



Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202

Action Summary - Tentative Government Oversight and Audit Committee

Chair Person Brent Ackerson (D-26)
Vice Chair Anthony Piagentini (R-19)
Committee Member Barbara Sexton Smith (D-4)
Committee Member Donna Purvis (D-5)
Committee Member Brandon Coan (D-8)
Committee Member Bill Hollander (D-9)
Committee Member Kevin Kramer (R-11)
Committee Member Rick Blackwell (D-12)
Committee Member Cindi Fowler (D-14)
Committee Member Stuart Benson (R-20)
Committee Member Madonna Flood (D-24)

Tuesday, July 14, 2020

5:00 PM

Council Chambers

Call to Order

Chair Person Ackerson called the meeting to order at 5:04 p.m.

Roll Call

Chair Person Ackerson 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 Ackerson and Vice Chair Piagentini who attended in Chambers.

Present: 11 - Chair Person Brent Ackerson (D-26), Vice Chair Anthony Piagentini (R-19), Committee Member Barbara Sexton Smith (D-4), Committee Member Donna L. Purvis (D-5), Committee Member Brandon Coan (D-8), Committee Member Bill Hollander (D-9), Committee Member Kevin Kramer (R-11), Committee Member Rick Blackwell (D-12), Committee Member Cindi Fowler (D-14), Committee Member Stuart Benson (R-20), and Committee Member Madonna Flood (D-24)

Non-Committee Member(s)

Council Member Jessica Green (D-1), Council Member Barbara Shanklin (D-2), Council Member Paula McCraney (D-7), Council Member Kevin Triplett (D-15), Council Member Markus Winkler (D-17), Council Member Marilyn Parker (R-18)

Support Staff

Hollie Hopkins, Jefferson County Attorney's Office
Alice Lyon, Jefferson County Attorney's Office
Althea Jackson, Mayor's Office

Clerk(s)

Lisa Franklin Gray, Assistant Clerk
Sonya Harward, Clerk

Point of Personal Privilege

Chair Person Ackerson stated that Mayor Fischer had sent a withdrawal letter for the appointment of Bruce Blue to the Waste Management 109 Board.

Althea Jackson, Mayor's Office, confirmed the withdrawal of the appointment for an incompatible office issue.

Chair Person Ackerson stated the letter will be read into the record and appointment withdrawn at the July 23 Council meeting.

Pending Legislation

1. [AP071420SB](#)

**APPOINTMENT OF SHARON BOND TO THE BOARD OF ZONING ADJUSTMENT
(TERM EXPIRES JUNE 30, 2023)**

Attachments: [APT Board of Zoning Adjustment 06.25.20.pdf](#)

[Sharon Bond 06.22.20.pdf](#)

[Applicants for Board of Zoning Adjustment 06.22.20.pdf](#)

[Current - Board of Zoning Adjustment 06.22.20.pdf](#)

A motion was made by Committee Member Sexton Smith, seconded by Vice Chair Piagentini, that this Appointment be recommended for approval.

The following spoke to the item:

- Althea Jackson, Mayor's Office
- Sharon Bond, Appointee

The following was discussed:

- The appointee is a District 5 resident
- The appointee is a Deputy Chief with the Civil Works Planning Program and Project Management Branch with the US Army Corps of Engineers in the Louisville District
- The appointee believes this appointment is a good fit with her background and experience with the Corps of Engineers
- The appointee has over 42 years of experience with the Corps of Engineers and is looking forward to working in the community

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

2. [AP071420RL](#)

**APPOINTMENT OF RAMONA LINDSEY TO THE COMMISSION ON PUBLIC ART
(TERM EXPIRES JANUARY 30, 2023)**

Attachments: [APT Commission on Public Art 06.25.20.pdf](#)
[Ramona Lindsey 06.22.20.pdf](#)
[Applicants for Commission on Public Art \(COPA\) 06.22.20.pdf](#)
[Current Commission on Public Art \(COPA\) 06.22.20.pdf](#)

A motion was made by Committee Member Sexton Smith, seconded by Vice Chair Piagentini, that this Appointment be recommended for approval.

