

**CITY OF BARDSTOWN, KENTUCKY**  
**CITY COUNCIL SPECIAL MEETING MINUTES**  
**06/23/2020**  
**6:00 PM**

The City Council met in special 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: City Attorney Audrey Haydon, HR Director/Risk Manager Greg Ashworth, Fire Chief Billy Mattingly, Police Chief Kim Kraeszig, City Civil Engineer Jessica Filiatreau, Chief Financial Officer Aaron Boles, Chief Information Officer Nahom Ayele, Assistant City Clerk Lisa Burdett, City Clerk Gary Little.

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 special meeting 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.

**FIRST READING OF ORDINANCE B2020-09 BUDGET AMENDMENT FY2019-2020**

Councilman Sheckles introduced Ordinance B2020-09 Budget Amendment FY2019-2020 and asked that it be read in summary by City Attorney Audrey Haydon. Chief Financial Officer Aaron Boles explained that adjustments to the current budget were necessary as a result of the Covid-19 pandemic affecting both projected revenues and expenses.

**SECOND READING OF ORDINANCE B2020-08 ANNUAL BUDGET FY2020-2021**

City Attorney Audrey Haydon read the following ordinance:

**SUMMARY OF ORDINANCE NO. B2020-08**

**ANNUAL BUDGET FOR THE FISCAL YEAR, JULY 1, 2020, THROUGH JUNE 30, 2021**

**AN ORDINANCE ADOPTING THE CITY OF BARDSTOWN, KENTUCKY, ANNUAL BUDGET FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF THE CITY GOVERNMENT.**

**WHEREAS**, an annual budget proposal and message has been prepared and delivered to the City Council; and,

**WHEREAS**, the City Council has received and reviewed the budget proposal and made desired modifications.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY OF BARDSTOWN, COMMONWEALTH OF KENTUCKY:**

Section I - That the annual budget for the fiscal year beginning July 1, 2020, and ending June 30, 2021, is hereby adopted as follows, as set forth below:

**CITY OF BARDSTOWN**  
**SUMMARY OF OPERATING BUDGETS FY21**

	Revenues	Expenses	Total Revenue over (under) Expenditures	Fund Balances
<b>GENERAL FUND</b>				
<b>ESTIMATED BEGINNING FUND BALANCE</b>				<b>4,525,000</b>
Administration	43,000	657,205	(614,205)	
Police	504,000	3,932,475	(3,428,475)	
Recreation	93,000	688,000	(595,000)	
Pool	44,000	76,785	(32,785)	
Fire	389,000	2,389,200	(2,000,200)	
COBEC	71,200	90,850	(19,650)	
Finance	8,606,555	602,265	8,004,290	
Street	1,430,645	2,506,600	(1,075,955)	
<b>GENERAL FUND BUDGET</b>	<b>11,181,400</b>	<b>10,943,380</b>	<b>238,020</b>	
<b>ENDING FUND BALANCE</b>				<b>4,763,020</b>
<b>COMBINED UTILITIES</b>				
<b>ESTIMATED BEGINNING FUND BALANCE</b>				<b>65,225,000</b>
Electric	15,460,500	15,207,700	252,800	
Water	5,393,350	7,195,321	(1,801,971)	
Sewer	11,320,715	11,839,665	(518,950)	
Garbage	1,578,000	1,830,350	(252,350)	
CableNet	11,808,500	11,773,900	34,600	
<b>COMBINED UTILITIES BUDGET</b>	<b>45,561,065</b>	<b>47,846,936</b>	<b>(2,285,871)</b>	
<b>ENDING FUND BALANCE</b>				<b>62,939,129</b>

Section II - That any and all ordinances inconsistent with this ordinance are hereby repealed; and

Section III - That this ordinance shall take effect July 1, 2020 after its passage and publication as required by law.

