

**LOUISVILLE METRO GOVERNMENT
ETHICS COMMISSION
MEETING MINUTES
May 19, 2022 @ 4:00 p.m.
METRO HALL**

MEMBERS PRESENT, METRO STAFF & LEGAL COUNSEL

Mr. David S. Waskey, Chair
Mr. Robert Boyd
Ms. Angela Edwards
Ms. Kelli Morris
Ms. Dee Pregliasco
Mr. Wendell Townsend
Mr. Mark R. Brengelman, Legal Counsel
Ms. Celia Gregory, Metro HR Staff Member

Absent: Mr. Michael Oyler - Excused

I. Meeting Called to Order

Chairman Waskey called the meeting to order at 4:00 p.m. A quorum was present.

II. Meeting Schedule

The next regular meeting is scheduled for June 16, 2022, at 4:00 p.m. and may be canceled on or about the Monday prior to the meeting.

III. Approval of the Minutes

Chairman Waskey presented the minutes of the December 16, 2021 meeting, a motion to approve was made by Commissioner Boyd, Commissioner Townsend seconded the motion and the motion passed unanimously.

IV. Old Business

a. Legal Counsel, Mark Brengelman, provided an update of *David Lee Fink v. Louisville/Jefferson County Metro Ethics Commission et al., Case #19-CI-03409*. The matter was briefed and submitted to the Kentucky Court of Appeals; Metro Ethics Commission is represented by Assistant County Attorney Frockt; a decision is pending.

b. Chairman Waskey provided a brief synopsis on the requirements to update the Ethics Code pursuant to Ordinance #026-2022. Chairman Waskey submitted the following motion for consideration:

WHEREAS, Louisville Metro Council passed Ordinance #026-2022 (the "Ordinance"), which became effective upon execution by the Mayor, amending certain sections of the Ethics Code including more robust financial disclosure than previously required.

IV. Old Business (continued)

WHEREAS, in addition to the Ethics Code already granting the Ethics Commission broad discretion in dealing with alleged violations, the Ordinance as enacted contains a provision whereby an extension of time may be granted.

HEREAS, additional time was needed to correctly implement the ordinance, including but not limited to, the development of the Disclosure Form, determination of those individuals who were required to file and although not required by the Ordinance, a good faith effort in its distribution.

RESOLVED, that reasonable cause is hereby granted up to and including the date of today's meeting, May 19th, 2022, for the filing of the Disclosure Form attached hereto and incorporated herein.

Commissioner Boyd moved to approve the motion, Commissioner Edwards seconded the motion, and the motion was unanimously approved.

c. Annual Report Update: Legal Counsel, Mark Brengelman will have a draft of the report for review at the next Ethics meeting.

V. New Business

a. Request for opinion from Ethics Counsel Re: Disclosure Statements: Chairman Waskey briefed the Commission Members that a review of the list of Boards and Commissions to determine which ones are subject to the Ethics Code and will be required to submit Financial Disclosure Forms annually.

b. Update to Ethics Code via Commission: Commissioner Morris volunteered to form a Sub-Committee to address these requirements.

c. Informal Advisory Opinions: Legal Counsel, Mark Brengelman, briefed the Commission about several requests for legal recommendations.

d. Community Action Partnership Administering Board as Metro Officers (not appointed by the Mayor or Metro Council): Commission members required additional information to make a decision; additional information will be sent to each Commission Member after the meeting.

e. Request for Opinion from Metropolitan Sewer District (MSD): The matter was

V. New Business (continued)

discussed and additional information was required to provide a recommendation. Legal Counsel requested additional information (MSD's Code of Ethics and MSD's Financial Disclosure Form) from MSD's Legal Counsel, Paula Purifoy, which has not been received. The initial consensus from the Commission Members was if the MSD's Code of Ethics is more stringent, then they may be allowed to continue to follow their own Code of Ethics.

VI. Announcements

- a. Amendment to Ethics Code Re: Lobbying Registration: Chairman Waskey requested a copy of the Lobbying Proposal to again be sent to each Commission Member.

VII. Adjournment

- a. There being no other business before the Commission, Commissioner Edwards submitted a motion to adjourn, all were in favor, and the meeting was adjourned at 4:57 p.m.