

CITY OF BARDSTOWN, KENTUCKY
CITY COUNCIL REGULAR MEETING MINUTES
12/28/2021
6:00 PM

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

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

Others present: City Attorney Audrey Haydon, Chief Financial Officer Aaron Boles, City Clerk Gary Little, Assistant City Clerk Lisa Burdett, Assistant Chief of Police Kevin Thompson, Fire Chief Billy Mattingly, City Civil Engineer Jessica Filiatreau, Historic Preservation Coordinator RaShae Jennings, City Electrical Engineer Eric Richter, Chief Information Officer Nahom Ayele, Nelson Gazette reporter Jim Brooks and Kentucky Standard reporter Dennis George.

Mayor Heaton called the meeting to order at 6:00 PM and asked for a moment of silence to recognize the many victims of the deadly tornadoes that devastated parts of Kentucky in early December.

MUTUAL AID AGREEMENT – KYWARN WATER/WASTEWATER

City Civil Engineer Jessica Filiatreau presented an intrastate mutual aid agreement for KYWARN to provide and accept aid for water and wastewater utility services during emergencies.

COUNCILMAN WILLIAMS MADE A MOTION TO AUTHORIZE THE MAYOR TO SIGN THE KYWARN WATER/WASTERWATER UTILITY INTRASTATE MUTUAL AID AGREEMENT. THE MOTION WAS DULY SECONDED BY COUNCILWOMAN HART AND CARRIED WITH A VOTE OF 5-0.

BID TAB – ELECTRIC DISTRIBUTION TRANSFORMERS

City Electrical Engineer Eric Richter presented a bid tab for Electric Distribution Transformers. His recommendation was to accept the low bid of the two that were submitted by Sunbelt-Solomon for \$45,975.00 and Cape Electrical Supply for \$51,670.00.

COUNCILMAN DONES MOTIONED TO APPROVE THE BID SUBMITTED BY SUNBELT-SOLOMON FOR AN ELECTRIC DISTRIBUTION TRANSFORMER IN THE AMOUNT OF FORTY-FIVE THOUSAND NINE HUNDRED SEVENTY-FIVE DOLLARS (\$45,975.00). THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS AND CARRIED WITH A VOTE OF 5-0.

BID TAB – CABLE/INTERNET HEADEND

Chief Information Officer Nahom Ayele presented a bid tab for a pre-packaged headend with launch services. The bid includes a Symmetric 10G PON solution for the Cable Department’s internet service expansion. Four companies submitted bids and he recommended the low bidder, Harmonic, Inc.

COUNCILMAN HIBBS MADE A MOTION TO APPROVE THE BASE BID SUBMITTED BY HARMONIC, INC. FOR A PRE-PACKAGED HEAD END SOLUTION IN THE AMOUNT OF ONE HUNDRED SIXTY-TWO THOUSAND TWO HUNDRED SIXTY-EIGHT DOLLARS AND SIXTY-SIX CENTS (\$162,268.66). THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES AND CARRIED WITH 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-21-221. MD Construction, LLC., Applicant/Owner, requests to install a side porch at 114 East John Fitch Avenue.
Recommendation: Approval to install the side porch with the following conditions:
Conditions: The columns and the balusters will be wood and the columns will match the front of the house.
- (b) COA-21-219. Carolyn Naftaly, Applicant/Owner, requests to install a storage building at 110 South Fifth Street.
Recommendation: Approval to install the storage building with the following conditions:
Conditions: The paint colors for the storage building will be staff approved.
- (c) COA-21-220. Carolyn Naftaly, Applicant/Owner, requests to install a concrete patio at 110 South Fifth Street.
Recommendation: Approval to install the patio with the following conditions:
Conditions: The final design of the patio will be staff approved.

- (d) COA-21-122 Amended Sam Lacey & Nika Mathis, Applicant/Reclamation Exchanges LLC, Owners, request to amend the paint color for the trim to intellectual gray at 111 South Third Street.
Recommendation: Approval for the proposed paint color.
- (e) COA-21-204 Amended. JTD Holdings LLC., Applicant/Owner, request to replace the metal frame of the awning at 102 North Third Street.
Recommendation: Approval to replace the proposed metal frame of the awning.

