



Action Summary - Final Public Safety Committee

Chair Person David Yates (D-25)
Vice Chair James Peden (R-23)
Council Member Jessica Green (D-1)
Council Member David James (D-6)
Council Member Julie Denton (R-19)

Wednesday, December 9, 2015

3:30 PM

Council Chambers

Call to Order

Chair Person Yates called the meeting to order at 3:31 p.m.

Roll Call

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

Council Member Green arrived at 3:32 p.m.

Present: 5 - Council Member Jessica Green (D-1), Council Member David James (D-6), Council Member Julie Denton (R-19), Vice Chair James Peden (R-23), and Chair Person David Yates (D-25)

Non-Committee Members

Council Member Bill Hollander (D-9) and Council Member Kelly Downard (R-16)

Supporting Staff

Paul Whitty, Jefferson County Attorney's Office

Clerk

David B. Wagner, Assistant Clerk

Pending Legislation

1. [O-131-15](#)

AN ORDINANCE AMENDING SECTION 115 OF THE LOUISVILLE METRO CODE OF ORDINANCES RELATING TO SHORT TERM RENTALS (as amended) (Reintroduced November 19, 2015; Action Required By: May 2016)

Sponsors: James Peden (R-23), Tom Owen (D-8), Bill Hollander (D-9) and David James (D-6)

Attachments: [O-131-15 PROPOSED Short Term Rental - Amended by Sub -BH as of 12-08-15](#)
[O-131-15 PROPOSED Amend by Sub Hollander 111115](#)
[O-131-15 Cliff Ashburner Memo to LMC re Short Term Rentals Proposed Amdmt by Substitution ORDINANCE NO O-131-15](#)
[O-131-15 Proposed Amdmt by Sub - James Hollander Owen 11-10-15](#)
[8.19.15 Short Term Rental E-mails](#)
[07-22-15 Short Term Rental Discussion](#)
[08-05-15 SPECIAL Pub Safety Mtg - REDACT Speakers List](#)
[08-05-15 SPECIAL Pub Safety Mtg - Krebs Transcript](#)
[08-05-15 SPECIAL Pub Safety Mtg - Rosenberg Transcript](#)
[08-05-15 SPECIAL Pub Safety Mtg - Seim Transcript](#)
[08-05-15 SPECIAL Pub Safety Mtg - Timmons Transcript](#)
[08-05-15 SPECIAL Pub Safety Mtg - Warren Transcript](#)

A motion was made by Vice Chair Peden, seconded by Council Member James, that the Ordinance be untabled.

Prior to the adjournment of this committee's previous meeting on November 11, 2015, a motion was made by Vice Chair Peden, seconded by Council Member James, that the Ordinance be amended by replacing "50 miles" with "a 30 minute drive" under Subsection 115.507 (A)(1) on Page 3 of the Ordinance but no action was taken on the motion. Vice Chair Peden and Council Member James withdrew the motion and the corresponding second.

Prior to the adjournment of this committee's previous meeting on November 11, 2015, a motion was made by Council Member James, seconded by Council Member Green, that the Ordinance be amended by substitution with the proposed Ordinance distributed by Council Member Hollander before the meeting (see attached) but no action was taken on the motion. Council Member James and Council Member Green withdrew the motion and the corresponding second.

A motion was made by Council Member James, seconded by Vice Chair Peden, that the Ordinance be amended by substitution with the proposed Ordinance from Council Member Hollander dated 12/08/15 (see attached). By a voice vote, the Amendment by Substitution was opened for discussion.

Paul Whitty, Jefferson County Attorney's Office, spoke to the item.

A motion was made by Council Member Green, seconded by Vice Chair Peden, that the Amendment by Substitution be amended by removing the last whereas statement at the top of Page 2. The motion to amend carried by a voice vote.

Joe Haberman, Planning and Design Services, spoke to the item.

