

CITY OF BARDSTOWN, KENTUCKY
CITY COUNCIL REGULAR MEETING MINUTES
07/28/2020
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: City Attorney Audrey Haydon, Fire Chief Billy Mattingly, Assistant Police Chief Kevin Thompson, City Civil Engineer Jessica Filiatreau, Chief Financial Officer Aaron Boles, Chief Information Officer Nahom Ayele, Assistant City Clerk Lisa Burdett and 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 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.

REQUEST FOR WAIVER OF SIDEWALK REQUIREMENT – SOUTH 1ST STREET

City Civil Engineer Jessica Filiatreau presented a sidewalk waiver request submitted by KMS Properties, LLC for property they own along South First Street. There is no sidewalk to connect to on either the north or south side of the property and no sidewalk is expected to be built in the future. She recommended approving the request for waiving the sidewalk requirement.

COUNCILWOMAN HART MADE A MOTION TO APPROVE THE RECOMMENDATION BY THE CITY ENGINEER FOR THE SIDEWALK WAIVER REQUEST SUBMITTED BY KMS PROPERTIES, LLC FOR PROPERTY ALONG SOUTH FIRST STREET. THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES AND CARRIED WITH A VOTE OF 6-0.

CHANGE ORDER PR #24 FIRE DEPARTMENT - INSTALL RAILINGS AND RISERS

Fire Chief Billy Mattingly submitted a change order to install railings for the interior steps up to Mezzanine 201 and for the exterior steps leading up to doors 117 and 118 of the new fire station on Highway 245. Change Order PR #24 also includes installing new wood risers at the interior stairs up to Mezzanine 201 as required by the Nelson County building inspector. This was not on the original blueprint and the total cost will be \$4,066.00.

COUNCILMAN HIBBS MADE A MOTION TO APPROVE CHANGE ORDER PR #24 FOR THE FIRE STATION PROJECT TO INSTALL RAILINGS AND RISERS IN THE AMOUNT OF FOUR THOUSAND SIXTY-SIX DOLLARS (\$4,066.00). THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS 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- 20-80. Bob Blackmon, Applicant/Owner, requests to install a picket fence at the rear of the property at 204 South Third Street.
Recommendation: Approval to install the proposed fence with the following conditions:
Conditions: The fence will be squared parallel to the alley versus being on an angle as presented in the application, and the final design will be staff approved.
- (b) COA- 20-82. Frank Medley, Applicant/Owner, requests to install gutters at 201 East John Fitch Avenue.
Recommendation: Approval to install the proposed gutters with the following conditions:
Conditions: The final size of the gutters will be staff approved.
- (c) COA- 20-83. Weiland Shelburne, Applicant/Owner, requests to remove the parking lot at the rear of 112 West Broadway and replace it with grass.
Recommendation: Approval to removing the parking lot with the following conditions:
Conditions: The two parking spaces will be staff approved and all requirements must be met and approved by planning and zoning.
- (d) COA- 20-85. Mary Anne and Reggie Mudd, Applicants/Owners, request to remove an existing walkway and replace it at 105 East Broadway.
Recommendation: Approval to install the proposed walkway with the following conditions:
Conditions: One sidewalk will be concrete to match the other sidewalks on the block. The other sidewalk would have three feet of pea gravel with a cobblestone edge leading from the home to the city sidewalk.

