



## Action Summary - Tentative Committee on Committees

*Council President David James (D-6)*  
*Vice Chair Markus Winkler (D-17)*  
*Committee Member Kevin Kramer (R-11)*  
*Committee Member Mark Fox (D-13)*  
*Committee Member Scott Reed (R-16)*

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Tuesday, November 17, 2020

4:00 PM

Council Chambers

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### Call to Order

Council President James called the meeting to order at 4:00 p.m.

### Roll Call

Council President James introduced the committee members present. A quorum was established.

**\*NOTE: All committee members present attended virtually, except for Council President James, who attended in Chambers.**

**Present:** 4 - Chair David James (D-6), Vice Chair Markus Winkler (D-17), Committee Member Kevin Kramer (R-11), and Committee Member Mark H. Fox (D-13)  
**Excused:** 1 - Committee Member Scott Reed (R-16)

### Support Staff

Hollie Hopkins, Jefferson County Attorney's Office  
Wendy Hyland, Jefferson County Attorney's Office  
Aaron Horner, Majority Caucus  
Steve Haag, Minority Caucus

### Clerk(s)

Sonya Harward, Clerk

### New Business

Council President James asked the Clerk to read the following committee assignments into the record:

**Legislation assigned to METRO COUNCIL (Special Legislation)**1. [R-159-20](#)

**A RESOLUTION APPROVING THE SCHEDULE OF THE REGULAR MEETINGS OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (“COUNCIL”) FOR THE CALENDAR YEAR 2021.**

**Attachments:** [R-159-20 V.1 111920 2021 MC Mtg Calendar.pdf](#)

[R-159-20 ATTACH - 2021 MC Mtg Calendar - Final.pdf](#)

**Legislation assigned to APPROPRIATIONS COMMITTEE**2. [O-514-20](#)

**AN ORDINANCE APPROPRIATING \$30,000 FROM DISTRICT 3 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH DEVELOP LOUISVILLE/LOUISVILLE FORWARD, TO THE OFFICE OF HOUSING TO ASSIST LOW INCOME HOMEOWNERS WITH EMERGENCY REPAIRS AND ANTI-FORECLOSURE ASSISTANCE, AND RENTERS WITH ANTI-EVICTION ASSISTANCE.**

**Sponsors:**Primary Keisha Dorsey (D-3)

**Attachments:** [O-514-20 V.1 111920 NDF Ofc. of Housing Emergency Repairs for Low-Income Homeowners and Anti-Foreclous.pdf](#)

[O-514-20 NDF120220DL03.pdf](#)

3. [O-554-20](#)

**AN ORDINANCE APPROPRIATING \$8,912.50 FROM DISTRICT 21 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO BRIGHTSIDE FOR FUNDING THE BRIGHTSIDE EDUCATION PROGRAM WHICH INCLUDES PUBLIC OUTREACH TO REDUCE LITTER IN DISTRICT HOTSPOTS.**

**Sponsors:**Primary Nicole George (D-21)

**Attachments:** [O-554-20 V.1 111920 Brightside Education Project NDF.pdf](#)

[O-554-20 NDF120220BS21.pdf](#)

**Legislation assigned to BUDGET COMMITTEE**4. [O-531-20](#)

**AN ORDINANCE AUTHORIZING YEAR-END OPERATING BUDGET TRANSFERS BETWEEN VARIOUS AGENCIES FOR FISCAL YEAR 2019-2020 AND TO PROVIDE VARIOUS TRANSFERS AS DETAILED HEREIN.**

**Sponsors:**Primary Bill Hollander (D-9)

**Attachments:** [O-531-20 V.1 11-19-20 Year End Operating Budget Transfers FY19-2020.pdf](#)

5. [O-532-20](#)

**AN ORDINANCE AMENDING ORDINANCE NO. 072, SERIES 2020 AND ORDINANCE NO. 073, SERIES 2020 RELATING TO THE FISCAL YEAR 2020-2021 CAPITAL AND OPERATING BUDGETS, RESPECTIVELY, BY TRANSFERRING \$700,000 FROM THE LOUISVILLE FREE PUBLIC LIBRARY OPERATING BUDGET TO THE MIDDLETOWN LIBRARY RELOCATION PROJECT FOR EXPENSES RELATED TO CONSTRUCTION AND MATERIALS.**

