



# Louisville Metro Government

601 W. Jefferson Street  
Louisville, KY 40202

## Action Summary - Tentative Government Oversight and Audit Committee

*Chair 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)*

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Tuesday, September 8, 2020

5:00 PM

Council Chambers

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### 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, Vice Chair Piagentini and Committee Member Coan, who attended in Chambers.**

**Present:** 11 - Chair 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 Paula McCraney (D-7)

### 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

## Special Discussion

1. [ID 20-0910](#)

### Special Discussion: Subpoena Updates

**Attachments:** [LMPD Personnel 09082020-updated during meeting.pdf](#)

- Chair Person Ackerson gave a status update on the recent injunction and subsequent court ruling regarding the issuance of two subpoenas for Chief Amy Hess, Public Services and Acting Chief Robert Schroeder, Louisville Metro Police Department.

- The court ruled in favor of the Metro Council, therefore, the Committee is able to move forward in issuing subpoenas for testimony.

The following spoke to the item:

- Chair Person Ackerson
- Vice Chair Piagentini
- Committee Member Sexton Smith
- Committee Member Coan
- Committee Member Hollander
- Committee Member Blackwell
- Committee Member Flood
- Committee Member Purvis
- Committee Member Kramer
- Committee Member Fowler

The following was discussed:

- The re-issuance of subpoenas for Chief Amy Hess and Acting Chief Robert Schroeder.
- The issuance of subsequent subpoenas for Louisville Metro Police Department command staff.
- Special meeting scheduled for next Wednesday, September 16, at 2:30pm.
- The special meeting is scheduled for four hours.
- Discussion on inviting Louisville Metro Police leadership to aid in answering questions (see attached list).
- Review of the Judge's brief and the examination of the briefs submitted by all attorneys.
- The goal of the special meeting is to capture Chief Schroeder's testimony prior to his retirement.
- COVID-19 concerns discussed with having command staff in Chambers.
- Discussion of inviting witnesses rather than issuing subpoenas which may be interpreted as confrontational.
- Discussion on alternative dates if witnesses are unavailable to attend.
- Due to previous delays, time is of the essence.
- The issuance of subpoenas is also to safeguard and protect staff that are called as witnesses.
- Suggestions to issue additional subpoenas after the upcoming special meeting.
- Any parties that attend the meeting would be sworn in whether given an invitation or a subpoena.

- The overall intent of these functions is not to give the public the impression that the Louisville Metro Police Department is not being cooperative.
  - Discussion on asking Chief Schroeder to invite additional command staff that may be helpful in answering questions.
  - Discussion on time constraints due to the suit brought against the Metro Council by the Mayor's administration.
  - Council Member Kramer will compile a list of all command staff slated for retirement in the next 30 days.
  - Questions surrounding the David McAtee shooting.
  - The overall intent is to move forward in good faith on all parts.
  - Councilman Blackwell will draft a schedule for future possible meeting dates or call backs.
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- A motion was made by Chair Person Ackerson, seconded by Vice Chair Piagentini, that additional subpoenas be issued for Louisville Metro Police Deputy Chiefs, Lieutenant Colonels, and Majors. Upon further discussion, the motion was subsequently withdrawn.

## Pending Legislation

### Point of Personal Privilege

Chair Person Ackerson recognized Althea Jackson, Mayor's Office.

Althea Jackson stated that a technical correction was made to the August 20, 2020 appointment of Cornelius Cotton to the Workforce Development Board.

The term will expire in 2021 rather than 2023 as previously noted.

