

SERVICES COMMITTEE SUMMARY

APRIL 7, 2009

CM Ellinger chaired the committee meeting. The meeting was called to order at 1:03 p.m. All committee members were present except CM Crosbie and CM Martin. CM Gorton, CM James, CM Stinnett and CM Blues were present as well.

1. Peddler's License

David Barberie, Dept of Law, went of the memo he sent to the committee regarding this issue.

CM Stinnett asked to keep this in committee and ask the county attorney's office to come and speak on it.

2. Dog Tethering Sub Committee

CM Beard gave an overview of the Dog Tethering Sub Committee meetings. He stated the committee decided to bring an ordinance forward regarding dog tethering. CM Beard stated there is a lot of concern about the ability to enforce a tethering ordinance.

The committee heard from members of the community regarding dog tethering: Mariann Fugate, Babs Barlow, Tracy Miller, and Susan Richie.

Chief Nathan Bowling, Lexington Fayette Animal Care & Control, stated the expected budget cuts will have an impact on the enforcement of this ordinance. He stated they will enforce any ordinance passed by council to the best of their ability.

A motion by CM Beard to move the proposed ordinance forward to the full council, seconded by CM Lawless, failed 3-5.

Several committee members asked questions and made comments regarding the enforcement of this ordinance.

CM Lawless stated the task for talked about creating an administrative hearing board and making this a civil matter.

Keith Horn, Dept of Law, stated the government is looking into having one administrative hearing board to take the place of several that we have now. He stated a hearing board will not change the enforcement mechanism. The only thing that will change is that it will not go to District Court.

CM Lawless stated the fines could be utilized to help make things better for the animals if it was a civil matter. She stated the way the ordinance is written it would be a criminal offense.

Mr. Horn explained the changes in the ordinance.

CM Stinnett read a statement from the Animal Care & Control Advisory Committee. (See attached)

Rick Curtis, Animal Care & Control Advisory Committee, summarized the ACCA committees concerns with this ordinance.

CM Stinnett stated they may need to look at changing the cruelty laws.

CM Myers asked if there is something they can do to help strengthen the current law.

Mr. Bowling stated it is all in the wording of the law.

CM Myers asked if ACCA discussed how to strengthen the law.

Mr. Curtis stated they can discuss this at their next meeting which isn't until May.

CM Myers asked Mr. Curtis if the advisory committee could meet sooner than the May meeting to look at legislation to make it easier for Animal Care & Control to remove dogs from unsafe situations.

Mr. Curtis stated he will try to get a meeting set up sooner if possible.

CM Ellinger stated he will keep this in committee.

3. Private Solid Waste Providers

CM Gorton stated she was thinking about the goal of being Trash Free by 2020 and how the private haulers fit into this goal.

Steve Feese, Environmental Quality, spoke on the services that LFUCG provides.

Kerry Loy, M&M Sanitation, spoke on the services they provide at this time.

Committee members asked questions regarding the services provided.

CM Gorton stated everyone should come together and talk about the 2020 goal.

CM Ellinger stated this issue will stay in committee.

The meeting adjourned at 2:51 pm.