**Sponsors:** Primary Anthony Piagentini (R-19)

**Attachments:** [O-532-20 V.1 11920 Middletown Library Relocation .pdf](#)

6. [O-538-20](#)

**AN ORDINANCE AMENDING ORDINANCE NO. 073, SERIES 2020 relating TO THE FISCAL YEAR 2020-2021 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY APPROPRIATING \$10,000,000 of GENERAL FUND COMMITTED FUND BALANCE FROM FISCAL YEAR 2019-2020 TO THE OFFICE OF RESILIENCE & COMMUNITY SERVICES FOR UTILITY ASSISTANCE GRANTS.**

**Sponsors:** Primary Bill Hollander (D-9), Primary Markus Winkler (D-17), Primary Keisha Dorsey (D-3), Primary Barbara Shanklin (D-2) and Primary Cindi Fowler (D-14)

**Attachments:** [O-538-20 V.1 111920 Amend Budget for Utility Assistance Grants.pdf](#)

7. [R-154-20](#)

**A RESOLUTION APPROVING THE JEFFERSON COUNTY SHERIFF'S 2021 BUDGET.**

**Sponsors:** Primary Bill Hollander (D-9) and Primary Kevin Kramer (R-11)

**Attachments:** [R-154-20 V.1 111920 Jefferson County Sherrif 2021 Budget.pdf](#)

[R-154-20 ATTACH - Attachment A - JCSO 2021 BUDGET.pdf](#)

[JCSO 2021 BUDGET AUTHORIZATION REQUEST.pdf](#)

8. [R-157-20](#)

**A RESOLUTION APPROVING THE JEFFERSON COUNTY CLERK'S 2021 BUDGET.**

**Sponsors:** Primary Bill Hollander (D-9) and Primary Kevin Kramer (R-11)

**Attachments:** [R-157-20 V.1 111920 Jefferson County Clerks Budget 2021.pdf](#)

[R-157-20 ATTACH County Clerk 2021 Budget Request.pdf](#)

**Legislation assigned to COMMITTEE ON COMMITTEES**9. [R-160-20](#)

**A RESOLUTION OF THE LOUISVILLE METRO COUNCIL AMENDING THE METRO COUNCIL POLICIES AND PROCEDURES TO ADOPT AN EMPLOYEE HANDBOOK.**

**Sponsors:** Primary David James (D-6)

**Attachments:** [R-160-20 V.1 111920 Council Personnel Handbook.pdf](#)

[R-160-20 ATTACH Council Personnel Handbook.pdf](#)

**Legislation assigned to GOVERNMENT OVERSIGHT AND AUDIT COMMITTEE**10. [ID 20-1601](#)

**Extension Board - LaTonia Watkins (Reappointment)**

**Attachments:** [APT Extension Board 11.16.20.pdf](#)

11. [ID 20-1602](#)

**Landmarks Commission Board - Carrye Jones (Reappointment)**

**Attachments:** [APT Landmarks Commission Board 11.16.20.pdf](#)

12. [ID 20-1603](#)

**Board of Zoning Adjustment - Kimberly Leanhart (Reappointment)**

**Attachments:** [APT Board of Zoning Adjustment 11.16.20.pdf](#)

13. [ID 20-1604](#)

**Affordable Housing Trust Fund Board - Aprel Doherty (New Appointment), Marilyn Harris (Reappointment)**

**Attachments:** [APT Affordable Housing Trust Fund Board 11.16.20.pdf](#)

14. [ID 20-1605](#)

**Planning Commission Board - Patricia Clare (New Appointment)**

**Attachments:** [APT Planning Commission Board 11.16.20.pdf](#)

15. [ID 20-1606](#)

**Criminal Justice Commission Board - Yolanda Moore (New Appointment) and Donald Vish (Reappointment)**

**Attachments:** [APT Criminal Justice Commission Board 11.16.20.pdf](#)

16. [ID 20-1607](#)

**Commission for Person with Disabilities Board - Steve Hendricks (New Appointment), Marcellus Mayes (Reappointment), Donna Fox (Reappointment)**

**Attachments:** [APT Commission for Persons with Disabilities Board 11.16.20.pdf](#)

17. [ID 20-1608](#)