The following spoke to the item:

- Althea Jackson, Mayor's Office
- Ramona Lindsey, Appointee

The following was discussed:

- The appointee is a District 3 resident
- The appointee is a social change artist that works with the Community Foundation of Louisville
- The appointee has worked in the community with other artists for several years
- The Mayor believes the appointee is a great fit for the Commission on Public Art
- The appointee would be filling the artist professional seat with this appointment
- The appointee believes that her background and experience will allow her to further work in the visual and public art scene in Louisville Metro

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

3. [RP071420MP](#)

REAPPOINTMENT OF MARTIN POLLIO TO THE KENTUCKIANAWORKS- GREATER LOUISVILLE WORKFORCE DEVELOPMENT BOARD (TERM EXPIRES JUNE 30, 2023)

Attachments: [APT KentuckianaWorks - Greater Louisville Workforce Development Board 06.25.20.pdf](#)
[Martin Pollio 06.22.20.pdf](#)
[Applicants for Kentuckiana Works - Greater Louisville Workforce Development Board 06.22.20.pdf](#)
[Current Kentuckiana Works - Greater Louisville Workforce Development Board 06.22.20.pdf](#)

A motion was made by Committee Member Sexton Smith, seconded by Vice Chair Piagentini, that this Appointment be recommended for approval.

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

4. [RP071420SR](#)

REAPPOINTMENT OF SADIQA REYNOLDS TO THE KENTUCKIANAWORKS - GREATER LOUISVILLE WORKFORCE DEVELOPMENT BOARD (TERM EXPIRES JUNE 30, 2023)

Attachments: [APT KentuckianaWorks - Greater Louisville Workforce Development Board 06.25.20.pdf](#)
[Sadiqa Reynolds 06.22.20.pdf](#)
[Applicants for Kentuckiana Works - Greater Louisville Workforce Development Board 06.22.20.pdf](#)
[Current Kentuckiana Works - Greater Louisville Workforce Development Board 06.22.20 \(2\).pdf](#)

A motion was made by Committee Member Sexton Smith, seconded by Vice Chair Piagentini, that this Appointment be recommended for approval.

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

5. [RP071420KJ](#)

REAPPOINTMENT OF KEITH JACKSON TO THE METROPOLITAN SEWER DISTRICT BOARD (TERM EXPIRES AUGUST 31, 2023)

Attachments: [APT Metropolitan Sewer District Board 06.25.20.pdf](#)

[Keith Jackson 06.22.20.pdf](#)

[Applicants for Board - Metropolitan Sewer District Board 06.22.20.pdf](#)

[Current Board - Metropolitan Sewer District Board \(2\) 06.22.20.pdf](#)

A motion was made by Committee Member Sexton Smith, seconded by Vice Chair Piagentini, that this Appointment be recommended for approval.

The following spoke to the item:

- Althea Jackson, Mayor's Office
- Committee Member Purvis

The following topics were discussed:

- The appointee is a retired Fire Chief
- The appointee is the former Director of Fire and Emergency Medical Services in Lexington Kentucky
- The appointee also served with the US Army Reserve
- Committee Member Purvis stated that should would abstain for voting to avoid any perceived conflict of interest

The motion to approve carried by the following vote and the Appointment was sent to Old Business:

Yes: 10 - Ackerson, Piagentini, Sexton Smith, Coan, Hollander, Kramer, Blackwell, Fowler, Benson, and Flood

Abstain: 1 - Purvis

6. [RP071420JS](#)

**REAPPOINTMENT OF JT SIMS TO THE METROPOLITAN SEWER DISTRICT BOARD
(TERM EXPIRES JULY 31, 2023)**

Attachments: [APT Metropolitan Sewer District Board 06.25.20.pdf](#)

[JT Sims 06.22.20.pdf](#)

[Applicants for Board - Metropolitan Sewer District Board \(2\)
06.22.20.pdf](#)

[Current Board - Metropolitan Sewer District Board 06.22.20.pdf](#)

A motion was made by Committee Member Sexton Smith, seconded by Vice Chair Piagentini, that this Appointment be recommended for approval.

