

**CITY OF BARDSTOWN, KENTUCKY**  
**REGULAR SESSION CITY COUNCIL MEETING MINUTES**  
**7/23/2019**  
**7:00 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 (absent)  
Councilwoman Betty Hart  
Councilman Franklin Hibbs IV  
Councilman Bill Sheckles  
Councilman Roland E. Williams

Others present: HR Director/Risk Manager Greg Ashworth, Police Chief Kim Kraeszig, Fire Chief Billy Mattingly, Chief Financial Officer Tracy Hudson, Systems Engineer Nahom Ayele, Electrical Engineer Eric Richter, Assistant City Civil Engineer Dylan Durbin, Accounts Payable Clerk Jennifer Eggemeier, Assistant City Clerk Lisa Burdett, citizens Pat Whelan, Norma Rapier, Ken Rapier and friends of Demaree and Hubbard Real Estate Firm.

Media: Nelson County Gazette Reporter Jim Brooks, Kentucky Standard Reporter Randy Patrick, PLG-TV Reporter Matt Gordon.

**DEMAREE AND HUBBARD 100 YEAR ANNIVERSARY**

Mayor Heaton read a Proclamation honoring Demaree and Hubbard's 100 year history in Bardstown and presented it to Norma Rapier which was followed by a round of applause.

**SIDEWALK WAIVER REQUEST – TEMPLIN AVENUE**

Assistant City Civil Engineer Dylan Durbin explained that the waiver requested by Horizon Engineering would omit a sidewalk along the Templin Avenue frontage of the new DMK Development Group Assisted Living Center. Highway 1430, Templin Avenue, is a state highway and the current right of way will not support a sidewalk. Kentucky Transportation Cabinet has discussed widening the road along with improvements that would include sidewalks.

**UPON MOTION BY COUNCILMAN SHECKLES, DULY SECONDED BY COUNCILWOMAN HART, THE SIDEWALK WAIVER REQUEST FOR TEMPLIN AVENUE SUBMITTED BY HORIZON ENGINEERING, LLC WAS APPROVED WITH THE CONDITION THAT THE CITY OF BARDSTOWN COULD REQUIRE THE SIDEWALK BE INSTALLED, IF NEEDED, UPON THE WIDENING OF TEMPLIN AVENUE. THE MOTION CARRIED 5-0.**

**2019 STREET RESURFACING**

Assistant Civil Engineer Dylan Durbin presented the bid tabulation for 2019 Street Resurfacing in which Mago Construction Co., LLC submitted a bid for \$85.00 per ton of asphalt to include material, hauling and laying. They are the recommended low bidder and the only company to submit a bid. The City utilizes the State Price Contract for materials and hauling.

**UPON MOTION BY COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN BUCKMAN, THE BID FROM MAGO CONSTRUCTION CO., LLC FOR EIGHTY-FIVE DOLLARS (\$85.00) PER TON OF ASPHALT WAS APPROVED. THE MOTION CARRIED WITH A VOTE OF 5-0.**

**HISTORICAL REVIEW BOARD**

The following recommendations from the Bardstown Historical Review Board were presented:

- (a) COA-19-124. David and Danna Dones, Applicants/Owners, request a Conditional Use Permit to operate as a microbrewery at 112 West Flaget Street.  
Recommendation: Approval for the conditional use permit with the following conditions:  
**Conditions: The CUP would be approved with all the conditions set forth by Planning and Zoning.**
- (b) COA-19-71 Amended. Mike & Amy Deaton, Applicants/Owners, request to build an addition (amended) at 108 W. Broadway.  
Recommendation: Approval of the amended changes to the proposed addition.
- (c) COA-19-103. Joan Hardin, Applicant/Owner, requests to install a handrail at 111 North 5<sup>th</sup> Street.  
Recommendation: Approval to install the proposed handrail.
- (d) COA-19-125. Dr. Harry Spalding, Applicant/Owner, requests to paint the West/South exterior horizontal siding, gutters, and drain spouts at 310 S. 5<sup>th</sup> Street.  
Recommendation: Approval of both paint colors with the following conditions:

**Conditions: Both paint colors were approved, provided the applicant would choose the final color that was most appropriate and that color would be sent to RaShae Jennings for documentation in her records.**