**Code Enforcement Board - Andrea Oser (New Appointment)**

**Attachments:** [APT Code Enforcement Board 11.16.20.pdf](#)

18. [ID 20-1609](#)

**Downtown Management District Board - John Duffy (New Appointment)**

**Attachments:** [APT Downtown Management District Board 11.16.20.pdf](#)

19. [ID 20-1610](#)

**Downtown Development Review Overlay District Board - George Timmering (New Appointment) and Marlene Men (Reappointment)**

**Attachments:** [APT Downtown Development Review Overlay Board 11.16.20.pdf](#)

20. [ID 20-1611](#)

**Library Advisory Commission Board - Brandon Nakasato (New Appointment), Allison Strickland (New Appointment), Aaron Miller (Reappointment), and Lisa Pearce (Board Seat Reappointment)**

**\*Please note Lisa Pearce is being appointed as Chair\***

**Attachments:** [APT Library Advisory Commission Board 11.16.20.pdf](#)

21. [ID 20-1612](#)

**Louisville Metro Tree Advisory Committee Board - Steve Woodworth (New Appointment)**

**Attachments:** [APT Louisville Metro Tree Advisory Committee Board 11.16.20.pdf](#)

**Legislation assigned to LABOR AND ECONOMIC DEVELOPMENT COMMITTEE**22. [O-530-20](#)

**AN ORDINANCE AMENDING CHAPTER 115 OF THE LOUISVILLE METRO CODE OF ORDINANCES BY ADDING NEW SECTIONS ON WATER SAFETY PERSONNEL AND SWIMMING FACILITY REQUIREMENTS.**

**Sponsors:** Primary David Yates (D-25) and Primary Anthony Piagentini (R-19)

**Attachments:** [O-530-20 V.1 111920 ORDINANCE AMENDING CHAPTER 115 LMCO \(SWIMMING FACILITY\).pdf](#)

23. [R-150-20](#)

A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT FOR THE OFFICE OF SAFE AND HEALTHY NEIGHBORHOODS CONCERNING ITS EMPLOYMENT OF A DIRECTOR - (UNIVERSITY OF LOUISVILLE - \$109,797.00).

**Sponsors:** Primary David Yates (D-25)

**Attachments:** [R-150-20 V.1 111920 OFFICE OF SAFE AND HEALTHY NEIGHBORHOODS - DIRECTOR - \(UNIVERSITY OF LOUISVILLE - \\$109,797.00\).pdf](#)  
[Univ of Louisville Monique Williams PSC.](#)

24. [R-152-20](#)

A RESOLUTION APPROVING THE APPROPRIATION TO FUND AN ANNUAL CONTRACT WITH HR ALLIANCE FOR WORKPLACE INVESTIGATION SERVICES NOT TO EXCEED \$20,000.00

**Sponsors:** Primary David James (D-6), Primary Jessica Green (D-1) and Primary David Yates (D-25)

**Attachments:** [R-152-20 V.1 111920 Workplace Investigation Services Contract \(HR Alliance\).pdf](#)  
[Workplace Investigation Agreement 2020.pdf](#)

**Legislation assigned to PLANNING AND ZONING COMMITTEE**25. [O-523-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 2528-2532 SOUTH FOURTH STREET CONTAINING APPROXIMATELY 0.252 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 20ZONE0063).

**Sponsors:** Primary Madonna Flood (D-24)

**Attachments:** [O-523-20 V.1 111920 Zoning at 2528-2532 S. 4th St.pdf](#)  
[20-ZONE-0063 PC Minutes.pdf](#)  
[20-ZONE-0063 Other minutes.pdf](#)  
[20-ZONE-0063 staff rpts.pdf](#)  
[20-ZONE-0063 legal desc.pdf](#)  
[20-ZONE-0063 appl justification stmt.pdf](#)  
[20-ZONE-0063 Plan 101520.pdf](#)

26. [O-524-20](#)

**AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 9121 BLOSSOM LANE CONTAINING APPROXIMATELY 0.52 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE1017).**

**Sponsors:** Primary Madonna Flood (D-24)

**Attachments:** [O-524-20 V.1 111920 Zoning at 9121 Blossom Ln.pdf](#)

[19ZONE1017\\_applicant\\_justification.pdf](#)

[19ZONE1017\\_opposition\\_emails.pdf](#)

[19ZONE1017\\_opposition\\_letter\\_060320.pdf](#)