**COUNCILMAN SHECKLES MOVED TO ADOPT ORDINANCE B2020-08 AS READ BY CITY ATTORNEY HAYDON. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS.**

**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. B2020-08 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 11, PAGE NO. \_\_\_\_\_.**

**REVIEW OF MINUTES**

**THE MINUTES FOR THE 6/9/2020 AND 6/12/2020 CITY COUNCIL SPECIAL SESSIONS WERE APPROVED BY UNANIMOUS CONSENT.**

**CEMETERY DEEDS**

**THE MOTION TO APPROVE THE CEMETERY DEED FOR BETTYJO HUGHES WAS APPROVED BY UNANIMOUS CONSENT.**

**FIREWORKS PERMITS FOR NELSON COUNTY HUMANE SOCIETY AND TNT FIREWORKS**

**COUNCILMAN DONES MADE A MOTION TO APPROVE THE FIREWORKS PERMIT REQUEST SUBMITTED BY THE NELSON COUNTY HUMANE SOCIETY AND TNT FIREWORKS FOR A LOCATION AT WALMART ON JOHN ROWAN BOULEVARD. THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS AND CARRIED WITH A VOTE OF 6-0.**

**FIREWORKS PERMIT FOR BARDSTOWN CHURCH OF GOD AND STARS & STRIPES FIREWORKS**

**COUNCILMAN BUCKMAN MADE A MOTION TO APPROVE THE FIREWORKS PERMIT REQUEST SUBMITTED BY BARDSTOWN CHURCH OF GOD AND STARS & STRIPES FIREWORKS TO BE LOCATED AT 726 NORTH THIRD STREET. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED WITH A VOTE OF 6-0.**

**MUNICIPAL ORDER M2020-06 TAX MORATORIUM 216 SOUTH THIRD STREET**

**COUNCILMAN BUCKMAN MADE A MOTION TO APPROVE THE FIVE YEAR TAX MORATORIUM FOR 216 SOUTH THIRD STREET. THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES AND CARRIED BY A VOTE OF 5-0. COUNCILWOMAN HART ABSTAINED.**

**CHANGE ORDER NO. 1 PARKWAY DRIVE WATER MAIN EXTENSION PHASE I**

City Civil Engineer Jessica Filiatreau presented a change order to reroute a 16" water line to tie into a 12" line that was marked in the wrong location on the original plans. The change order will add 128 linear feet at a cost of \$15,534.08 over the original bid price.

**COUNCILMAN DONES MADE A MOTION TO APPROVE CHANGE ORDER NO. 1 FOR THE PARKWAY DRIVE WATER MAIN EXTENSION CONTRACT SUBMITTED BY HUBERT EXCAVATING IN THE AMOUNT OF FIFTEEN THOUSAND FIVE HUNDRED THIRTY-FOUR DOLLARS AND EIGHT CENTS (\$15,534.08). THE MOTION WAS DULY SECONDED BY COUNCILMAN SHECKLES AND CARRIED WITH A VOTE OF 6-0.**

**CHANGE ORDER NO. 1 DOWNTOWN SEWER AND WATER IMPROVEMENTS**

City Civil Engineer Jessica Filiatreau discussed a change order for the Downtown Sewer and Water Improvements Project submitted by Seven Seas Construction. The change order is for removing trees in excess of twelve inches in diameter on North Fourth Street, replacing an 18" storm sewer pipe on Fifth Street, and replacing an existing man hole due to rerouting a sewer line. These changes resulted in an additional cost of \$17,005.25.

