

Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202



Action Summary - Final

Thursday, November 5, 2020

5:15 PM

Council Chambers

Committee of the Whole

*Jessica Green (D-1), Barbara Shanklin (D-2), Keisha Dorsey (D-3),
Barbara Sexton Smith (D-4), Donna L. Purvis (D-5), David James (D-6)*,
Paula McCraney (R-7), Brandon Coan (D-8), Bill Hollander (D-9), Pat Mulvihill (D-10),
Kevin Kramer (R-11), Rick Blackwell (D-12), Mark H. Fox (D-13),
Cindi Fowler (D-14), Kevin Triplett (D-15), Scott Reed (R-16), Markus B. Winkler (R-17),
Marilyn Parker (R-18), Anthony Piagentini (R-19), Stuart Benson (R-20),
Nicole George (D-21), Robin Engel (R-22), James Peden (R-23),
Madonna Flood (D-24), David Yates (D-25), Brent Ackerson (D-26)*

** Denotes the Committee Chair(s)*

Call to Order

Council President James called the meeting to order at 5:16 p.m.

Council President James stated that the meeting was being conducted by video teleconference, pursuant to KRS 61.826 and in accordance with Senate Bill 150. He also spoke about provisions regarding any disruptions in remote access for Council Members, which would require a temporary suspension of the meeting, and the time allotted to regain remote access before the meeting resumes.

Council Members attended the meeting remotely, except for Council President James who was present in Chambers.

Roll Call

A quorum was established

Present: 25 - Jessica Green (D-1), Barbara Shanklin (D-2), Keisha Dorsey (D-3), Barbara Sexton Smith (D-4), Donna L. Purvis (D-5), David James (D-6), Paula McCraney (D-7), Brandon Coan (D-8), Bill Hollander (D-9), Pat Mulvihill (D-10), Kevin Kramer (R-11), Rick Blackwell (D-12), Mark H. Fox (D-13), Cindi Fowler (D-14), Kevin Triplett (D-15), Scott Reed (R-16), Markus Winkler (D-17), Marilyn Parker (R-18), Anthony Piagentini (R-19), Stuart Benson (R-20), Nicole George (D-21), Robin Engel (R-22), James Peden (R-23), Madonna Flood (D-24), and Brent Ackerson (D-26)

Excused: 1 - David Yates (D-25)

Support Staff

Genevieve First, Executive Assistant
Sarah Martin, Jefferson County Attorney's Office
Hollie Hopkins, Jefferson County Attorney's Office

Clerk(s)

Sonya Harward, Clerk
Cheryl Woods, Assistant Clerk

Review of Metro Council Agenda

Council President James briefly reviewed the Metro Council agenda.

Council Member Piagentini briefly spoke about the two guests he would be honoring.

The Clerk provided information about the Addresses to Council.

Council Member Piagentini briefly spoke about item 33 (R-125-20) regarding the Collective Bargaining Contract for the Louisville Metro Police Department.

Council Member Blackwell briefly spoke about the appropriation legislation, item 34 (O-458-20) and item 35 (O-471-20).

Council Member Flood spoke briefly about the zoning legislation, item 37 (O-457-20), item 38 (O-475-20), and item 39 (O-476-20).

Council President James briefly spoke about the notice regarding item 19 (R-151-20), and explained that there would be a vote at the next meeting on this Resolution.

[ID 20-1509](#)

Metro Council Agenda - November 5, 2020

Attachments: [REVISED Final Metro Council Agenda for 11-5-20.pdf](#)

[ID 20-1508](#)

Address to Council - November 5, 2020

Attachments: [Addresses to Council 11-5-20.pdf](#)

Council Member Piagentini spoke about parliamentary procedures regarding Council Members explaining their votes when roll call votes are taken. Council Member Kramer, Council Member Mulvihill, and Council Member Shanklin also spoke on this topic.

Sarah Martin, Jefferson County Attorney's Office, provided some background information and an update on the Explorer Program lawsuits.

- In 2017, there were seven lawsuits filed alleging sexual assault by police officers.
- The lawsuits name nine Louisville Metro Police Officers and other Louisville Metro Government employees: Brandon Wood and Kenneth Betts, who both have taken plea deals and are currently serving time for crimes against the victims; Bradley Schuhmann, who has not been criminally charged; Paul Paris, Julie Schmidt, Casey Scott, Matthew Gelhausen, Curtis Flaherty, and Louisville Metro Government, all who allegedly should have known the abuse was going on.
- There are several outside Counsel representing the employees, and the Jefferson County Attorneys Office and Jeff Phillips represented Louisville Metro Government.
- The Boy Scouts of America's insurance carrier, Old Republic, recently took on the defense of Louisville Metro Government because the insurance policy covered the Explorer Program.
- A few weeks ago, Old Republic also took over the defense of all of the Louisville Metro Government employees.
- Louisville Metro Government has also submitted past legal bills to Old Republic for reimbursement of past legal expenses, which totals over \$660,000.
- The case is in the middle of discovery, and all seven trials were scheduled for 2021 but have now been cancelled, presumably due to the pandemic.
- There are still a few depositions going on, but most have already been taken.
- The case is pending in Federal court, and the discovery process is managed by U.S. Magistrate Judge Colin Lindsay.
- A few weeks ago, Judge Lindsay had all parties submit confidential settlement statements so that he could assist the parties in settlement discussions.

Closed Session

There was no closed session.

Announcements

Council President James wished Council Member Triplett, Charles Weathers, and Susan Hughes a happy birthday.

Council President James asked the Council Members to review the proposed calendar of Metro Council meetings for 2021, which they will vote on soon. He also stated that January 28, 2021 is being proposed as a meeting of the Council where the vote would be taken regarding the Council's selection to fill the soon-to-be vacated seat of Council Member Yates (who has been elected to the Kentucky State Senate).

Council President James asked the Council Members to respond to the Clerk's Office if interested in being part of the office drawer since there will soon be some vacant offices.

Adjournment

Without objection, Council President James adjourned the meeting at 5:44 p.m.