

CITY OF BARDSTOWN, KENTUCKY
REGULAR CITY COUNCIL MEETING MINUTES
11/26/2019
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 (absent)
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, City Clerk Gary Little, Assistant City Clerk Lisa Burdett, Aaron Boles, Kristen Boles, Bonnie Boles, Jim Boles, Randi Mouser, Samantha Brady and Pat Whelan.

Media present: Nelson County Gazette Reporter Elijah Brooks, Kentucky Standard Reporter Randy Patrick, 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.*

CHIEF FINANCIAL OFFICER APPROVAL AND SWEARING IN

Mayor Heaton introduced Aaron Boles and informed the Council that he had been selected to fill the vacant Chief Financial Officer position. He also detailed Mr. Boles' employment background with Wilson & Muir Bank and Fort Knox Federal Credit Union, and asked that the Council approve his appointment to the position.

COUNCILMAN DONES MOVED TO APPROVE AARON BOLES AS THE CHIEF FINANCIAL OFFICER FOR THE CITY OF BARDSTOWN. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED WITH A VOTE OF 5-0.

Mayor Heaton then swore in Aaron Boles as the Chief Financial Officer of the City of Bardstown which was followed by congratulatory applause. Mr. Boles thanked Mayor Heaton and the City Council for the opportunity.

SMALL BUSINESS SATURDAY

Mayor Heaton read and presented a Proclamation to Bardstown Main Street Executive Director Randi Mouser and Chamber of Commerce Executive Director Samantha Brady in recognition of Small Business Saturday which is on November 30, 2019. Mayor Heaton added that Bardstown was selected as one of the "Best Christmas Towns in America" by Country Living Magazine.

CHANGE ORDER NO. 1 KEYES ARCHITECT

HR Director/Risk Manager Greg Ashworth addressed the need for Change Order #1 to the Keyes Architect Fire Station Contract in the amount of \$6,150.00 to remove one side of some of the interior walls allowing installation and proper routing of the electric. There is horizontal blocking between the studs which requires the drywall to be removed and replaced.

UPON MOTION BY COUNCILMAN HIBBS, DULY SECONDED BY COUNCILMAN SHECKLES, THE APPROVAL OF CHANGE ORDER NO. 1 FOR THE FIRE STATION CONTRACT IN THE AMOUNT OF SIX THOUSAND ONE HUNDRED FIFTY DOLLARS (\$6,150.00) CARRIED BY A VOTE OF 5-0.

HISTORICAL REVIEW BOARD

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

- (a) COA-19-197. P10 Medical, Applicant, Richard and Sandra Mayberry, Owners, request to add signage at 100 West Flaget Street.
Recommendation: Approval to install the proposed signage.
- (b) COA-19-208. David Dones, Applicant, Bourbon Capital Brewing LLC, Owners, request to remove a tree at 112 West Flaget.
Recommendation: Approval to remove the proposed tree with the following conditions:
Conditions: The size, location, and type of tree to be planted back will be staff approved by the preservation coordinator.
- (c) COA-19-209. Preservation Properties, Applicant, Frank Hibbs, Owner, requests to remove trees at 511 North Third Street.
Recommendation: Approval to remove the proposed tree and bushes with the following conditions;
Conditions: The type of tree to be planted back, location of tree and bushes, and type of bushes to be planted back will be staff approved by the preservation coordinator.
- (d) COA-19-226. Bardstown Burger, Applicant/Owner, requests to add a sign at 126 North 3rd Street.
Recommendation: Approval to install the proposed sign with the following conditions:
Conditions: The size of the sign and the bracket style will be staff approved by the preservation coordinator.
- (e) COA-19-203. Joe Lear, Applicant/Owner, requests to add a two story addition to the structure at 306 S. 5th Street.
Recommendation: Approval to add the proposed addition.
- (f) COA-19-204. Joe Lear, Applicant/Owner, requests to add roofing to a two story addition at 306 S. 5th Street.
Recommendation: Approval to install the proposed roof material and color.
- (g) COA-19-205. Joe Lear, Applicant/Owner, requests to add brick to a two story addition at 306 S. 5th Street.
Recommendation: Approval for the proposed brick for the addition.
- (h) COA-19-206. Joe Lear, Applicant/Owner, requests to add a foundation to a two story addition at 306 S. 5th Street.
Recommendation: Approval to install foundation for the addition with the following conditions:
Conditions: The foundation block will be split face concrete block that will match the original limestone foundation.
- (i) COA-19-207. Joe Lear, Applicant/Owner, requests to add windows to a two story addition at 306 S. 5th Street.
Recommendation: approval to install the two existing windows on the addition with the following conditions:
Conditions: The arch above the window design is kept and replicated with the windows on the new addition.

