

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

8/27/2019

6:00 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
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, Chief Financial Officer Tracy Hudson, Police Chief Kim Kraeszig, Fire Chief Billy Mattingly, City Civil Engineer Jessica Filiatreau, Chief Information Officer Nahom Ayele, City Clerk Gary Little, Assistant City Clerk Lisa Burdett, Randi Mouser with Bardstown Mainstreet, citizens Pat Whelan, Ron May and Ross May.

Media present: Nelson County Gazette Reporter Elijah Brooks, Kentucky Standard Reporter Randy Patrick, PLG Reporter Matt Gordon.

BIDS/CONTRACTS/PROPOSALS/SERVICE REQUESTS

COUNCILMAN DONES MOVED TO APPROVE THE REQUEST FROM BUILD ONE, INC. SUBMITTED BY HORIZON ENGINEERING, LLC TO DEVELOP WATER AND SEWER MAINS FOR BIG SPRINGS SUBDIVISION PHASE IV AND ACCEPT THEM INTO THE CITY SYSTEM. THE MOTION WAS SECONDED BY COUNCILMAN SHECKLES AND CARRIED WITH A VOTE OF 5-0. COUNCILWOMAN HART ABSTAINED.

HISTORICAL REVIEW BOARD

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

- (a) COA-19-142. Rachel & Lance Blanford, Applicants/Owners, request to install a black aluminum fence and gate at 402 North 3rd Street.
Recommendation: Approval to install a fence with the following conditions:
Conditions: The final fence material, design, privacy landscaping, and gate will be staff approved by the preservation coordinator.
- (b) COA-19-143. Kevin & Jennifer Moore, Applicants/Owners, request to replace the back door with an exact replica of what the front door looks like at 213 North 4th Street.
Recommendation: approval to install the proposed door.
- (c) COA-19-144. St. Vincent DePaul Mission Store, Applicant, St. Joseph Proto Cathedral, Owner, requests to install signs at 310 North 2nd Street.
Recommendation: Approval to install the proposed signage.
- (d) COA-19-145. Spalding Hall, Applicant, Archdiocese of Louisville, Owner, requests approval to reinstall the brick walkway at 114 N. 5th Street.
Recommendation: Approval to repair the walkway in-kind.
- (e) COA-19-146. WesBanco, Applicant/Owner, requests approval to install a new roof at 315 North 3rd Street.
Recommendation: Approval to install the proposed roof.
- (f) COA-19-147. Bobby Roby, Applicant, Cozy House Restaurant & Lounge, Owner, requests to install a 6 foot wood (dog ear) fence to the property at 521 North 3rd Street.
Recommendation: Approval to install the proposed fence.
- (g) COA-19-148. Paul Blaine Hamilton, Applicant/Owner, requests to replace the roof at 119 West Stephen Foster Avenue with a white membrane roof.
Recommendation: Approval to install the proposed roof with the following conditions:
Conditions: The final flashing color will be staff approved.
- (h) COA-19-151. Greg Ashworth, Applicant/Owner, requests to change the front door color at 213 East Flaget Avenue to black.
Recommendation: Approval for the proposed door color.