A motion was made by Council Member Green, seconded by Vice Chair Peden, that the Amendment by Substitution be amended by adding "consecutive" between "(30)" and "days" in the second line of the definition of Short Term Rental on Page 3. The motion to amend carried by a voice vote.

A motion was made by Vice Chair Peden, seconded by Council Member Green, that the Amendment by Substitution be amended by adding "consecutive" between "(30)" and "days" in the third line of the definition of Transient User on Page 3. The motion to amend carried by a voice vote.

A motion was made by Vice Chair Peden, seconded by Council Member James, that the Amendment by Substitution be amended by replacing "50" with "25" in the second line under Subsection 115.507 (A)(1) on Page 3.

A motion was made by Vice Chair Peden, seconded by Council Member Green, to call the question. The motion to call the question carried by a voice vote.

The motion to amend by replacing "50" with "25", as previously stated, carried by a voice vote.

A motion was made by Vice Chair Peden, seconded by Council Member Denton, that the Amendment by Substitution be amended under Subsection 115.507 (A), in the second line, by replacing the period with a comma after "Commission" and adding, "and shall be available for paperless online registration within one hundred and fifty (150) days." The motion to amend carried by a voice vote.

A motion was made by Council Member Denton, seconded by Vice Chair Peden, that the Amendment by Substitution be amended under Subsection (M) (1) on Page 5 by replacing in the second line, "civil penalty of not less than \$100 and no more than \$1,000 as imposed by the Director" with "warning"; by replacing in the fourth line "\$1,000" with "\$100" and "\$5,000" with "\$500"; and adding in the fifth line after the period, "A third offense will be subject to a civil penalty of not less than \$500 and no more than \$1,000 as imposed by the Director." The motion to amend carried by a voice vote.

A motion was made by Vice Chair Peden, seconded by Council Member James, that the Amendment by Substitution be amended under Subsection 115.509 (A) on Page 4 by adding the word "to" between "pursuant" and "this". The motion to amend carried by a voice vote.

A motion was made by Vice Chair Peden, seconded by Council Member James, that the Amendment by Substitution be amended under Subsection 115.506 on Page 3 by removing "and remains registered each year" in the third line and adding "annually" before "registered" in the second line. The motion to amend carried by a voice vote.

A motion was made by Council Member Denton that the Amendment by

Substitution be amended under Subsection 115.510 (A) by adding "of multi-family, multi-story dwelling short-term rentals" after "premises". The motion to amend failed for lack of a second.

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

Yes: 4 - Green, James, Peden, and Yates

No: 1 - Denton

2. [R-223-15](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT GRANT FUNDING OF \$38,157.86 FROM THE REGION 6 LOCAL ASAP BOARD AND THE KENTUCKY OFFICE OF DRUG CONTROL POLICY. (Action Required By: May 2016)

Sponsors:David Yates (D-25)

A motion was made by Vice Chair Peden, seconded by Council Member James, that the Resolution be recommended for approval.

Wayne Crabtree, Louisville Metro Public Health and Wellness, spoke to the item.

The motion carried by a voice vote and the Resolution was sent to the Consent Calendar.

3. [R-235-15](#)

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A STATE GRANT OF \$50,000 FROM THE COMMONWEALTH OF KENTUCKY, JUSTICE AND PUBLIC SAFETY CABINET, KENTUCKY STATE POLICE (KSP) TO BE USED BY THE LOUISVILLE METRO POLICE DEPARTMENT FOR TARGETING AGGRESSIVE CARS AND TRUCKS (TACT) INITIATIVES. (Action Required By: June 2016)

Sponsors:James Peden (R-23)

A motion was made by Vice Chair Peden, seconded by Council Member James, that the Resolution be recommended for approval.

Major Kelly Jones, Louisville Metro Police Department, spoke to the item.

The motion carried by a voice vote and the Resolution was sent to the Consent Calendar.

Adjournment

Without objection the meeting adjourned at 4:44 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 December 17, 2015.