



OFFICE OF THE MAYOR
LOUISVILLE, KENTUCKY

February 28, 2022

GREG FISCHER
MAYOR

Mr. David James, President
Metro Council
601 West Jefferson Street
Louisville, KY 40202

Dear President James:

In accordance with the Air Pollution Control District Ordinance, I am appointing:

Name		Term
Daniel Garst	Appointment	6/30/2023

Your prompt action on the appointment is most appreciated.

Sincerely,

Greg Fischer
Mayor

cc: Councilman Brent Ackerson
Government Oversight and Audit Committee Chair



Board Details

Reduce amount of air contaminants released within the District.

Overview

Size 7 Seats

Term Length 3 Years

Term Limit

Additional

Enacting Resolution Website

Enacting Resolution

Statutory Authority

KRS Ch. 77

Ordinance Authority¹

LMCO 32.675

Powers

(1) The district shall have power to sue and be sued, contract and be contracted with, make rules and regulations and do all other things necessary to carry out the provisions of this chapter. (2) The district shall have the power to take by grant, purchase, gift, devise, or lease, hold, use, enjoy, and to lease or dispose of real or personal property of every kind within or without the district necessary to the full exercise of its powers. It shall also have the power to lease, sell or dispose of any property or any interest therein whenever in the judgment of the air pollution control board such property, or any interest therein, or part thereof, is no longer required for the purposes of the district, or may be leased for any purpose without interfering with the use of the same for the purposes of the district, and to pay any compensation received therefor into the general fund of the district.

Removal

Any member of the board appointed by a mayor may be removed, for cause, after a hearing, by the legislative body of such city or consolidated local government, and after ten (10) days' notice in writing shall have been given to the member, which notice shall embrace the charges preferred against him. At the hearing he may be represented by counsel. The finding of the legislative body shall be final and removal results in vacancy in such office.

Bonding Authority?

No

Meeting

Regular meetings of each air pollution control board shall be held at least once in each calendar month. The time and

Regular meetings of each air pollution control board shall be held at least once in each calendar month. The time and place of the meetings shall be fixed by the board.

Incorporated?

No

Open Records Info Receipt Required under KRS 65.055?

Yes

Oath of Office Required?

No

Subject to Open Meetings Law?

Yes

Bond Requirement for Members?

No

Officers

Elected from its members in July of each year a chair and vice chair who shall be of different political party affiliation. Secretary/Treasurer is a Metro employee.

Fiscal Agent Agreement with Metro?

No

How is the Director or Executive Director Appointed/Hired?

Metro to provide all staff support, including a secretary-treasurer and an air pollution control officer and shall be deemed employees of the consolidated local government.

Records & Reports

(1) It shall be the duty of the secretary-treasurer of an air pollution control board of a consolidated local government, during or before the month of May of each year, to prepare and certify to the consolidated local government and to the legislative body of the city, for their joint consideration, a preliminary budget showing the total funds which, in the judgment of the air pollution control board, will be needed for the various departments of the district, together with a statement showing the estimated balances, if any, which will be available on July 1 for expenditure during the next fiscal year following the certification of said statement, and also indicating, as nearly as may be possible, what additional funds or assets (other than appropriations) will be or will become available for expenditure during that year. The board shall also furnish to the consolidated local government and the city legislative body any other information or data available to it which the consolidated local government or the city legislative body may request. (2) Prior to the first day of each fiscal year, every air pollution control board shall prepare, for its own use and guidance, a financial budget setting forth the total amounts of funds available from all sources for expenditures during the said fiscal year, and also setting forth in detail the estimated expenditures of the board and the district during said fiscal year. (4) All air pollution control boards shall comply with the provisions of KRS 65A.010 to 65A.090. Keep financial records.

Automatic Reappointment under KRS 65.008(2)?

No

Vacancy Appointment

A vacancy in the membership shall be filled by an appointee of the mayor for the unexpired portion of the term.

Council Approval of Appointment?

No

Ex Officio Members

No

Compensation

All air pollution control board members shall serve without compensation other than recovery of actual expenses from the district funds.

Term of Appointment Details

3 years and until their successors are appointed and qualified.

Vacancy Appointment Details

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Quorum

A majority of the members of the board shall constitute a quorum for the purpose of conducting business and exercising powers and for all other purposes. The affirmative vote of at least a majority of the membership of the board shall be necessary for the adoption of any motion, measure, or resolution, unless in any case the bylaws of the board require a larger number.

How Appointed

Mayor appoints with approval of Council

Qualification of Members

Appointees must live within the county; all must own real estate; no more than 4 of the 7 shall be of the same political party. Metro officers and employees, paid or unpaid, are not eligible. Members are eligible to succeed themselves. Any person with an interest in the sale or control of any air pollution prevention equipment to reduce air contaminants is not eligible to be a member of the board.

Purpose

Reduce amount of air contaminants released within the District.

Ethics/Conflict of Interest Provision

Social Media Website

Subcommittees

Officers Term of Office

Elected in July of each year.

Address

Website

Council Approval Details





Officers Term of Office




Board Requirement Details

Air Pollution Control Board

Council Districts

- 1 - Jessica Green
- 2 - Barbara Shanklin
- 3 - Keisha Dorsey
- 4 - Jecorey Arthur
- 5 - Donna Purvis
- 6 - David James
- 7 - Paula Mccraney
- 8 - Cassie Chambers Armstrong
- 9 - Bill Hollander
- 10 - Pat Mulvihill
- 11 - Kevin Kramer
- 12 - Rick Blackwell
- 13 - Mark Fox
- 14 - Cindi Fowler
- 15 - Kevin Triplett
- 16 - Scott Reed
- 17 - Markus Winkler
- 18 - Marilyn Parker
- 19 - Anthony Piagentini
- 20 - Stuart Benson
- 21 - Nicole George
- 22 - Robin Engel
- 23 - James Peden
- 24 - Madonna Flood
- 25 - Amy Stewart
- 26 - Brent T. Ackerson

-  Metro Council District
-  New Appointee
-  Mayor Appointee
-  Metro Council Appointee

-  Governor Appointee
-  Mayor & Metro Council Appointee
-  Mayor & Governor Appointee