- (e) COA-19-126. Harold Waters, Applicant/Owner, requests to install a new roof at 113 South 3<sup>rd</sup> Street.  
Recommendation: Approval to install the proposed roof with the following conditions:  
**Conditions: The applicant will provide the matte black and traditional black samples and the one that is most appropriate will be selected and approved by the preservation coordinator.**
- (f) COA-19-127. Margaret Sue Masters, Applicant/Owner, requests to paint at 114 South 4<sup>th</sup> Street.  
Recommendation: Approval to paint the house the proposed colors.
- (g) COA-19-128. Margaret Sue Masters, Applicant/Owner, requests to paint at 530 North 3<sup>rd</sup> Street.  
Recommendation: Approval to paint the structure the proposed paint colors.
- (h) COA-19-129. Bourbon Capital Community Alliance, Applicant, requests to install signage at various downtown addresses.  
Recommendation: Approval to install the proposed signage with the following conditions:  
**Conditions: One window sign is approved and anymore window signs added to the storefronts would have to be staff approved by the preservation coordinator.**
- ~~(i) COA 19 130. 3<sup>rd</sup> Street Tap House/Michael King & Aaron McCubbins, Applicants/Owners, request to place two Porta Potties on the back patio of 112 North 3<sup>rd</sup> Street.  
TABLED due to lack of attendance.~~
- ~~(j) COA 19 131. KMS Properties, Applicant/Owner, requests to build a duplex at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~
- ~~(k) COA 19 132. KMS Properties, Applicant/Owner, requests to install front, rear, and garage doors at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~
- ~~(l) COA 19 133. KMS Properties, Applicant/Owner, requests to install lighting at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~
- ~~(m) COA 19 134. KMS Properties, Applicant/Owner, requests to paint at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~
- ~~(n) COA 19 135. KMS Properties, Applicant/Owner, requests to install windows at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~
- ~~(o) COA 19 136. KMS Properties, Applicant/Owner, requests to install siding at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~
- ~~(p) COA 19 137. KMS Properties, Applicant/Owner, requests to install gutters at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~
- ~~(q) COA 19 138. KMS Properties, Applicant/Owner, requests to install a roof at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~
- ~~(r) COA 19 139. KMS Properties, Applicant/Owner, requests to install a fence at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~
- ~~(s) COA 19 140. KMS Properties, Applicant/Owner, requests to install a front porch at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~
- ~~(t) COA 19 141. KMS Properties, Applicant/Owner, requests to build the foundation at 204 & 206 South 1<sup>st</sup> Street.  
TABLED until the site plan is approved by Planning and Zoning.~~

COUNCILMAN HIBBS MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-124, #19-71 (AMENDED), #19-103, #19-125, #19-126, #19-127 AND #19-128 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.

COUNCILMAN BUCKMAN MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-129 WITH THE CONDITIONS SET FORTH BY THE HRB. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 4 TO 0. COUNCILWOMAN HART ABSTAINED.

**MINUTES**

THE MEETING MINUTES FOR THE 7/09/2019 CITY COUNCIL REGULAR SESSION WERE APPROVED BY UNANIMOUS CONSENT.

**FIRST READING OF ORDINANCE B2019-10, CABLE TV/INTERNET RATE CHANGE**

Councilman Williams introduced Ordinance B2019-10 CABLE TV/INTERNET RATE CHANGE and asked that it be read in full. City Attorney Audrey Haydon read the ordinance. City Systems Engineer Nahom Ayele explained some of the changes in the ordinance such as the addition of the ACC Network, doubling internet speeds and the ability to offer a wireless gateway to the customer. A second reading of the ordinance will take place at a future Council meeting.

**SECOND READING OF ORDINANCE B2019-08, CHAPTER 32: CITY COUNCIL STARTING TIME**

Councilman Hibbs introduced Ordinance B2019-08 CHANGING THE TIMES OF THE REGULAR MEETINGS OF THE CITY COUNCIL and Mayor Heaton asked that City Attorney Haydon read it in full. This ordinance will change the starting time of all regularly scheduled City Council meetings to 6:00pm.

COUNCILMAN WILLIAMS MOVED TO ADOPT ORDINANCE B2019-08 AS READ IN FULL. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN.

THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

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

MAYOR HEATON THEN DECLARED ORDINANCE NO. B2019-08 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 11, PAGE NO. \_\_\_\_\_.