- (e) COA- 20-88. Greg Ashworth, Applicant/Owner, requests to install a deck at 213 East Flaget Ave.
Recommendation: Approval to install the proposed deck with the following conditions:
Conditions: The metal balusters will be completely concealed on the porch through landscaping.
- (f) COA- 20-89. Greg Ashworth, Applicant/Owner, requests to install landscape edging at 213 East Flaget Ave.
Recommendation: Approval to install the proposed landscaping edging.
- (g) COA- 20-53. Summer Arlinghaus, Applicant, Bourbon Capital Brewing, Owners, request to install lights at 112 West Flaget.
Recommendation: Approval to install the proposed lighting with the following conditions:
Conditions: The lights for the pergolas would have to be completely concealed and that the final design will be staff approved.
- (h) COA- 20-55. Summer Arlinghaus, Applicant, Bourbon Capital Brewing, Owners, request to install fire pits at 112 West Flaget.
Recommendation: Approval to install the fire pits with the following conditions:
Conditions: The fire pits would be completely concealed from the visibility of the public way and that the manner in which they would be concealed will be staff approved.
- (i) COA- 20-93. Paul McCoy, Applicant/Owner, requests to construct new bathrooms at 111 West Stephen Foster Avenue.
Recommendation: Approval to construct the proposed bathrooms with the following conditions:
Conditions: The construction of the bathrooms and utility closet walls are not fastened directly to the stone wall. Any penetration into the stone wall for the structure has to be connected to the mortar to not affect the stone. The final design of the structure will be staff approved.
- (j) COA- 20-94. Paul McCoy, Applicant/Owner, requests to construct new bathrooms and add brick at 111 West Stephen Foster Avenue.
Recommendation: Approval to install the proposed brick on the new bathrooms.
- (k) COA- 20-95. Paul McCoy, Applicant/Owner, requests to construct new bathrooms and add a roof at 111 West Stephen Foster Avenue.
Recommendation: Approval to install the proposed roof on the new bathrooms with the following conditions:
Conditions: The final roof system in its entirety, including the slope, will be staff approved.
- (l) COA- 20-96. Paul McCoy, Applicant/Owner, requests to construct new bathrooms and add doors at 111 West Stephen Foster Avenue.
Recommendation: Approval to install doors on the new bathrooms with the following conditions:
Conditions: The door will be metal, but the final design of the door will be staff approved.

Provisional Approval (Staff Approved):

- (a) COA- 20-81. Ernie Powell, Applicant/Owner, requests to install a chimney cap at 207 South Third Street.
Recommendation: Approval to install the proposed chimney cap.
- (b) COA- 20-97. Serena Lathan, Applicant, Archdiocese of Louisville, Owner, requests to install signs at 114 North 5th Street.
Recommendation: Approval to install the proposed sign.
- (c) COA- 20-86. Finn Davis LLC, Applicant/Owner, requests to replace a roof at 216 South Third Street.
Recommendation: Approval to replace the roof with the proposed material.
- (d) COA- 20-90. JTD Holdings LLC, Applicant/Owner, requests to paint the doors at 207, 209, and 211 West Stephen Foster Ave.
Recommendation: Approval to paint the doors the color proposed.
- (e) COA- 20-91. JTD Holdings LLC, Applicant/Owner, requests to paint the trim, shutters, and front door at 214 West Broadway.
Recommendation: Approval to paint the trim, shutters, and front door the proposed colors.
- (f) COA- 20-92. JTD Holdings LLC, Applicant/Owner, requests to paint the trim, shutters, and front door at 212 West Broadway.
Recommendation: Approval to paint the trim, shutters, and front door the proposed colors.

COUNCILMAN BUCKMAN MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #20-86 WITH THE CONDITIONS SET FORTH BY THE HISTORICAL REVIEW BOARD. THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES AND CARRIED BY A VOTE OF 5 TO 0. COUNCILWOMAN HART ABSTAINED.

COUNCILMAN BUCKMAN MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #20-90, #20-91 AND #20-92 WITH THE CONDITIONS SET FORTH BY THE HISTORICAL REVIEW BOARD. THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES AND CARRIED BY A VOTE OF 5 TO 0. COUNCILMAN BUCKMAN ABSTAINED.

COUNCILMAN BUCKMAN MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #20-53 AND #20-55 WITH THE CONDITIONS SET FORTH BY THE HISTORICAL REVIEW BOARD. THE MOTION WAS DULY SECONDED BY COUNCILMAN DONES AND CARRIED BY A VOTE OF 5 TO 0. COUNCILMAN DONES ABSTAINED.

COUNCILMAN BUCKMAN MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #20-80, #20-81, #20-82, #20-83, #20-85, #20-88, #20-89, #20-93, #20-94, #20-95, #20-96 AND #20-97 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.

REVIEW OF MINUTES

THE MINUTES FOR THE 7/14/2020 CITY COUNCIL SPECIAL SESSION WERE APPROVED BY UNANIMOUS CONSENT.

ORDINANCE B2020-10 CLASSIFICATION AND COMPENSATION PLAN

Human Resource Director Greg Ashworth presented Ordinance B2020-10 which adds one police officer and two cable technicians to the Classification and Compensation Plan that was approved in the FY21 Budget. Councilman Sheckles introduced the ordinance and it was read by City Attorney Haydon. A second reading of the ordinance will be given at the next City Council meeting.