- Committee Member Purvis stated that should would abstain for voting to avoid any perceived conflict of interest

The motion to approve carried by the following vote and the Appointment was sent to Old Business:

Yes: 10 - Ackerson, Piagentini, Sexton Smith, Coan, Hollander, Kramer, Blackwell, Fowler, Benson, and Flood

Abstain: 1 - Purvis

7. [RP061620JL](#)

REAPPOINTMENT OF JOHN LAUNIUS TO THE TRANSIT AUTHORITY RIVER CITY (TARC) BOARD. (TERM EXPIRES JUNE 30, 2023)

Attachments: [APT TARC Board 06.08.20.pdf](#)

[John Launius 06.08.20.pdf](#)

[Applicants for Board - Transit Authority of River City Board \(TARC\) 06.08.20.pdf](#)

[Current Board - Transit Authority of River City Board \(TARC\) 06.08.20.pdf](#)

A motion was made by Committee Member Sexton Smith, seconded by Vice Chair Piagentini, that this Appointment be untabled.

The following spoke to the item:

- Althea Jackson, Mayor's Office
- John Launius, Appointee
- Committee Member Blackwell
- Vice Chair Piagentini

The following topics were discussed:

- The appointee is a constituent of District 9
- This would be the first full term for the appointee on the board after replacing a previous appointee
- The appointee is the acting Vice President of Greater Louisville Inc. Regional Economic Development Partnership
- The appointee states that he is looking forward to service on the board and in the community
- Questions were discussed regarding the appointee's being tabled at the last meeting, his time on the board, and any knowledge of the ongoing investigation at TARC

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

8. [OR-004-20](#)

**AN ORDER TO INVESTIGATE THE ACTIONS AND INACTION OF THE
ADMINISTRATION SURROUNDING THE DEATH OF BREONNA TAYLOR, THE DEATH
OF DAVID MCATEE, AND RELATED PROTESTS IN LOUISVILLE METRO**

Sponsors: Primary Brent Ackerson (D-26) and Primary Anthony Piagentini (R-19)

Attachments: [OR-004-20 V.1 071420 Order Investigating Administration
Actions-Inaction.pdf](#)
[OR 003 2020.pdf](#)

A motion was made by Vice Chair Piagentini, seconded by Committee Member Purvis, that this Order be approved.

The following spoke to the item:

- Chair Person Ackerson
- Jonathan Ricketts, Attorney
- Committee Member Sexton Smith
- Vice Chair Piagentini
- Committee Member Purvis
- Committee Member Flood
- Council Member Winkler
- Committee Member Benson
- Committee Member Fowler
- Committee Member Kramer
- Committee Member Coan
- Committee Member Hollander
- Council Member Parker
- Committee Member Blackwell

The following topics were discussed:

- No Knock Warrants
- Civil Unrest
- Breonna Taylor
- David McAtee
- Elliott Street
- Gentrification
- Body Cameras
- Protests
- Excessive Use of Force
- This is an order to begin an investigation into these matters
- Production of documents to gather information
- Issuing possible subpoenas to further garner data on a timeline of decisions made
- Kentucky Revised Statutes 67C.103(13) and (14)
- Metro Council Rules - Rule 4A.04 (d) (1) and (b) (5)
- Drafting a subpoena form/format to be adopted going forward
- Subpoena form has been drafted through the combined work of the Jefferson County Attorney's Office and Mr. Jonathan Ricketts
- Metro Council will adopt the subpoena form
- Will the Council be entering into a not-to-exceed contract for this particular

item

- Discussion on inviting individuals rather than subpoena for a more congenial approach
- Community is seeking transparency
- Subpoenas will aid in compelling individuals to participate and offer transparent details
- Systemic Issues
- The aim of this investigation will not impede upon the current open investigations with the Attorney General's and Federal Bureau of Investigation's Office
- Permitting and Occupation of Jefferson Square Park
- Events that led to Breonna Taylor's death and the parameters surrounding this incidence
- What is the specific and expected focus/outcome for this investigation
- Give the community an opportunity to pose questions and receive answers
- An investigator will not be contracted for this investigation, rather the Committee will conduct the investigation
- Who made the decision to fire pepper balls, etc. at media representatives
- Legislative subpoenas
- Does the Committee have the authority to issue subpoenas to individuals and conducting an oath
- Police activities and investigations on the streets and any indication of misuse of power
- Anything less than a full transparent investigation is dishonorable to the community
- Laws and procedures for protesters
- Who may be subpoenaed and what is the breath and scope of Council subpoena power
- Possibly tabling discussion items for next meeting while inviting key speakers to the next meeting rather than subpoena

The motion to approve carried by the following vote and the order was adopted:

Yes: 11 - Ackerson, Piagentini, Sexton Smith, Purvis, Coan, Hollander, Kramer, Blackwell, Fowler, Benson, and Flood

Special Discussion

9. [ID 20-0845](#)

Special Discussion: Status Report on TARC Investigation - David Beyer

David Beyer, Investigator, gave an update to the Committee.