- (j) COA-19-201. Michael King and Aaron McCubbins Applicants/Owners, request to keep the installed benches at 112 N. 3rd Street.
Recommendation: Approval for some of the proposed benches with the following conditions:
Conditions: The benches along the fence are approved as is, and the gray benches will be painted black, the bench color inside the bar will be staff approved, the Evan Williams bench will be removed and this approval is only valid if all violations are reconciled by January 1, 2020.
- (k) COA-19-202. Michael King and Aaron McCubbins Applicants/Owners, request to keep the installed signs at 112 N. 3rd Street.
Recommendation: Approval of some of the existing signs with the following conditions:
Conditions: The Bud Light sign as well the front and back door decal sign, and the sign on the pole will be removed. With this removal, this will be staff approved with the final look to determine if any other signs need to be removed.
- (l) COA-19-211. Tommy Shouse, Applicant/Owner, requests to alter the landscaping at 217 W. Flaget St.
Recommendation: Approval to alter the landscaping with the following conditions:
Conditions: The bushes can be removed with the final details of the driveway, landscaping, and any other changes in that area would come back before the Board for approval before it was put into place.
- (m) COA-19-212. Tommy Shouse, Applicant/Owner, requests a new roof at 217 West Flaget Avenue.
Recommendation: Approval to replace the roof with the following conditions:
Conditions: The roof color on the existing portions of the home will all be staff approved by RaShae. This means that shingles will be replaced with shingles and the metal portions of the roof will be replaced by metal portions of an NS 100 profile as described in the application, and there will be a flat membrane over the roof only on the porch section that is flat.
- (n) COA-19-213. Tommy Shouse, Applicant/Owner, requests to alter the driveway at 217 West Flaget Avenue.
Recommendation: Approval to alter the driveway with the following conditions:
Conditions: The driveway alterations must be approved by the City Engineer and any forms or fees that are required must be completed through them before work can begin.
- (o) COA-19-216. Tommy Shouse, Applicant/Owner, requests to add fencing at 217 West Flaget Avenue.
Recommendation: Approval for the proposed fence with the following conditions;
Conditions: The fence will be a 6 foot dog-ear fence and the location, length, and size depicted in the application and that it would be painted the light tan color that is currently on the house.
- (p) COA-19-217. Tommy Shouse, Applicant/Owner, requests to add gutters at 217 West Flaget Avenue.
Recommendation: Approval to install the proposed gutters at the proposed locations.
- (q) COA-19-218. Tommy Shouse, Applicant/Owner, requests to install a storage building at 217 West Flaget Avenue
Recommendation: Approval of the storage building with the following conditions:
Conditions: The setbacks required by planning and zoning are met, there will not be any shutters on the structure, there will be a simple door design as discussed, and the shed will be painted the same colors as the house.

Councilman Dones recused himself at 6:29 pm.

COUNCILMAN SHECKLES MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-208 WITH THE CONDITIONS SET FORTH BY THE

HRB. THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS AND CARRIED BY A VOTE OF 4 TO 0.

Councilman Dones returned to the room at 6:30 pm.

Councilman Hibbs recused himself at 6:30 pm.

COUNCILMAN WILLIAMS MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-209 WITH THE CONDITIONS SET FORTH BY THE HRB. THE MOTION WAS DULY SECONDED BY COUNCILWOMAN HART AND CARRIED BY A VOTE OF 4 TO 0.

Councilman Hibbs returned to the room at 6:31 pm.

COUNCILWOMAN HART MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-197, #19-201, #19-202, #19-203, #19-204, #19-205, #19-206, #19-207, #19-211, #19-212, #19-213, #19-216, #19-217, #19-218 AND #19-226 WITH THE CONDITIONS SET FORTH BY THE HRB. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 5 TO 0.

REVIEW OF MINUTES

THE MEETING MINUTES FOR THE 11/12/2019 CITY COUNCIL REGULAR SESSION WERE APPROVED BY UNANIMOUS CONSENT.

SECOND READING OF ORDINANCE B2019-15

City Attorney Audrey Haydon read the following summary of Ordinance B2019-15:

**SUMMARY OF ORDINANCE NO. B2019-15
CONTRACT WATER SERVICE RATES**

AN ORDINANCE AMENDING AND ADOPTING AS AMENDED AN ORDINANCE RELATING TO CHAPTER 52 WATER, OF THE CITY OF BARDSTOWN’S CODE OF ORDINANCES.

