has a an immediate budgetary requirement. The financial choices around how to buy that equipment sits with the executive. I'm gonna put a pin in that for just a minute. Do you have a motion, we have a second.

156 "Harward, Sonya" (207717632)

00:51:27.840 --> 00:51:47.840

So I'm considering this as the debate on just sorry motion should have gotten MAQ. No, NO NO. You're good. Because that directly named this. Do you have anything else? No, I mean there's NO, there's NO financial impact of this per se.

157 "Harward, Sonya" (207717632)

00:51:47.840 --> 00:52:07.880

That this ordinance does not require obligate us to purchase equipment. It does not obligate us to choose I mean we does identify the agencies that have the capacity to enforce this very clearly, but it does not say this one has to do that because that is not the function of the executive, the or the legislator. The executive has to decide.

158 "Harward, Sonya" (207717632)

00:52:07.880 --> 00:52:23.190

Of those agencies, who are they gonna equip, how are they gonna assign, what they're gonna buy, and they can come to in the budget and to do that, but this does this ordinance does not directly require any of those things.

159 "Harward, Sonya" (207717632)

00:52:23.190 --> 00:52:39.900

Sure. One could also argue that the resolution to accept the Louisville Metro tree master plan also does not have any actionable items and gives a framework for Louisville Metro to grow and maintain. Therefore.

160 "Harward, Sonya" (207717632)

00:52:39.900 --> 00:52:57.660

Mr. chair. Oh, sorry. That's we're we're making motions to, to get a financial impact statement on something here that has nothing to do with the, there's a personal.

161 "Harward, Sonya" (207717632)

00:52:57.660 --> 00:53:17.660

Thing going on there about something else in a different way. Kind of order, I want to make my point because it has relation to financial impact statements in the legislation before us. I'll allow it, I think it does. But I would ask that you keep it concise. Absolutely. Because I was also going to give another example and.

162 "Harward, Sonya" (207717632)

00:53:17.660 --> 00:53:45.560

A massage ordinance. Yes, it would be appropriate for a department to come in front of us and ask for permission to spend money to enforce legislation that we have passed Yet we didn't see that with the, I think it was \$50000 that was given to that ABC decided to dedicate towards the enforcement of that legislation. That did not come before us. That was at the best of that department head. So I think.

163 "Harward, Sonya" (207717632)

00:53:45.560 --> 00:54:05.130

That it would behoove us to understand what potential implications this law has, even if there are not any, forthcoming, and I also don't understand why we would we would pass something just to give somebody a tool that they may or may not use when we're clearly sitting here saying that this is a problem.

164 "Harward, Sonya" (207717632)

00:54:05.130 --> 00:54:21.330

Alright, so we have a motion before us to require a financial impact statement although. Okay, it takes a two thirds majority to pass.

165 "Harward, Sonya" (207717632)

00:54:21.330 --> 00:54:38.419

Two thirds to stop it. Okay. All right. That is written weird. Give a roll call. Councilman Benson, this is on the motion for a financial impact statement. Yes sir.

166 "Benson, Stuart" (239452928)

00:54:38.419 --> 00:54:45.021

No. Council.

167 "Harward, Sonya" (207717632)

00:54:45.021 --> 00:55:13.380

I got you. Okay. Mr. chair, you have two yes votes, six, NO votes. Okay, some weird math. So we are back to the original motion, NO one in my queue.

168 "Harward, Sonya" (207717632)

00:55:13.380 --> 00:55:32.017

The the vote is on the original motion, the amended legislation. Thank you. Those words. And let's do a real call vote on this. Councilman Councilman Benson, this is the final vote for.

169 "Benson, Stuart" (239452928)

00:55:32.017 --> 00:55:39.378

Yes. Thank you sir.

170 "Harward, Sonya" (207717632)

00:55:39.378 --> 00:56:09.601

Looks like he's thinking hard, ok. Mr. Chair, you have seven yes votes in one note. All right. So go to old business. How do we move to resume? Your motion return, have a motion second. So we're picking back up and councilman ree.

171 "Scott Reed" (1157607424)

00:56:09.601 --> 00:56:13.443

Can you hear me? What? Oh.

172 "Harward, Sonya" (207717632)

00:56:13.443 --> 00:56:27.422

Vote to return to the. Can you hear me better now? Yeah.

173 "Scott Reed" (1157607424)

00:56:27.422 --> 00:56:33.982

Great. I'm gonna let Laura speak to the the changes to the ordinance.

174 "Harward, Sonya" (207717632)

00:56:33.982 --> 00:56:52.640

Thank you. Yes, there's an amendment in the system. This reflects some of the comments that were made both at today it does a couple of things, and I'll just sort of because it's in the system I'll just sort of summarize. It will deliver.

175 "Harward, Sonya" (207717632)

00:56:52.640 --> 00:57:12.640

That was put in at full council. It'll take that back out so that we're not looking at content. It will put in a requirement that before issuing a citation for a 1st defense that there maybe authorized to do a citation or for future violation.

176 "Harward, Sonya" (207717632)

00:57:39.060 --> 00:57:59.060

Is there's now a definition for a non profit organization which is something that would be organized under five oh one or 05:27. Those if they got to a citation would have a reduced fine, so instead of the two, the 250 to 500 it would be the the ten to 50, so, and there's some language that.

177 "Harward, Sonya" (207717632)

00:57:59.060 --> 00:58:19.060

That was added about how for these four profit organizations that mere removal of the fine and the smaller fines is nonprofit, that would includetical organizations and political campaigns under 05:27 as well as any number of non.

178 "Harward, Sonya" (207717632)

00:58:19.060 --> 00:58:37.860

Non Profits and advocacy groups that are registered under five oh one from an implementation purpose once you go out and do that 1st notice doesn't say a fine or an amount, so the officer could consult with our office and we could confirm whether they're registered under five oh one or 05:27 so by the time the citation came.

179 "Harward, Sonya" (207717632)

00:58:37.860 --> 00:58:55.800

That that fine can be determined. So we have a motion to amend?

180 "Harward, Sonya" (207717632)

00:58:55.800 --> 00:59:02.786

And move to amend. Have a motion, do we have a second?

181 "Benson, Stuart" (239452928)

00:59:02.786 --> 00:59:06.242

Like another second. Thank you.

182 "Harward, Sonya" (207717632)

00:59:06.242 --> 00:59:23.702

We're properly formated move to amend on the floor, any debate? I don't have anyone in my queue, one online. All right. All those in favor of the motion to amend. I.

183 "Harward, Sonya" (207717632)

00:59:25.725 --> 00:59:29.825

Was opposed?

184 "Benson, Stuart" (239452928)

00:59:29.825 --> 00:59:37.344

Determine what part of the.

185 "Harward, Sonya" (207717632)

00:59:37.344 --> 00:59:55.362

A motion to amend carries, we're back to the original motion. Have anyone to speak going in my queue, and this is a roll call voked. Council member Benson.

186 "Benson, Stuart" (239452928)

00:59:55.362 --> 01:00:01.142

Yes.

187 "Harward, Sonya" (207717632)

01:00:01.142 --> 01:00:05.760

You have six yes folks. Yep.

188 "Harward, Sonya" (207717632)

01:00:05.760 --> 01:00:21.570

Go to old business. Oh I'm sorry. You have six years vote and one present vote. Sorry. Thank you. All right, NO other items on the agenda. So we will stand adjourned.

189 "Harward, Sonya" (207717632)

01:00:21.570 --> 01:00:37.920

Without objection. Thank you. Okay.