

**LOUISVILLE METRO GOVERNMENT  
ETHICS COMMISSION  
MEETING MINUTES  
October 18, 2018 @ 4:00 p.m.  
MEMORIAL AUDITORIUM**

**MEMBERS PRESENT, METRO STAFF & LEGAL COUNSEL**

**Mr. David S. Waskey  
Mr. Wendell Townsend  
Mr. Robert Boyd  
Mr. Michael Oyler  
Ms. Delores Pregliasco  
Ms. Rhonda Williams, Paralegal**

**I. Meeting Called to Order**

Chairman Waskey called the meeting to order at 4:05 p.m.

**II. Meeting Schedule**

The next regular meeting is scheduled for November 15, 2018 at 4:00 p.m.

**III. Approval of the Minutes**

Commissioner Boyd moved to approve the minutes of August 23, 2018, and Commissioner Oyler seconded the motion. The motion passed unanimously.

**IV. Advisory Opinions**

None.

**V. Old Business**

Regarding 18-CI-04174, Fink v. Jefferson County Metro Government, et al., pending in Jefferson Circuit Court. To date, an Answer was filed on August 24, 2018; Motion to Dismiss on September 4, 2018, and the counsel for the Ethics Commission has recently submitted Form AOC 280 Notice of Submission of Case for Final Adjudication in this matter.

**VI. New Business**

None.

## **VII. Information Items**

- a. As discussed, and as referenced on the Agenda, Rhonda sent out an e-mail reminding Commissioners to use the designated [metroboards.org](http://metroboards.org) e-mail addresses for all Ethics Commission business;
- b. Pursuant to a new Metro Ordinance, it is now required for minutes to be posted no later than 2 months after meetings (signed copy unavailable and will be provided at next meeting); and
- c. Discussed the need to fill the one vacancy on the Commission.

## **VIII. Complaints, Preliminary Investigations, and Litigation**

At the last meeting, as a result of the Attorney General's Opinion in regard to Fink v. Engel, 18-MC-001, the previous Order of Dismissal was vacated and placed back on the Agenda for reconsideration. Accordingly, the Chair will entertain a Motion as follows from the floor:

Pursuant to KRS 61.810(1)(c) and (j), the Kentucky Open Meetings Act, Commissioner Oyler moved that the Commission will retire into closed, executive session, and stated the following specific justification under the Open Meetings Act for this action:

1. The Commission will reconsider Complaint 18-MC-001, as referenced on the Agenda.

Commissioner Townsend seconded the motion. This motion was passed by a majority vote of the members present, with enough members present to form a quorum. All individuals present at the meeting who were not Ethics Commission members, staff to the Ethics Commission, or legal counsel to the Ethics Commission, left the meeting room and the doors to the meeting room were closed.

At the end of the closed, executive session, the Commission voted to return to open session. The doors to the meeting room were opened and the individuals who had left the meeting were permitted to re-enter the meeting room.

Regarding the pending litigation and 18-MC-001 as it relates to the pending litigation, Chairman Waskey announced that Commissioner Pregliasco voluntarily recused herself from the discussion. The Chairman further advised that all new additional information submitted from the parties had been considered. Commissioner Oyler moved the Commission dismiss Complaint 18-MC-001, with prejudice, pursuant to §21.06(A)(7) and (B)(7) of the Ethics Ordinance and paragraph 6.8 of the Rules and Regulations of the Ethics Commission. Said motion was seconded by Commissioner Boyd. The motion passed unanimously.

## **IX. Adjournment**

Commissioner Townsend moved to adjourn. The motion passed and the meeting was adjourned at 4:30 p.m.