[19ZONE1017\\_PC\\_Minutes\\_10.12.20.pdf](#)

[19ZONE1017\\_other\\_minutes.pdf](#)

[19ZONE1017\\_staff\\_rpts.pdf](#)

[19ZONE1017\\_legal\\_desc.pdf](#)

[19ZONE1017\\_applicant\\_presentation.pdf](#)

[19ZONE1017\\_citizen\\_comments.pdf](#)

27. [O-527-20](#)

**AN ORDINANCE RELATING TO THE REVISED DETAILED DISTRICT DEVELOPMENT PLAN AT 1231 DURRETT LANE CONTAINING APPROXIMATELY 25.57 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 20DDP0033).**

**Sponsors:** Primary Madonna Flood (D-24)

**Attachments:** [O-527-20 V.1 111920 Zoning Change 1231 Durrett Ln.pdf](#)

[20-DDP-0033\\_Planning\\_Commission\\_Staff\\_Report\\_110520.pdf](#)

[20-DDP-0033\\_Applicant\\_ILA\\_and\\_Landscape\\_Justification.pdf](#)

[20-DDP-0033\\_Building\\_Elevations\\_101620.pdf](#)

[20-DDP-0033\\_Connectivity\\_Waiver\\_Applicant\\_Justification.pdf](#)

[20-DDP-0033\\_DKY6\\_Site\\_Specific\\_Traffic\\_Counts.pdf](#)

[20-DDP-0033\\_ILA\\_Exhibit\\_102320.pdf](#)

[20-DDP-0033\\_Plan\\_102620.pdf](#)

[20-DDP-0033\\_Traffic\\_Impact\\_Study\\_100120.pdf](#)

[Louisville\\_Urban\\_Tree\\_Canopy\\_Assesment,\\_2015.pdf](#)

[DRAFT\\_2020.11.05\\_PC\\_Minutes.pdf](#)

28. [O-539-20](#)

**AN ORDINANCE AMENDING SEVERAL SECTIONS OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES (“LMCO”) CHAPTER 161 RELATING TO THE REGULATION OF NEIGHBORHOOD PLANS.**

**Sponsors:** Primary Keisha Dorsey (D-3)

**Attachments:** [O-539-20 V.1 111920 Neighborhood Plans Ordinance .pdf](#)  
[O-539-20 ATTACH Proposed Revisions for Neighborhood Plans Ordinance.pdf](#)  
[Summary of Neighborhood Plans Ordinance.pdf](#)

**Legislation assigned to PUBLIC SAFETY COMMITTEE**29. [O-557-20](#)

**AN ORDINANCE AMENDING ORDINANCE NO 128, SERIES NO. 2020 REGARDING LOUISVILLE METRO POLICE DEPARTMENT POLICIES RELATING TO USE OF FORCE.**

**Sponsors:** Primary Jessica Green (D-1)

**Attachments:** [O-557-20 V.1 111920 Amend LMCO Use of Force Ord.pdf](#)

30. [R-161-20](#)

**A RESOLUTION URGING THE GENERAL ASSEMBLY TO AMEND SECTIONS OF THE KENTUCKY REVISED STATUTES IN ORDER TO ENABLE POLICE REFORMS.**

**Sponsors:** Primary Markus Winkler (D-17)

**Attachments:** [R-161-20 V.1 111920 KRS Police Reform.pdf](#)



**Legislation assigned to PUBLIC WORKS COMMITTEE****31. [O-535-20](#)**

**AN ORDINANCE APPROVING THE RESOLUTION ADOPTED BY THE BOARD OF THE LOUISVILLE AND JEFFERSON COUNTY METROPOLITAN SEWER DISTRICT (HEREINAFTER THE "DISTRICT") EXTENDING THE AUTHORIZED FINAL MATURITY DATE OF THE DISTRICT'S SEWER AND DRAINAGE SYSTEM SUBORDINATED PROGRAM NOTES IN THE MAXIMUM OUTSTANDING PRINCIPAL AMOUNT OF \$500,000,000 FROM JULY 1, 2021 TO JUNE 30, 2023, THE PROCEEDS OF SUCH NOTES BEING USE TO PAY ALL OR A PORTION OF THE COSTS OF THE ACQUISITION OR CONSTRUCTION OF IMPROVEMENTS, ADDITIONS, OR EXTENSIONS TO THE DISTRICT'S SEWER AND DRAINAGE SYSTEM, INCLUDING CAPITAL ASSETS AND FACILITIES INCIDENT AND RELATED TO THEIR OPERATION, MAINTENANCE, AND ADMINISTRATION.**