**COUNCILWOMAN HART MADE A MOTION TO APPROVE CHANGE ORDER NO. 1 FOR THE DOWNTOWN SEWER AND WATER PROJECT SUBMITTED BY SEVEN SEAS CONSTRUCTION IN THE AMOUNT OF SEVENTEEN THOUSAND FIVE DOLLARS AND TWENTY-FIVE CENTS (\$17,005.25). THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS AND CARRIED WITH A VOTE OF 6-0.**

#### **HISTORICAL REVIEW BOARD RECOMMENDATIONS**

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

- (a) COA- 20-41. Edelen Signs, Applicant, Ron May, Owner, request to install a sign at 124 North Third Street.  
Recommendation: Approval to install the sign with the following conditions:  
**Conditions: The sign is approved. However, the location shown on the application is not approved. The sign must be brought down and placed in line with the other signs on Third Street. This is so that the visual impact of the streetscape downtown remains the same and is unaltered.**
- (b) COA- 20-42. Edelen Signs, Applicant, Pikey Conway, Owner, request to install a sign at 226 A North Third Street.  
Recommendation: Approval to install the proposed sign.
- (c) COA- 20-43. James and Marie Washburn, Applicants/Owners, request to paint the building at 114 East Stephen Foster Ave.  
Recommendation: Approval to paint the building the proposed colors.
- (d) COA- 20-46. Greg Ashworth, Applicant/Owner, requests to install landscape edging at 213 East Flaget Ave.  
Recommendation: Approval to install the proposed edging.
- (e) COA- 20-47. Greg Ashworth, Applicant/Owner, requests to install new storm doors at 213 East Flaget Ave.  
Recommendation: Approval to install the proposed storm doors.
- (f) COA- 20-44. Harold Wimsett, Applicant/Owner, requests to install a new roof at 105 Old Bloomfield Pike.  
Recommendation: Approval to install the proposed roof.
- (g) COA- 20-45. Harold Wimsett, Applicant/Owner, requests to install a new deck at 105 Old Bloomfield Pike.  
Recommendation: Approval to install the proposed deck.
- (h) COA- 20-48. Charles Coulston and Lysbeth Barkley, Applicants/Owners, request to remove trees at 301 South Fifth Street.  
Recommendation: Approval to remove the proposed trees with the following conditions:  
**Conditions: The trees that will be planted back will be staff approved.**
- (i) COA- 20-49. Charles Coulston and Lysbeth Barkley, Applicants/Owners, request to install a pool at 301 South Fifth Street.  
Recommendation: Approval to install the proposed pool with the following conditions:  
**Conditions: The pool will remain up only during the summer months and it is approved for two summers only.**
- (j) COA- 20-50. Damir Saric, Applicant/Owner, requests to paint the rear of the building at 118 North Third Street.  
Recommendation: Approval to paint the rear of the building with the following conditions:  
**Conditions: The New Hope Gray or Ice Slate colors will be used.**
- (k) COA- 20-51. Damir Saric, Applicant/Owner, requests to install a brick oven at 120 North Third Street.  
Recommendation: Approval to install the brick oven with the following conditions:  
**Conditions: The workstation, the base of the oven, the wood partition, and the entire area must be staff approved.**
- (l) COA- 20-52. Damir Saric, Applicant/Owner, requests to rebuild the windows at 120 North Third Street.  
Recommendation: Approval to rebuild the windows with the following conditions:  
**Conditions: The windows will be rebuilt using the historic contractor that is mentioned in the application. The windows will be rebuilt using the drawings presented in the application allowing them to replicate the original design of the windows completely.**
- (m) COA- 20-56. Summer Arlinghaus, Applicant, Bourbon Capital Brewing, Owners, request to install temporary signage at 112 West Flaget.  
Recommendation: Approval to install the proposed sign with the following conditions:  
**Conditions: The final design of the sign will be staff approved.**
- (n) COA- 20-58. Mike and Amy Deaton, Applicants/Owners, request to build a new garage at 108 West Broadway.  
Recommendation: Approval to install the proposed garage.