**SECOND READING OF ORDINANCE B2019-09, PAY AND CLASSIFICATION PLAN FY2019-2020**

Mayor Heaton asked HR Director Greg Ashworth to read Ordinance B2019-09 CLASSIFICATION AND COMPENSATION PLAN in summary. Upon approval, the Code Enforcement Officer position will change from part-time to full-time, two Police Officers will be added, a Recreation Department Program Facilitator will be added, all part-time Firefighter positions will be eliminated and two full-time Firefighters will be added. The Systems Engineer title will change to Chief Information Officer.

COUNCILMAN SHECKLES MOVED TO ADOPT ORDINANCE B2019-09 AS READ IN SUMMARY. THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS.

THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

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

MAYOR HEATON THEN DECLARED ORDINANCE NO. B2019-09 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 11, PAGE NO. \_\_\_\_\_.

**RESOLUTION 2019-02 – SURPLUS PROPERTY**

City Attorney Haydon explained that Tract 1 of the City property located at Old Bloomfield Pike and East Broadway, which was previously determined to be surplus property, is to be sold by sealed bid at a future date with the approval of Resolution 2019-02.

COUNCILWOMAN HART MOVED TO APPROVE RESOLUTION 2019-02. COUNCILMAN

**BUCKMAN SECONDED THE MOTION AND IT CARRIED WITH A VOTE OF 5-0.**

**RESOLUTION 2019-03 – KIA ASSISTANCE**

City Attorney Haydon stated that this resolution will allow the City to finalize the agreement with Kentucky Infrastructure Authority which provides the City with up to \$5,400,000 of loan funds for wastewater system improvements.

**COUNCILMAN WILLIAMS MADE A MOTION TO APPROVE RESOLUTION 2019-03. THE MOTION WAS DULY SECONDED BY COUNCILMAN SHECKLES AND CARRIED BY A VOTE OF 5-0.**

**RESOLUTION 2019-04 – KU/SEPA AGREEMENT**

City Electrical Engineer Eric Richter informed the Council that Resolution 2019-04 would benefit the City financially by using Kentucky Utilities as a third party to schedule SEPA Entitlements for the City.

**UPON MOTION BY COUNCILMAN HIBBS, DULY SECONDED BY COUNCILMAN BUCKMAN, RESOLUTION 2019-04 WAS APPROVED WITH A VOTE OF 5-0.**

**BOARD OF ADJUSTMENTS APPOINTMENT**

**COUNCILWOMAN HART MADE A MOTION TO APPROVE THE APPOINTMENT OF FRED HAGAN TO THE BOARD OF ADJUSTMENTS. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 5-0.**

**CEMETERY COMMITTEE APPOINTMENT**

**UPON MOTION BY COUNCILMAN HIBBS, DULY SECONDED BY COUNCILMAN BUCKMAN, THE APPOINTMENT OF MIKE BOONE AS THE CITIZEN MEMBER OF THE CEMETERY COMMITTEE WAS APPROVED BY A VOTE OF 5-0.**

**LIGHTING FOR WELCOME SIGNS**

Electrical Engineer Eric Richter described a plan to provide lighting for the three welcome signs located on Louisville Road, New Haven Road and Highway 245. The project will be funded as a budget item and won't require Council approval.

**CEMETERY DEEDS**

**THE MOTION TO APPROVE THE CEMETERY DEED FOR KEITH CROWE WAS APPROVED BY UNANIMOUS CONSENT.**

**ANNOUNCEMENTS**

Councilman Sheckles noted that Buttermilk Days will be held August 22-24, 2019.

Chief Kraeszig discussed that an additional stop sign has been placed at Honeysuckle Lane and Guthrie Drive to ensure that traffic stops before entering Guthrie Drive.

Councilman Sheckles commented that, along with Demaree and Hubbard, Conway-Heaton automobile dealership is also celebrating 100 years in the community.

Mayor Heaton recapped the logistics of the recent detour of Bluegrass Parkway traffic through the city and thanked all those involved in making the detour run smoothly.

Councilman Buckman announced his 42<sup>nd</sup> wedding anniversary to a round of applause.

**ADJOURNMENT**

**COUNCILMAN BUCKMAN MOVED TO ADJOURN THE MEETING AT 8:12 PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 5 TO 0.**

**CITY OF BARDSTOWN**

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J. Richard Heaton, Mayor

**ATTEST:**

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Gary Little, Interim City Clerk