#### 2. [AP090820JT](#)

### **APPOINTMENT OF JAMES TUTT TO THE DOWNTOWN DEVELOPMENT OVERLAY DISTRICT BOARD. (TERM EXPIRES JANUARY 31, 2023)**

**Attachments:** [APT Downtown Development District Overlay Board 08.31.20.pdf](#)  
[James Tutt 08.31.20.pdf](#)  
[Applicants for Board - DDRO District Board 08.31.20.pdf](#)  
[Current Board - DDRO District Committee 08.31.20.pdf](#)

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

The following spoke to the item:

- Althea Jackson, Mayor's Office
- James Tutt, Appointee
- Committee Member Sexton Smith
- Hollie Hopkins, Jefferson County Attorney's Office
- Vice Chair Piagentini

The following was discussed:

- The appointee is a Downtown Development Board representative.
- The appointment is a specified statutory seat.
- The appointee is a District 19 resident.
- The appointee is a career finance expert for over 40 years.
- The appointee has worked in commercial banking and commercial real estate.
- The appointee has worked in commercial real estate for Bank One and Chase Bank.
- The appointee is currently the marketing executive for commercial real estate and developers for Old National Bank.
- Questions regarding conflicts of interest for Council Member Sexton Smith.
- Several Members commended Althea Jackson on working to ensure diversity on each board.

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

**Yes:** 10 - Ackerson, Piagentini, Purvis, Coan, Hollander, Kramer, Blackwell, Fowler, Benson, and Flood

Abstain: 1 - Sexton Smith

3. [AP090820CB](#)

**APPOINTMENT OF CARL BRAZLEY TO THE WASTE MANAGEMENT DISTRICT 109 BOARD. (TERM EXPIRES JUNE 22, 2022)**

**Attachments:** [APT Waste Management District 109 Board 08.31.20.pdf](#)  
[Carl Brazley 08.31.20.pdf](#)  
[Applicants for Board - Waste Management District 109 Board 08.31.20.pdf](#)  
[Current Board - Waste Management District 109 Board 08.31.20.pdf](#)

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

The following spoke to the item:

- Althea Jackson, Mayor's Office
- Carl Brazley, Appointee
- Vice Chair Piagentini
- Alice Lyon, Jefferson County Attorney's Office

The following was discussed:

- The appointee is a resident of Metro Council District 18.
- The appointee is a long time business leader and entrepreneur.
- The appointee has a marketing background and became interested in waste management several years ago during the discussion of biodigesters.
- The appointee is a supporter of green environments.
- Discussions on the interpretation of incompatible office regulations and statutory requirements.

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

4. [RP090820LN](#)

**REAPPOINTMENT OF LISA NICHOLSON TO THE HOUSING AUTHORITY BOARD. (TERM EXPIRES AUGUST 15, 2023)**

**Attachments:** [APT Housing Authority Board 08.31.20.pdf](#)  
[Lisa Nicholson 08.31.20.pdf](#)  
[Applicants for Board - Housing Authority Board 08.31.20.pdf](#)  
[Current Board - Housing Authority Board 08.31.20.pdf](#)

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

The following spoke to the item:

- Althea Jackson, Mayor's Office

- Lisa Nicholson, Appointee
- Vice Chair Piagentini

The following was discussed:

- The appointee is a law professor at the University of Louisville.
- This would be the second term for this appointee on this board.
- The appointee's expertise in corporate law, contracts, and negotiable instruments is an asset to the board.

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

5. [AP090820BJ](#)

**APPOINTMENT OF BETTY JARBOE TO THE PLEASURE RIDGE PARK FIRE PROTECTION DISTRICT BOARD. (TERM EXPIRES JUNE 30, 2023)**

**Attachments:** [APT Pleasure Ridge Park Fire Protection District Board 08.31.20.pdf](#)  
[Betty Jarboe 08.31.20.pdf](#)  
[Applicants for Board - PRP Fire Protection District Board 08.31.20.pdf](#)  
[Current Board - PRP Fire Protection District Board 08.31.20.pdf](#)

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

The following spoke to the item:

- Althea Jackson, Mayor's Office
- Betty Jarboe, Appointee
- Committee Member Rick Blackwell

The following was discussed:

- This appointment will fill a seat for an appointee that resigned.
- The appointee is a resident of District 12.
- The appointee has been a dedicated and active member in the community.
- The appointee was an outstanding appointee on the BOZA Board in previous years.

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

## Adjournment

Without objection, Chair Person Ackerson adjourned the meeting at 6:28 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 September 17, 2020.**