

**CITY OF BARDSTOWN, KENTUCKY**  
**REGULAR CITY COUNCIL MEETING MINUTES**  
**1/14/2020**  
**6:00 PM**

The City Council met in regular session in the Council Chambers with Mayor Heaton and the following Council Members:

Councilman Joe Buckman  
Councilman David Dones  
Councilwoman Betty Hart  
Councilman Franklin Hibbs IV  
Councilman Bill Sheckles  
Councilman Roland E. Williams

Others present: City Attorney Audrey Haydon, HR Director/Risk Manager Greg Ashworth, Police Chief Kim Kraeszig, Fire Chief Billy Mattingly, City Civil Engineer Jessica Filiatreau, Chief Financial Officer Aaron Boles, City Clerk Gary Little, Assistant City Clerk Lisa Burdett.

Media present: Nelson County Gazette Reporter Jim Brooks, Kentucky Standard Reporter Kacie Goode, PLG Reporter Matt Gordon.

Mayor Heaton called the meeting to order at 6:00 PM and announced that there would be an Executive Session near the end of the meeting pursuant to **KRS 61.810(1)(b)** - *Deliberations on the future acquisition or sale of real property by a public agency when publicity would be likely to affect the value of the property.*

**CHANGE ORDER #3 CONTRACT #1 TOWN CREEK WASTEWATER IMPROVEMENTS**

City Civil Engineer Jessica Filiatreau explained the need for Change Order #3 of Contract #1 to install a 22.5 degree bend in the 36” influent sewer line that is in conflict with an existing 10” pipe. This change order will also replace #12 Conductor wire with #10 Conductors which feed a pair of new screen control panels.

**UPON MOTION BY COUNCILMAN DONES, DULY SECONDED BY COUNCILMAN HIBBS, CHANGE ORDER NO. 3 FOR ROWAN CREEK CONTRACT NO. 1 IN THE AMOUNT OF TWELVE THOUSAND EIGHT HUNDRED FORTY-SEVEN DOLLARS (\$12,847.00) WAS APPROVED. THE MOTION CARRIED 6-0.**

**HRB, DRB or P&Z RECOMMENDATIONS**

The following recommendations from the Bardstown Historical Review Board were presented by City Attorney Audrey Haydon:

- (a) COA-19-229. Bill Conway, Applicant/Owner, requests to demolish a rear addition at 215 West Stephen Foster Avenue.  
Recommendation: Approval to demolish the proposed addition with the following conditions:  
**Conditions: the demolition is approved with the condition that an addition with this design and size has to be approved before the demolition can take place.**
- (b) COA-19-230. Jayme Haslam and Patrick Whelan, Applicants/Owners, request to add landscaping at 111 East John Fitch Avenue.  
Recommendation: Approval to install the proposed landscaping.
- (c) COA-19-219. Joe Buckman, Applicant, Sherry Wilson, Owner, request to add a door canopy at 212 West Broadway Street.  
Recommendation: Approval to add the proposed door canopy with the following conditions:  
**Conditions: that all planning and zoning requirements will be met before the canopies are constructed and any changes would be staff approved**
- (d) COA-19-220. Joe Buckman, Applicant, Sherry Wilson, Owner, request to add shutters at 212 West Broadway Street.  
Recommendation: Approval to install the proposed shutters.
- (e) COA-19-221. Joe Buckman, Applicant, Sherry Wilson, Owner, request to install lighting at 212 West Broadway Street.  
Recommendation: Approval to install the proposed lighting.  
**Condition: that any changes to the light fixtures would be staff approved.**
- (f) COA-19-222. Joe Buckman, Applicant, Jane O’Keefe, Owner, request to add a door canopy at 214 West Broadway Street.  
Recommendation: Approval to install the proposed door canopy.  
**Conditions: that all planning and zoning requirements will be met before the canopies are constructed and any changes would be staff approved**