- (o) COA- 20-59. Mike and Amy Deaton, Applicants/Owners, request to build a new garage and add foundation at 108 West Broadway.  
Recommendation: Approval to install the proposed foundation on the garage.
- (p) COA- 20-60. Mike and Amy Deaton, Applicants/Owners, request to build a new garage and add siding at 108 West Broadway.  
Recommendation: Approval to install the proposed siding on the garage with the following conditions:  
**Conditions: The siding must be installed smooth side out with no fake woodgrain, and the dimensions are the same as the existing home.**
- (q) COA- 20-61. Mike and Amy Deaton, Applicants/Owners, request to build a new garage and add gutters at 108 West Broadway.  
Recommendation: Approval to install the proposed gutters on the garage.
- (r) COA- 20-62. Mike and Amy Deaton, Applicants/Owners, request to build a new garage and add doors at 108 West Broadway.  
Recommendation: Approval to install the proposed doors on the garage.
- (s) COA- 20-63. Mike and Amy Deaton, Applicants/Owners, request to build a new garage and paint the structure at 108 West Broadway.  
Recommendation: Approval to paint the structure the proposed pant colors on the garage.
- (t) COA- 20-64. Mike and Amy Deaton, Applicants/Owners, request to build a new garage and add columns at 108 West Broadway.  
Recommendation: Approval to install the proposed columns on the garage.
- (u) COA- 20-65. Mike and Amy Deaton, Applicants/Owners, request to build a new garage and add a roof at 108 West Broadway.  
Recommendation: Approval to install the proposed roof on the garage.
- (v) COA- 20-66. Mike and Amy Deaton, Applicants/Owners, request to add landscaping at 108 West Broadway.  
Recommendation: Approval to install the proposed landscaping.
- (w) COA- 20-67. Bill and Sabra Mattingly, Applicants/Owners, request to install a new roof at 107 West Muir.  
Recommendation: Approval to install the proposed roof with the following conditions:  
**Conditions: The standing seam roof must be 16 inches from seem to seem, the roof will be flat in-between the seams, and the matte finish of the roof will be staff approved.**
- (x) COA- 20-68. Bill and Sabra Mattingly, Applicants/Owners, request to install gutters at 107 West Muir.  
Recommendation: Approval to install the proposed round gutters in the black color.
- (y) COA- 20-69. Bill and Sabra Mattingly, Applicants/Owners, request to install a driveway at 107 West Muir.  
Recommendation: Approval to install the proposed driveway with the following conditions:  
**Conditions: The concrete is only stamped on the perimeter of the driveway and to be a maximum of 2 bricks wide, the design of the stamp will be staff approved, and the color of the concrete on the entire driveway will be staff approved.**
- (z) COA- 20-70. Bill and Sabra Mattingly, Applicants/Owners, request to remove a side door and deck at 107 West Muir.  
Recommendation: Approval to remove the side door and porch with the following conditions:  
**Conditions: The door will be bricked in with the bricks that match the corresponding new bricks on the home.**
- (aa) COA- 20-71. Bill and Sabra Mattingly, Applicants/Owners, request to replace vinyl siding with new vinyl siding at 107 West Muir.  
Recommendation: Approval to replace the vinyl siding with the following conditions:  
**Conditions: The material that will be used for the replacement of the vinyl siding will be a wood product, Hardie plank or Boral product.**
- (bb) COA- 20-72. Bill and Sabra Mattingly, Applicants/Owners, request to remove trees at 107 West Muir.  
Recommendation: Approval to remove trees with the following conditions:  
**Conditions: Any large trees that are removed will be replaced back with other trees that will be staff approved.**
- (cc) COA- 20-73. Bill and Sabra Mattingly, Applicants/Owners, request to install new hand rails at 107 West Muir.  
Recommendation: Approval to install the proposed handrails with the following conditions:  
**Conditions: The railing to be used will be the specific one discussed in the meeting on page 14 of the application.**
- (dd) COA- 20-74. Bill and Sabra Mattingly, Applicants/Owners, request to install a chimney cap at 107 West Muir.  
Recommendation: Approval to install the proposed chimney cap.