**Sponsors:** Primary Brandon Coan (D-8)

**Attachments:** [O-535-20 V.1 111920 Extending Authorized Final Maturity Date for MSD Notes.pdf](#)

**Special Discussion****32. [ID 20-1619](#)**

**Special Discussion on R-160-20: A RESOLUTION OF THE LOUISVILLE METRO COUNCIL AMENDING THE METRO COUNCIL POLICIES AND PROCEDURES TO ADOPT AN EMPLOYEE HANDBOOK.**

**Attachments:** [R-160-20 V.1 111920 Council Personnel Handbook.pdf](#)  
[R-160-20 ATTACH Council Personnel Handbook.pdf](#)

Council President James stated that Aaron Horner and Steve Haag have worked with Wendy Hyland from the Jefferson County Attorney's Office to draft the personnel handbook for the Council, and he thanked them for their hard work.

Committee Member Fox also spoke about his review of the personnel handbook and thanked those that worked on it for their good work.

**33. [ID 20-1618](#)****Special Discussion on R-151-20: A RESOLUTION AMENDING RULE 10.08 OF THE RULES OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT.**

**Attachments:** [R-151-20 V.1 110520 Amend Rule 10.08 RE Accepting Resumes to Fill Vacancies.pdf](#)

Council President James mentioned that Council Member David Yates leaving the Council in January will create a vacancy on the Council and explained the reason for the suggested change to Rule 10.08, which concerns the time constraints to appoint a new Council Member and the recent problems with the USPS mail system and contractor for the Council's internal mail taking additional time to get mail delivered.

Committee Member Kramer spoke about concern for eliminating the option to allow submissions via USPS mail, and suggested allowing submissions via USPS with some restrictions.

The following discussed the suggested amendment:

- Vice Chair Winkler
- Committee Member Kramer
- Committee Member Fox
- Hollie Hopkins, Jefferson County Attorney's Office
- Council President James

The following was discussed:

- Concern that the public can control when they postmark something, but not when it is actually delivered
- Companies that accept delivery of payments via USPS do not take into account the postmark date and consider it late if not received by the date the bill is due
- Not stopping the use of USPS, which has been an accepted standard of postal delivery for over 100 years, due to being concerned the mail will not get delivered--though it is not an unreasonable concern
- Suggestion of requiring the use of registered mail
- Need to receive submissions in a timely manner so that the Jefferson County Attorney's Office has time to do the background research on those who apply
- Jefferson County Attorney's Office will work on language to be proposed as an amendment to the Resolution
- Wanting to provide the public as many opportunities as possible to submit resumes to fill vacancies
- Timeline to fill the upcoming vacancy:
  - Council Member Yates will submit his resignation and it will be accepted by the Council at the January 4, 2021 meeting
  - Resumes must be submitted within seven business days of that meeting, which makes the deadline January 13, 2021, and prior notification will be provided so that the public knows the vacancy is coming
  - Jefferson County Attorney's Office has a week and a half to complete the background research on each person that applies
  - Special meeting of the Committee of the Whole will be held on January 25, 2021 to conduct interviews

- At the regular Metro Council meeting on January 28, 2021 the Council will vote on who will fill the vacancy
- Publish a public congratulatory message to Council Member Yates on his election to the Kentucky Senate and include the Council's process for filling his vacant seat in order to provide early notification

### **Closed Session**

A motion was made by Council President James, seconded by Vice Chair Winkler, that the Committee enter into closed session, pursuant to KRS 61.810(1)(f), to discuss personnel matters. The motion carried by a voice vote and the Committee entered into closed session at 4:30 p.m.

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A motion was made by Committee Member Kramer, seconded by Vice Chair Winkler, that the Committee reconvene in open session. The motion carried by a voice vote and the Committee reconvened in open session at 4:50 p.m.

Council President James explained that, pursuant to KRS 61.815(1)(c), no final action was taken during the closed session.

### **Adjournment**

Without objection, Council President James adjourned the meeting at 4:50 p.m.