- (g) COA-19-223. Joe Buckman, Applicant, Jane O’Keefe, Owner, request to add a pergola at 214 West Broadway Street.  
Recommendation: Approval to install the proposed pergola.
- (h) COA-19-224. Joe Buckman, Applicant, Jane O’Keefe, Owner, request to add shutters at 214 West Broadway Street.  
Recommendation: Approval to install the proposed shutters.
- (i) COA-19-225. Joe Buckman, Applicant, Jane O’Keefe, Owner, request to relocate lighting at 214 West Broadway Street.  
Recommendation: Approval to relocate the proposed lighting.  
**Condition: that any changes to the light fixtures would be staff approved.**
- (j) COA-19-231. Damir Saric, Applicant/Owner, requests to paint the columns, posts, and door at 169 Mulberry Alley.  
Recommendation: Approval to paint the columns, posts, and door with the following conditions:  
**Conditions: the door color is the blue as submitted or it could be white, any other color would have to be staff approved. The columns around the doorframe will be white, the area above the columns will be white, and then other details will be black with gold trim as discussed and approved in the meeting.**
- (k) COA-19-232. Damir Saric, Applicant/Owner, requests to install new doors at 169 Mulberry Alley.  
Recommendation: Approval to install the proposed doors.
- (l) COA-19-233. Damir Saric, Applicant/Owner, requests to keep the pergola alterations that were installed without HRB approval at 169 Mulberry Alley.  
Recommendation: Approval to keep the pergola with the following conditions:  
**Conditions: support boards around the pergola will be removed and that the decorative pieces will be put back on the pergola to the same depth and width as what existed previously. The pergola would be restored looking as it was previously before the alterations were made.**
- (m) COA-19-238. Damir Saric, Applicant/Owner, requests to install outdoor tables and chairs at 120 North Third Street.  
Recommendation: Approval to install the proposed outdoor tables and chairs.
- (n) COA-19-239. Damir Saric, Applicant/Owner, requests to install outdoor umbrellas at 120 North Third Street.  
Recommendation: Approval to install the proposed umbrellas.
- (o) COA-19-240. Damir Saric, Applicant/Owner, requests to install new doors at 120 North Third Street.  
Recommendation: Approval to install the proposed doors with the following conditions:  
**Conditions: that the doors would be staff approved and have no plastic on them.**
- (p) COA-19-242. Damir Saric, Applicant/Owner, requests to install outdoor heaters at 120 North Third Street.  
Recommendation: Approval to have outdoor heaters with the following conditions:  
**Conditions: the heaters selected will be staff approved by Ms. Jennings and the heaters must be put away and out of sight at night and during non-business hours and during the summer months.**
- (q) COA-19-243. Damir Saric, Applicant/Owner, requests to install an outdoor oven at 120 North Third Street.  
Recommendation: Approval to install an outdoor oven with the following conditions:  
**Conditions: that the design of the outdoor oven will be brought back to the board for approval with the details. This includes colors, measurements, the barrier design, and final location.**
- (r) COA-19-244. Damir Saric, Applicant/Owner, requests to paint and/or replace the roof at 120 North Third Street.  
Recommendation: Approval to paint the roof and/ or replace the roof with the following conditions:  
**Conditions: if the roof is to be replaced it will be replaced with the NS100 profile as presented in the application with a matte finish and if it is painted it will be painted the dark bronze color, black, or dark red. The roof and details will be presented to the preservation coordinator for approval before work begins.**
- (s) COA-19-247. Damir Saric, Applicant/Owner, requests to replace the back door at 118 North Third Street.  
Recommendation: Approval to install the proposed door with the following conditions:  
**Conditions: that the door would be staff approved and have no plastic on them.**
- (t) COA-19-248. Damir Saric, Applicant/Owner, requests to install a new sign at 118 North Third Street.  
Recommendation: Approval to install the proposed sign with the following conditions:  
**Conditions: the sign is the same size as the front, and the same color, but attached to the building and either location is approved as presented in the application.**
- (u) COA-19-249. Damir Saric, Applicant/Owner, requests to pave the back patio area at 118 North Third

Street.

Recommendation: Approval to pave the proposed area.

- (v) COA-19-250. Damir Saric, Applicant/Owner, requests to install tables and chairs at the back patio area of the building at 118 North Third Street.

Recommendation: Approval to install the proposed tables and chairs

- (w) COA-19-251. Damir Saric, Applicant/Owner, requests to install a new fence at the back of the building at 118 North Third Street.

Recommendation: Approval to install the proposed fence with the following conditions:

**Conditions: the proposed fence will match exactly with the adjacent fences including the height, style, design, color, and it would be the same in every way and also that the gate will be non-mechanical gate.**

Councilman Buckman recused himself at 6:12 PM.

**COUNCILMAN WILLIAMS MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-219, #19-220, #19-221, #19-222, #19-223, #19-224 AND #19-225 WITH THE CONDITIONS SET FORTH BY THE HRB. THE MOTION WAS DULY SECONDED BY COUNCILWOMAN HART AND CARRIED BY A VOTE OF 5 TO 0.**

Councilman Buckman returned to the room at 6:13 PM.