R2020-05 RESOLUTION FOR K9 OFFICER ACE, SEMI-RETIREMENT

Assistant Chief of Police Kevin Thompson detailed the career of K9 Officer Ace and said that the 9-year old dog will be retiring to the care of Officer Jeremy Cauley, who has been his handler for many years. Ace will be subject to recall for service by the Bardstown Police Department. Officer Cauley will sign a waiver that he will accept responsibility for Ace's care and actions during his retirement.

COUNCILMAN BUCKMAN MADE A MOTION TO APPROVE RESOLUTION R2020-05 WHICH RECOGNIZES THE SEMI-RETIREMENT OF K-9 OFFICER ACE AND ASSIGNS ONGOING CARE AND RESPONSIBILITY FOR ACE TO POLICE OFFICER JEREMY CAULEY. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED WITH A VOTE OF 6-0.

MOBILE FOOD VENDOR APPLICATION CHICK-FIL-A AND ON THE GO FOODS

COUNCILMAN DONES MADE A MOTION TO APPROVE THE MOBILE FOOD VENDOR APPLICATIONS SUBMITTED BY CHICK-FIL-A AND ON THE GO FOODS. ON THE GO FOODS IS APPROVED WITH THE CONDITION THAT THEY WILL PROVIDE THEIR STATEWIDE MOBILE FOOD UNIT PERMIT BEFORE ANY LOCATIONS ARE AUTHORIZED. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED WITH A VOTE OF 6-0.

CITY COUNCIL MEMBER COMMENTS

Councilwoman Hart reported that the Drug Coalition has been meeting on Mondays for the last several weeks. They're working on drug take-back boxes that are currently located at the police department and the coalition will try to promote them more in the future. They are also working on a play to be presented to school students, primarily 4th and 5th graders that will bring awareness to the drug epidemic. Additionally, they are creating their own Facebook page and working on providing dirty needle disposal kits.

Councilman Hibbs provided the locations of the Blessings Boxes, and which councilmember will be taking care of each one. They are located at the City COBEC building (Councilwoman Hart), City Council Chambers (Councilman Buckman), Community Park (Councilman Dones), Guthrie Drive (Councilman Sheckles), Art Gallery (Councilman Hibbs), and Councilman Williams will take care of the sixth box when a location is chosen. Save-a-Lot has set up packages of groceries for the boxes that can be purchased for \$5 or \$10 that can be picked up by the councilmembers and distributed to the boxes.

Councilman Sheckles reported that the business owners that he and the other councilmembers had distributed the relief grant checks to were all very appreciative of the city and county's efforts to assist local small businesses.

CEMETERY DEEDS

THE MOTION TO APPROVE THE CEMETERY DEEDS FOR ROBERT PHILLIPS AND DON CALBERT WAS APPROVED BY UNANIMOUS CONSENT.

MAYOR'S UPDATE

Mayor Heaton reported that 171 COVID cases have been documented in Nelson County. He noted that Governor Beshear had again issued an Executive Order to close bars and reduce restaurant seating capacity to 25 percent. Mayor Heaton reviewed statewide statistics relating to the pandemic and said that groups of 10 or more were again prohibited.

Mayor Heaton encouraged everyone to complete the 2020 Census Survey and said that the City's response rate of 72% was favorable compared to 65% statewide. He's hopeful that the final response rate will be near 100%. He also mentioned that the City of Bardstown's Internet Lifeline Tier is still available for all Nelson County residents and that it provides a low-cost option for basic internet service, with free installation included.

Chief Mattingly said that there will be a special recognition ceremony for firefighters Trevor Mattingly and Terry Dickerson at 9:00 AM on Wednesday, July 29, 2020. Terry Dickerson has been a volunteer with the fire department for 25 years. In June, Trevor Mattingly executed a swift-water rescue for a woman that was trapped in her vehicle by rising waters caused by heavy rain.

ADJOURNMENT

COUNCILMAN WILLIAMS MOVED TO ADJOURN THE MEETING AT 6:52 PM. THE MOTION WAS DULY SECONDED BY COUNCILWOMAN HART AND CARRIED BY A VOTE OF 6 TO 0.

CITY OF BARDSTOWN

J. Richard Heaton, Mayor

ATTEST:

Gary Little, City Clerk