

**CITY OF BARDSTOWN, KENTUCKY
CITY COUNCIL REGULAR MEETING MINUTES**

5/11/2021

6:00 PM

The City Council met in regular session via video teleconference 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: Fire Chief Billy Mattingly, City Attorney Audrey Haydon, City Civil Engineer Jessica Filiatreau, City Clerk Gary Little, Assistant City Clerk Lisa Burdett, Recreation Director Daniel Jeffries, Chief Financial Officer Aaron Boles, Police Sergeant Jeremy Cauley and Angel Thompson.

Due to the COVID-19 State of Emergency, pursuant to KRS 61.823 (3) (4) and (5), and in accordance with Opinion 20-05 of the Kentucky Attorney General, there was no physical location designated for the public and/or media to view the meeting. This video conference was broadcast for public viewing on Bardstown Cable TV Channels 19.2, 20 and 20.1 and on the City of Bardstown YouTube channel.

Mayor Heaton called the meeting to order at 6:00 PM.

BID TAB - HURSTLAND WATER TANK PAINTING AND REPAIRS

City Civil Engineer Jessica Filiatreau presented the bid tab for repairing and painting the Hurstland water tank near Bardstown Primary School. Bids were submitted by Currens Construction Services, LLC and Utility Service Company, Inc. in the amounts of \$393,500.00 and \$405,800.00, respectively. She recommended accepting the low bid from Currens Construction.

UPON MOTION BY COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN DONES, THE BID SUBMITTED BY CURRENS CONSTRUCTION SERVICES, LLC IN THE AMOUNT OF THREE HUNDRED NINETY-THREE THOUSAND FIVE HUNDRED DOLLARS (\$393,500.00) TO REPAIR AND PAINT THE HURSTLAND WATER TANK WAS APPROVED BY A VOTE OF 6-0.

CHANGE ORDER NO. 6 - PUBLIC WORKS BUILDING PROJECT

City Civil Engineer Jessica Filiatreau submitted Change Order No. 6 for the Public Works Building Project. The total amount of the change order is \$5818.20 and includes re-routing ductwork due to errors in the plan, and materials and labor for installing liner panels to cover insulated walls. An additional 3 days will be added to the contract.

UPON MOTION BY COUNCILMAN HIBBS, DULY SECONDED BY COUNCILWOMAN HART, CHANGE ORDER NO. 6 FOR THE PUBLIC WORKS BUILDING PROJECT IN THE AMOUNT OF FIVE THOUSAND EIGHT HUNDRED EIGHTEEN DOLLARS AND TWENTY CENTS (\$5,818.20) WAS APPROVED BY A VOTE OF 6-0.

DONATION REQUEST – BARDSTOWN-NELSON COUNTY BACK PACK PROGRAM

Director of Community Education Angel Thompson detailed her donation request for the Bardstown-Nelson County Back Pack Program that serves all students in Nelson County who may need supplemental food on the weekends. The request is sponsored by Councilman Hibbs.

UPON MOTION BY COUNCILMAN SHECKLES, DULY SECONDED BY COUNCILMAN WILLIAMS, THE DONATION REQUEST FOR THE BARDSTOWN-NELSON COUNTY BACK PACK PROGRAM IN THE AMOUNT OF THREE THOUSAND DOLLARS (\$3,000.00) WAS APPROVED BY A VOTE OF 6-0.

REVIEW OF MINUTES

THE MINUTES FOR THE 4-27-2021 CITY COUNCIL REGULAR SESSION WERE APPROVED BY UNANIMOUS CONSENT.

SECOND READING ORDINANCE B2021-04 CHAPTER 35 EMPLOYMENT POLICIES

City Attorney Audrey Haydon read Ordinance B2021-04 that amends the number of positions in the Recreation Department.

ORDINANCE B2021-04

AN ORDINANCE AMENDING AND ADOPTING AS AMENDED AN ORDINANCE CREATING THE CLASSIFICATION AND COMPENSATION PLAN.

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

That the following amendments be made to Chapter 35, EMPLOYMENT POLICIES of the City of Bardstown’s Municipal Code of Ordinances:

<u># of Positions</u>	<u>Title</u>	<u>Grade</u>
<u>Parks and Recreation</u>		
[±] 0	Grounds Maintenance Superintendent	109
[±] 3	Maintenance Worker II Rec	104

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.

COUNCILWOMAN HART MOVED TO ADOPT ORDINANCE B2021-04 AS READ BY CITY ATTORNEY AUDREY HAYDON. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN.

THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

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

MAYOR HEATON THEN DECLARED ORDINANCE NO. B2021-04 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 11, PAGE NO. _____.

SECOND READING ORDINANCE B2021-05 CHAPTER 53 WASTEWATER

City Attorney Audrey Haydon read Ordinance B2021-05 that increases Trucker’s Discharge Fees in Chapter 53 of the Municipal Code of Ordinances.

ORDINANCE NO. B2021-05

AN ORDINANCE AMENDING AND ADOPTING AS AMENDED AN ORDINANCE RELATING TO CHAPTER 53 WASTEWATER OF THE CITY OF BARDSTOWN’S CODE OF ORDINANCES

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

That the following amendments be made to Chapter 53: WASTEWATER Section 53.119 TRUCKER’S DISCHARGE FEES of the City of Bardstown’s Municipal Code of Ordinances:

§53.119 TRUCKER’S DISCHARGE FEES.