**COUNCILMAN BUCKMAN MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-229, #19-230, #19-231, #19-232, #19-233, #19-238, #19-239, #19-240, #19-242, #19-243, #19-244, #19-247, #19-248, #19-249, #19-250 AND #19-251 WITH THE CONDITIONS SET FORTH BY THE HRB. THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES AND CARRIED BY A VOTE OF 6 TO 0.**

#### **REVIEW OF MINUTES**

**THE MINUTES FOR THE 12/17/2019 CITY COUNCIL SPECIAL SESSION WERE APPROVED BY UNANIMOUS CONSENT.**

#### **MUNICIPAL ORDER M2020-01 HISTORICAL REVIEW BOARD STARTING TIME**

City Attorney Audrey Haydon read Municipal Order M2020-01.

**COUNCILMAN SHECKLES MOVED TO APPROVE MUNICIPAL ORDER M2020-01 WHICH WILL CHANGE THE STARTING TIME OF THE HISTORICAL REVIEW BOARD MEETINGS FROM 6:30 PM TO 6:00 PM ON THE THIRD TUESDAY OF EACH MONTH, EFFECTIVE FEBRUARY 1, 2020. COUNCILMAN WILLIAMS DULY SECONDED THE MOTION AND IT CARRIED WITH A VOTE OF 6-0.**

#### **JOINT CITY/COUNTY PLANNING COMMISSION APPOINTMENTS**

The four-year terms of Crystal Hagan and Martin Carpenter will expire in February of 2020 and Mayor Heaton recommended their re-appointments to the Joint City/County Planning Commission.

**COUNCILWOMAN HART MADE A MOTION TO APPROVE THE APPOINTMENTS OF CRYSTAL HAGAN AND MARTIN CARPENTER TO THE JOINT CITY/COUNTY PLANNING COMMISSION. THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES AND CARRIED BY A VOTE OF 6-0.**

#### **CITY COUNCIL MEMBER COMMENTS**

Councilman Sheckles presented a plaque to the City of Bardstown in appreciation of the City's support for the Buttermilk Days Festival.

Councilwoman Hart said that she and Kenny Fogle scheduled the next meeting of their drug coalition committee for January 30 at 12:00 PM. She gave examples of how the committee is already benefiting the City.

Councilman Buckman introduced Kentucky Standard Reporter Kacie Goode who will replace Randy Patrick as the reporter for City Council meetings.

Councilman Hibbs announced that his daughter will be celebrating her second birthday in a few days.

#### **CEMETERY DEEDS**

**THE MOTION TO APPROVE THE CEMETERY DEED FOR CHRISTY HARDIN WAS APPROVED BY UNANIMOUS CONSENT.**

**EXECUTIVE SESSION**

**COUNCILMAN SHECKLES MADE A MOTION TO ENTER INTO EXECUTIVE SESSION PURSUANT TO KRS 61.810(1)(b) *DELIBERATIONS ON THE FUTURE ACQUISITION OR SALE OF REAL PROPERTY BY A PUBLIC AGENCY WHEN PUBLICITY WOULD BE LIKELY TO AFFECT THE VALUE OF THE PROPERTY*. THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS AND CARRIED BY A VOTE OF 6 TO 0. The time was 6:27 pm.**

**COUNCILMAN DONES MADE A MOTION TO COME OUT OF EXECUTIVE SESSION AND CONTINUE WITH THE REGULAR COUNCIL MEETING. THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS AND CARRIED BY A VOTE OF 6 TO 0. The time was 6:51 pm.**

The minutes will reflect that no action was taken during the Executive Session.

Mayor Heaton stated that the property at 304 North Third Street had now been discussed on three occasions and asked for a motion to purchase the property. It was also discussed that the money for the purchase is available in the land acquisition fund.

**COUNCILMAN DONES MADE A MOTION TO AUTHORIZE THE MAYOR TO ENTER INTO NEGOTIATIONS WITH, AND TO PURCHASE THE REAL PROPERTY LOCATED AT 304 NORTH THIRD STREET FROM, CEMBA PROPERTIES, LLC, AS WELL AS TO EXERCISE DUE DILIGENCE IN CONDUCTING A TITLE SEARCH AND AN ENVIRONMENTAL QUALITY SEARCH OF THE PROPERTY. THE MOTION WAS DULY SECONDED BY COUNCILMAN SHECKLES AND CARRIED BY A VOTE OF 6-0.**

**ADJOURNMENT**

**COUNCILMAN WILLIAMS MOVED TO ADJOURN THE MEETING AT 6:55 PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0.**

**CITY OF BARDSTOWN**

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J. Richard Heaton, Mayor

**ATTEST:**

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Gary Little, City Clerk