



Action Summary - Tentative Public Works Committee

Chair Person 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, July 28, 2020

4:00 PM

Council Chambers

Call to Order

Chair Coan called the meeting to order at 4:00 p.m.

Roll Call

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

NOTE: All committee members and non-committee members attended the meeting virtually, except Chair Person Coan, who attended in Chambers.

Present: 7 - Chair Person 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 Barbara Sexton Smith (D-4), Council Member Cindi Fowler (D-14), and Council Member Anthony Piagentini (R-19)

Support Staff

Jeff Derouen, Jefferson County Attorney's Office

Clerk(s)

Cheryl Woods, Assistant Clerk
Lisa Franklin-Gray, Assistant Clerk
Sonya Harward, Clerk

Pending Legislation

1. [O-212-20](#)

AN ORDINANCE AMENDING THE LOUISVILLE METRO CODE OF ORDINANCES CHAPTER 51 REGARDING SOLID WASTE AND BULKY ITEM COLLECTION FOR PROJECT PICK UP.

Sponsors: Primary Brandon Coan (D-8)

Attachments: [O-212-20 V.1 052820 Amending LMCO 51 - Solid Waste & Bulky Item Collection for Project Pick Up.pdf](#)
[6-16-20 Presentation RE LMCO Chp. 51.pdf](#)

A motion was made by Committee Member Hollander, seconded by Committee Member Flood, that this Ordinance be untabled.

The following spoke to this item:

- Pete Flood, Public Works
- Committee Member George
- Karen Maynard, Public Works
- Vanessa Burns, Public Works
- Committee Member Hollander
- Chair Coan

Thee following was discussed:

- Process on public feedback to know when bulky items pick up dates would be
- The need of making appointments for pick up
- Compressing current system of every three months into one week
- Problem with the date changes when there are mass amounts set out
- Question about whether the system will allow a neighbor to call and report about a setout without it triggering Code Enforcement to charge them with a violation
- Bulky items from an eviction set out cannot be touch for a certain amount of days without liability on Metro
- Limited dollars in diverse neighborhoods with larger items
- Possible ways of communicating and educating the public on dates and times: new, online, community meetings, webinar (testing out now), mailers, newsletters, Churches, neighborhood associations and trying to contact property managers
- Whether there is dedicated money for communication with public
- No yard waste in January, so can start communication this fall
- Question about the money being targeted more in neighborhoods that have more transitions and large items
- Not sure on the app for on-line request

- Possible start date of January 1st
- There will be a soft roll-out to start the process
- Question about waste containers that are not marked and how to get them yard waste stickers
- Budget for 2nd half of year 2021 and fiscal year 2022

The motion carried by the following vote and the Ordinance was sent to old business:

2. O-273-20

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

Sponsors: Primary Anthony Piagentini (R-19)

Attachments: O-273-20 V.2 CABS 072820 Graffiti Ordinance.pdf
O-273-20 V.1 062520 Graffiti Ordinance.pdf

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

Council Member Piagentini spoke to this Ordinance:

- Louisville Metro Police Department and Codes and Regulations working together on vandalism in the city
- Some of the vandalism has to do with the Breonna Taylor case
- The cost of vandalism
- Ordinance not intended to discuss criminal tactic, but to create greater civil penalties for two reasons: (1) deterrence; and (2) proper recompense for the damage
- Make an amendment to substitute the word vandalism with the words illegal graffiti

A motion was made by Chair Coan, seconded by Committee Member Engel, to amend this Ordinance by substitution as shown in "O-273-20 V.2 CABS 072820 Graffiti Ordinance.pdf" attached here. The motion carried by a voice vote.

Council Member Piagentini continued to discuss the following:

- The materials used to create illegal graffiti
- It shall be unlawful to create illegal graffiti
- Make it be enforced by both law enforcement officers or Codes and Regulations Officers
- Impound or be able to seize the vehicle used in the crime of illegal graffiti
- There will be fines if you vandalize public or private property
- The civil penalties revenue will go to Louisville Public Art's Fund

A motion was made by Committee Member Engle, second by Committee Member McCraney, to table this amended Ordinance. The motion carried by a voice vote.

3. [O-310-20](#)**AN ORDINANCE AWARDING A COMMUNICATIONS SERVICES FRANCHISE TO INTERCARRIER NETWORKS, LLC PURSUANT TO THE TERMS AND CONDITIONS IN CHAPTER 116 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES.**

Sponsors: Primary Brandon Coan (D-8)

Attachments: [O-310-20 V.1 072320 Franchise to InterCarrier Networks.pdf](#)
[O-310-20 072320 ATTACH InterCarrier Exhibit A.pdf](#)

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

The following spoke to this item:

- Jeff Deruoen, Jefferson County Attorney's Office
- Nick Holle, Great Plains Communications
- Chris Wuff, - Great Plains Communications

- Agreement with franchisee to follow Chapter 116 [of the Louisville Metro Code of Ordinances] regarding the Public Works Assets policy when franchisee works in a right-of-way
- This is a dark fiber service with a connection between Louisville and Lexington, that other providers will tie into
- Does not come downtown, stays in Jeffersontown and Middletown areas, and moves out to Shelby County
- Passes through Districts, 11, 19, and 20
- Area construction going on LG&E poles, AT&T poles and some buried portions
- Underground burial will be in grassy areas only
- There will be no disturbance of sidewalks or roadways
- Question will there be any impact to the park or tree canopy at Floyd's Park

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

Yes: 6 - Coan, Engel, Hollander, Benson, George, and Flood

Absent: 1 - McCraney

Adjournment

Without objection, Chair Person Coan adjourned the meeting at 5:00 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 August 6, 2020.