THE CITY COUNCIL FOR THE CITY OF BARDSTOWN, KENTUCKY DOES HEREBY ORDAIN AS FOLLOWS:

That Chapter 52 WATER, Section 52.01 RATES (B) of the Bardstown Municipal Code, be amended to read as follows:

(B) Contract Water Service. The rate and conditions charged for all water sold by the city to customers under agreement shall be modified according to the terms of said agreement(s) and, where applicable, approved by the Kentucky Public Service Commission as governed by law. The rates charged for water ~~[under the]~~ **shall be by** wholesale contracts. ~~[shall be \$2.00 per one thousand gallons for all metered consumption. The effective date of said rate modification shall be September 1, 2013; the rate modification shall apply to water meter readings made in September for billing due October 1, 2013.]~~ **The rate charged for water under the wholesale contracts shall be per the following schedule:**

<u>EFFECTIVE DATE</u>	<u>RATE PER THOUSAND GALLONS OF WATER</u>
January 1st 2020	\$2.45
July 1st 2020	\$2.49

July 1 st 2021	\$2.56
July 1 st 2022	\$2.64
July 1 st 2023	\$2.72

The rate modification shall apply to water meter readings made in the effective month for billing according to the cycle due date.

All ordinances in conflict herewith are hereby repealed to the extent of such conflict. This ordinance shall take effect and be in force immediately upon its passage and publication as required by law.

This summary was certified by Audrey L. Haydon, City Attorney. A copy of the complete ordinance is available for inspection in the office of the City Clerk, 220 N. 5th Street, Bardstown, KY 40004 from 8:00 a.m. until 4:30 p.m., Monday through Friday.

COUNCILMAN DONES MOVED TO ADOPT ORDINANCE B2019-15 AS READ IN SUMMARY BY CITY ATTORNEY HAYDON. THE MOTION WAS DULY SECONDED BY COUNCILMAN SHECKLES.

THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

COUNCILMAN DONES	-	AYE
COUNCILMAN SHECKLES	-	AYE
COUNCILMAN WILLIAMS	-	AYE
COUNCILMAN BUCKMAN	-	ABSENT
COUNCILWOMAN HART	-	AYE
COUNCILMAN HIBBS	-	AYE

MAYOR HEATON THEN DECLARED ORDINANCE NO. B2019-15 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 11, PAGE NO. _____.

TRANSPORTATION STUDY

Mayor Heaton presented a proposal for a parking study as part of an overall transportation study for the City of Bardstown. The City is considering bike lanes, walking lanes and charging stations for electric vehicles along with other improvements. There may be grant money available for such improvements through the Kentucky Transportation Cabinet District 4 office. The proposed study was met with optimism by the Council who felt that it was a reasonable and detailed project that could prove beneficial to the growth of the City. It is expected to take place in the spring and summer of 2020, with the cost being divided between the current and next fiscal years.

UPON MOTION BY COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN DONES, THE APPROVAL FOR THE PROPOSED STUDY SUBMITTED BY WGI IN THE AMOUNT OF TWENTY-EIGHT THOUSAND DOLLARS (\$28,000.00) TO BE DIVIDED BETWEEN FY2019/2020 AND FY2020/2021 WITH ADDITIONAL SERVICES TO BE BILLED AT ONE HUNDRED EIGHTY DOLLARS (\$180.00) PER HOUR CARRIED WITH A VOTE OF 5-0.

CEMETERY DEEDS

THE MOTION TO APPROVE THE CEMETERY DEED FOR WILLIAM PARROTT CARRIED BY UNANIMOUS CONSENT.

REPORTS OF STAFF AND COMMITTEES

Chief Kraeszig announced the retirement of Police Officer Tom Blair and invited everyone to his retirement party to be held at 4:00 pm on Wednesday, November 27, 2019 at the Police Department.

Fire Chief Mattingly reviewed the progress of the construction at the new Fire Station.

COUNCIL COMMENTS

Councilwoman Hart updated the Council on the recent meeting of the drug coalition's Steering Committee.

UPON MOTION BY COUNCILWOMAN HART, DULY SECONDED BY COUNCILMAN DONES, THE CANCELLATION OF THE CITY COUNCIL MEETING ON DECEMBER 24, 2019 WAS APPROVED BY A VOTE OF 5-0.

EXECUTIVE SESSION

COUNCILMAN DONES MADE A MOTION TO GO 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 WILLIAMS AND CARRIED BY A VOTE OF 5 TO 0. The time was 6:50 pm.

COUNCILMAN SHECKLES MADE A MOTION TO COME OUT OF EXECUTIVE SESSION AND CONTINUE WITH THE REGULAR COUNCIL MEETING. THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES AND CARRIED BY A VOTE OF 5 TO 0. The time was 7:00pm.

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

ADJOURNMENT

COUNCILMAN HIBBS MOVED TO ADJOURN THE MEETING AT 7:00 PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 5 TO 0.

CITY OF BARDSTOWN

J. Richard Heaton, Mayor

ATTEST:

Gary Little, City Clerk