The annual fee for a sewer Trucker’s Discharge Permit is \$100. Truckers who haul septic tank sludge and dump in the city system shall be charged [~~\$16.00~~] **\$78.00** per load for up to 1,000 gallons, and [~~\$1.60~~] **\$7.80** per 100 gallons for all over 1,000 gallons per load. All trucks shall be considered to be fully loaded for the purpose of assessing charges.

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 HIBBS MOVED TO ADOPT ORDINANCE B2021-05 AS READ BY CITY ATTORNEY AUDREY HAYDON. THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES.

THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

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

MAYOR HEATON THEN DECLARED ORDINANCE NO. B2021-05 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 11, PAGE NO. _____.

R2021-04 RURAL AND MUNICIPAL AID

Councilman Hibbs introduced Resolution R2021-04 to authorize the Mayor to enter into an agreement with the Kentucky Transportation Cabinet for participation in the Department for Rural and Municipal Aid Cooperative Program. This program provides the opportunity to receive emergency funding assistance for unforeseen municipal emergencies. The monthly funds received are based on the motor fuel sales of the preceding month.

COUNCILMAN BUCKMAN MADE A MOTION TO APPROVE RESOLUTION R2021-04 FOR THE RURAL AND MUNICIPAL AID CO-OP PROGRAM. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6-0.

R2021-05 TOWER AUTOMOTIVE

Councilman Dones introduced Resolution R2021-05 to grant a 0.5% occupational tax inducement for Tower Automotive's plan to expand operations and create new jobs. City Attorney Audrey Haydon read the resolution.

COUNCILMAN DONES MADE A MOTION TO APPROVE RESOLUTION R2021-05 TO GRANT A 0.5% OCCUPATIONAL TAX CREDIT INDUCEMENT FOR TOWER AUTOMOTIVE OPERATIONS USA 1, LLC FOR THE PURPOSE OF EXPANDING OPERATIONS TO ATTRACT AND RETAIN JOBS. THE MOTION WAS DULY SECONDED BY COUNCILMAN SHECKLES AND CARRIED WITH A VOTE OF 6-0.

BARDSTOWN-NELSON CO. HUMAN RIGHTS COMMISSION - FY22 BUDGET & ANNUAL REPORT

The Annual Report and FY22 Budget for the Bardstown-Nelson County Human Rights Commission that was submitted by Mary Spalding was tabled until more information could be obtained regarding the budget deficit.

MOBILE FOOD VENDOR APPLICATION - PLATOS FUEGO

Mayor Heaton stated that a mobile food vendor, Platos Fuego, has submitted a permit application and was also requesting to set up at the Farmer's Market during their normal operating hours. The City's food sales ordinance doesn't allow mobile food vendors to set up on public property and after some discussion, no immediate changes were suggested. Mayor Heaton noted that Bardstown Main Street, Tourist Commission and Chamber of Commerce representatives are going to offer recommendations for amendments to the ordinance.

UPON MOTION BY COUNCILMAN SHECKLES, DULY SECONDED BY COUNCILMAN BUCKMAN, THE MOTION TO APPROVE THE MOBILE FOOD VENDOR APPLICATION SUBMITTED BY PLATOS FUEGO WAS APPROVED WITH A VOTE OF 6-0.

CITY COUNCIL MEMBER COMMENTS

Councilwoman Hart said that they have incorporated Nelcare as a 501c-3 non-profit organization and are hosting a contest to create a logo. They have set up a Facebook page and are continuing to work on the Quick Response Team Program, as well as many other initiatives around the community and within the school systems.

APRIL 2021 FINANCE REVIEW

Chief Financial Officer Aaron Boles presented and reviewed the financial report for April 2021.

FY22 BUDGET WORKING SESSION - GENERAL FUND

Chief Financial Officer Aaron Boles reviewed the FY22 General Fund Budget draft for the Council. Projected revenues are \$11,229,300.00 and expenses are expected to be \$11,000,300.00. Mayor Heaton explained that \$80,000.00 will be budgeted to assist the Bread for Life Food Pantry because they had recently lost some of their funding that they have been receiving from a local foundation. The program is very beneficial to the community because it helps senior citizens and others have access to food and other necessities. He said that the Combined Utilities Budget will be discussed at the next City Council meeting and that he will present the complete budget at a special meeting prior to June 1, 2021.

CEMETERY DEEDS

THE CEMETERY DEEDS FOR JOSEPH AND BARBARA WILCOX, BARBARA EDWARDS, ADA LOGAN, ALLEN COOPER, MAEGAN CARLTON AND SUSAN COOPER WERE APPROVED BY UNANIMOUS CONSENT.

ADJOURNMENT

COUNCILMAN WILLIAMS MADE A MOTION TO ADJOURN THE MEETING AT 7:35 PM. THE MOTION WAS DULY SECONDED BY COUNCILWOMAN HART AND CARRIED WITH A VOTE OF 6-0.

CITY OF BARDSTOWN

J. Richard Heaton, Mayor

ATTEST:

Gary Little, City Clerk