- (ee) COA- 20-75. Bill and Sabra Mattingly, Applicants/Owners, request to paint the brick at 107 West Muir.  
**Recommendation:** Approval to paint one small area of brick with the following conditions:  
**Conditions: The only brick which the board would allow to be painted would be the brick on the porch columns only. The porch columns would be painted a white paint color.**
- (ff) COA- 20-76. Bill and Sabra Mattingly, Applicants/Owners, request to replace the windows at 107 West Muir.  
**Recommendation:** Approval to replace only the storm windows with the following conditions:  
**Conditions: The HRB Board is only approving the storm windows to be replaced with a black trim that will be staff approved. The original wood windows will be repaired in-kind.**
- (gg) COA- 20-78. Bill and Sabra Mattingly, Applicants/Owners, request to install new lights at 107 West Muir.  
**Recommendation:** Approval to install the proposed lighting with the following conditions:  
**Conditions: The lighting is approved with the exception of the square light that was proposed, and the final light design will be staff approved.**
- (hh) COA- 20-79. Bill and Sabra Mattingly, Applicants/Owners, request to bury the electric service underground at 107 West Muir.  
**Recommendation:** Approval to bury the electrical service as proposed.

**COUNCILMAN WILLIAMS MADE A MOTION TO ACCEPT THE RECOMMENDATION FROM THE HISTORICAL REVIEW BOARD FOR COA #20-56 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 DONES ABSTAINED.**

**COUNCILMAN WILLIAMS MADE A MOTION TO ACCEPT THE RECOMMENDATION FROM THE HISTORICAL REVIEW BOARD FOR COA #20-41 WITH THE ADDITIONAL CONDITION THAT THE SIGN IS NOT TO BE INSTALLED UNTIL RON MAY COMES INTO COMPLIANCE REGARDING THE TWO OUTSTANDING HISTORICAL REVIEW BOARD VIOLATIONS FOR WHICH HE'S ALREADY BEEN CITED RELATING TO THIS PROPERTY. THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS AND CARRIED BY A VOTE OF 6 TO 0.**

**COUNCILMAN BUCKMAN MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #20-41, #20-42, #20-43, #20-44, #20-45, #20-46, #20-47, #20-48, #20-49, #20-50, #20-51, #20-52, #20-56, #20-58, #20-59, #20-60, #20-61, #20-62, #20-63, #20-64, #20-65, #20-66, #20-67, #20-68, #20-69, #20-70, #20-71, #20-72, #20-73, #20-74, #20-75, #20-76, #20-78, AND #20-79 WITH THE CONDITIONS SET FORTH BY THE HISTORICAL REVIEW BOARD. THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES AND CARRIED BY A VOTE OF 6 TO 0.**

#### **MAYOR'S UPDATE**

Mayor Heaton reported that Nelson County has 65 confirmed cases of Covid-19, including 14 new cases in the last five days. He recommended that residents continue to take the necessary precautions to stay healthy. The Small Business Relief Grant Program will continue with Nelson County Fiscal Court agreeing to participate in a countywide program. Twenty-three applications have been received to date, with 18 in the City, two in the County and three being ineligible. The combined relief funding now exceeds \$600,000.00. Mayor Heaton stated that the City has started excavation work for the sidewalk project along John Rowan Boulevard and that it is going well. He reported that the recycling center at the Guthrie Opportunity Center is now open thanks to the City's relief fund contribution which allowed the center to temporarily staff the facility. A statewide Executive Order will allow groups of 50 or fewer to gather so the City will be reopening its parks and pavilions. He also suggested that the City Council meetings return to in-person meetings in the Council Chambers starting in July. The electric charging station at the Farmer's Market is now open and will have an official opening at 10:00 AM on July 1, 2020.

#### **ADJOURNMENT**

**COUNCILWOMAN HART MOVED TO ADJOURN THE MEETING AT 6:58 PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0.**

**CITY OF BARDSTOWN**

\_\_\_\_\_  
J. Richard Heaton, Mayor

**ATTEST:**

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Gary Little, City Clerk