Councilman Buckman recused himself at 6:25 PM

COUNCILMAN DONES MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #21-204 AMENDED 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 Buckman returned at 6:26 PM

COUNCILMAN WILLIAMS MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA'S #21-122 AMENDED, #21-219, #21-220 AND #21-221 WITH THE CONDITIONS SET FORTH BY THE HRB. THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS AND CARRIED BY A VOTE OF 5 TO 0.

REVIEW OF MINUTES

THE MINUTES FOR THE 12-14-2021 CITY COUNCIL REGULAR SESSION WERE APPROVED BY UNANIMOUS CONSENT.

SECOND READING OF ORDINANCE B2021-14 CHAPTER 98 SIGN REGULATIONS

City Attorney Audrey Haydon read Ordinance B2021-14 to clarify how incidental, directional and building signs are regulated.

ORDINANCE NO. B2021-14 CHAPTER 98 SIGN REGULATIONS

AN ORDINANCE AMENDING AND ADOPTING AS AMENDED CHAPTER NO. 98 OF THE CITY OF BARDSTOWN'S CODE OF ORDINANCES FOR SIGN REGULATIONS.

THE CITY COUNCIL OF THE CITY OF BARDSTOWN, KENTUCKY DOES HEREBY ORDAIN THAT:

Chapter 98 SIGN REGULATIONS, Section 98.08 SIGNS NOT REQUIRING PERMITS Subsection (K) be amended as follows:

(K) Incidental signs that are informational and have a purpose secondary to the use of the lot on which they are located, such as "no parking," "entrance," "loading only," "telephone," and other similar directives, provided that the signs contain no commercial message or logo. [~~Incidental signs shall have an area of no more than four square feet.~~] **Building signs that are incidental/directional signage shall be included in the allowed building sign percentage. Freestanding incidental/directional signage shall have an area of no more than four square feet.**

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

COUNCILMAN WILLIAMS MADE A MOTION TO ADOPT ORDINANCE B2021-14 CHAPTER 98 SIGN REGULATIONS AS READ BY CITY ATTORNEY AUDREY HAYDON. THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS.

THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

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

MAYOR HEATON THEN DECLARED ORDINANCE NO. B2021-14 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 11, PAGE NO. _____.

SECOND READING OF ORDINANCE B2021-16 SUPPLEMENT TO THE CODE OF ORDINANCES

City Attorney Audrey Haydon read Ordinance B2021-16 to adopt the Municipal Code of Ordinances Supplement 2021 S-23 as prepared by American Legal Publishing. The supplement codified ordinances B2019-03 through B2021-08.

ORDINANCE NO. B2021-16 CODE OF ORDINANCES

AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES FOR THE CITY OF BARDSTOWN, KENTUCKY

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 2021 S-23 supplement to the Code of Ordinances for the City of Bardstown, Kentucky, and it contains all ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

WHEREAS, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Kentucky Revised Statutes; and

WHEREAS, it is the intent of the Council to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky.

NOW, THEREFORE, BE IT ORDAINED by the City of Bardstown:

SECTION 1. That the 2021 S-23 supplement to the Code of Ordinances for the City of Bardstown, Kentucky, as submitted by American Legal Publishing Corporation of Cincinnati, Ohio and as attached hereto, be adopted by reference as if set out in its entirety.

SECTION 2. That this ordinance shall take effect and be in force from and after its date of passage, approval and publication as required by law.

COUNCILMAN WILLIAMS MADE A MOTION TO ADOPT ORDINANCE B2021-16 AS READ BY CITY ATTORNEY AUDREY HAYDON. THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS.

THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

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

MAYOR HEATON THEN DECLARED ORDINANCE NO. B2021-16 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 11, PAGE NO. _____.

CITY COUNCIL MEMBER COMMENTS

Councilwoman Hart reported that a large number of bags were purchased at Save-A-Lot for the Blessings Boxes and that the councilmembers distributed them all on short notice just in time for Christmas.

MAYOR'S UPDATE

Mayor Heaton said there was an excellent turnout for the dedication of the Lawrence A. Hamilton Public Works Center. He also said that City services have continued mostly without interruption throughout the pandemic, and he thanked the staff, the council and the media for successfully navigating the past year.

ADJOURNMENT

COUNCILMAN WILLIAMS MADE A MOTION TO ADJOURN THE MEETING AT 6:35 PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED UNANIMOUSLY.

CITY OF BARDSTOWN

J. Richard Heaton, Mayor

ATTEST:

Gary Little, City Clerk