The following spoke to the item:

- Chair Person Ackerson
- Vice Chair Piagentini
- Committee Member Sexton Smith
- Council Member Winkler
- Committee Member Flood
- Committee Member Benson
- Committee Member Fowler
- Committee Member Purvis
- Committee Member Hollander
- David Beyer

The following was discussed:

- Investigation into sexual harassment allegations against Ferdinand Risco, Former TARC Director
- Meeting at Metro Hall with Council Members and Investigators on behalf of the Mayor and Interim TARC Directors
- Interim TARC Director informed David Beyer that TARC would provide full cooperation in the investigation
- Overall goal is full cooperation between entities, sharing information and minimal adverse impact to victims involved
- Requests for information and victims and witnesses identified in the investigation have been met with opposition
- It has been stated that TARC Board has not authorized release of the information, later informed TARC Board has elected not to release the requested information
- TARC Board had not received the names of victims and witnesses and therefore would not release to David Beyer
- Jonathan Ricketts, Attorney for the Council, has requested information on behalf of the Council without any resolve
- Investigation has been hampered by the Civil unrest downtown and COVID-19 pandemic
- To date, David Beyer has spoken to seven potential victims, the former Executive Director, the former Board Chair, all the current Board members, and current members of TARC leadership
- Six victims described egregious sexual harassment and threats regarding loss of employment or promotions
- Other victims including long-term TARC employees felt the need to resign their employment out of fear of being fired by Ferdinand Risco
- David Beyer plans to move forward with the investigation including interviewing leadership in the Mayor's Office as well as Mayor Fischer
- David Beyer has requested cell phone records and notebook entries from Ferdinand Risco
- David Beyer has requested copies of Ferdinand Risco's travel vouchers
- David Beyer would like to interview some reported victims in Atlanta, Georgia before wrapping up the investigation

- Proposed final timeline 6 to 8 weeks
- Possible financial improprieties
- Possible issuance of subpoenas
- Reviewed Board meeting minutes
- When was Board notified by the union
- Some employees came forward to report actions, however several feared adverse impact
- Questions on the vote composition to issue subpoena
- Possible invitation to TARC Board members to attend Committee meeting

10. [ID 20-0856](#)

Special Discussion: Discussion of the Authorization to issue a subpoena to former LMPD Chief Steve M. Conrad

The following spoke to the item:

- Chair Person Ackerson
- Vice Chair Piagentini
- Council Member Winkler
- Committee Member Coan
- Committee Member Hollander
- Committee Member Kramer

The following was discussed:

- Possible individuals to subpoena
- The discussion continued from the previous discussion item
- It was stated that it would be best to invite former Chief Conrad, Interim Chief Schroeder and Public Safety Chief Hess to address the Committee
- It was stated that it would be best to invite rather than subpoena to have a congenial environment
- Members believed that Chief Schroeder would be the most up-to-date to address the Committee
- The final consensus of the Committee is to invite interim Chief Schroeder, Louisville Metro Police Department

11. [ID 20-0857](#)

**Special Discussion: Discussion of the Authorization to issue a subpoena to LMPD
Chief Robert J. Schroeder**

The following spoke to the item:

- Chair Person Ackerson
- Vice Chair Piagentini
- Council Member Winkler
- Committee Member Coan
- Committee Member Hollander
- Committee Member Kramer

The following was discussed:

- Possible individuals to subpoena
- The discussion continued from the previous discussion item
- It was stated that it would be best to invite former Chief Conrad, Interim Chief Schroeder and Public Safety Chief Hess to address the Committee
- It was stated that it would be best to invite rather than subpoena to have a congenial environment
- Members believed that Chief Schroeder would be the most up-to-date to address the Committee
- The final consensus of the Committee is to invite interim Chief Schroeder, Louisville Metro Police Department

Adjournment

Without objection, Chair Person Ackerson adjourned the meeting at 7:46 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 July 23, 2020.