- (i) COA-19-152. Greg Ashworth, Applicant/Owner, requests to cover the front porch at 213 East Flaget Avenue.
Recommendation: Approval for the proposed porch alteration.
- (j) COA-19-153. Greg Ashworth, Applicant/Owner, requests to add wood louvered shutters at 213 East Flaget Avenue.
Recommendation: Approval for the proposed wood shutters.
- (k) COA-19-154. Greg Ashworth, Applicant/Owner, requests to replace the roof at 213 East Flaget Avenue with a black roof.
Recommendation: Approval to install the new roof as proposed.
- (l) COA-19-131. KMS Properties, Applicant/Owner, requests to build a duplex at 204 & 206 South 1st Street.
Recommendation: Approval to build the duplex with the alterations discussed in the meeting.
- (m) COA-19-132. KMS Properties, Applicant/Owner, requests to install front, rear, and garage doors at 204 & 206 South 1st Street.
Recommendation: Approval to install the proposed doors.
- (n) COA-19-133. KMS Properties, Applicant/Owner, requests to install lighting at 204 & 206 South 1st Street.
Recommendation: Approval to install the proposed lighting.
- (o) COA-19-134. KMS Properties, Applicant/Owner, requests to paint at 204 & 206 South 1st Street.
Recommendation: Approval for the proposed paint colors.
- (p) COA-19-135. KMS Properties, Applicant/Owner, requests to install windows at 204 & 206 South 1st Street.
Recommendation: Approval for the proposed windows.
- (q) COA-19-136. KMS Properties, Applicant/Owner, requests to install siding at 204 & 206 South 1st Street.
Recommendation: Approval for the proposed siding.
- (r) COA-19-137. KMS Properties, Applicant/Owner, requests to install gutters at 204 & 206 South 1st Street.
Recommendation: Approval for the proposed gutters.
- (s) COA-19-138. KMS Properties, Applicant/Owner, requests to install a roof at 204 & 206 South 1st Street.
Recommendation: Approval for the proposed roof.
- (t) COA-19-139. KMS Properties, Applicant/Owner, requests to install a fence at 204 & 206 South 1st Street.
Recommendation: Approval for the fence with the following conditions:

Conditions: The final fence design, color, and material be staff approved by the preservation coordinator.
- (u) COA-19-140. KMS Properties, Applicant/Owner, requests to install a front porch at 204 & 206 South 1st Street.
Recommendation: Approval to install the proposed porch with the following conditions:

Conditions: The roof color for the porch would be staff approved by the preservation coordinator.
- (v) COA-19-141. KMS Properties, Applicant/Owner, requests to build the foundation at 204 & 206 South 1st Street.
Recommendation: Approval for the proposed foundation.
- (w) COA-19-155. David & Gayle Hobbs, Applicants/Owners, request to build a new detached garage at 216 East Flaget Avenue.
Recommendation: Approval to build the proposed detached garage.
- (x) COA-19-156. David & Gayle Hobbs, Applicants/Owners, request to install doors at 216 East Flaget Avenue.
Recommendation: Approval to install the proposed doors.
- (y) COA-19-157. David & Gayle Hobbs, Applicants/Owners, request to paint at 216 East Flaget Avenue.
Recommendation: Approval for the proposed paint colors.
- (z) COA-19-158. David & Gayle Hobbs, Applicants/Owners, request to install windows at 216 East Flaget Avenue.

Recommendation: Approval to install windows with the following conditions:

Conditions: The final design of the windows will be staff approved by the preservation coordinator.

- (aa) COA-19-159. David & Gayle Hobbs, Applicants/Owners, request to install siding at 216 East Flaget Avenue.

Recommendation: Approval for the proposed siding.

- (bb) COA-19-160. David & Gayle Hobbs, Applicants/Owners, request to install a roof at 216 East Flaget Avenue.

Recommendation: Approval for the proposed roof.

- (cc) COA-19-161. David & Gayle Hobbs, Applicants/Owners, request to build a foundation at 216 East Flaget Avenue.

Recommendation: Approval for the proposed foundation.

- (dd) COA-19-162. David & Gayle Hobbs, Applicants/Owners, request to install lighting at 216 East Flaget Avenue.

Recommendation: Approval to install the proposed lighting.

COUNCILMAN WILLIAMS MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-142, #19-144, #19-145, #19-146, #19-147, #19-148 AND #19-151, #19-152, #19-153, #19-154, #19-155, #19-156, #19-157, #19-158, #19-159, #19-160, #19-161 AND #19-162 WITH THE CONDITIONS SET FORTH BY THE HRB. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0.

Councilman Buckman recused himself at 6:24.

COUNCILMAN DONES MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-131, #19-132, #19-133, #19-134, #19-135, #19-136 AND #19-137, #19-138, #19-139, #19-140 AND #19-141 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.

Councilman Buckman returned to the room at 6:26.

COUNCILMAN DONES MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-143 WITH THE CONDITIONS SET FORTH BY THE HRB. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 5 TO 0. COUNCILWOMAN HART ABSTAINED.

ROAD CLOSURE REQUESTS

UPON MOTION BY COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILWOMAN HART, THE ROAD CLOSURE REQUEST FOR THE ARTS, CRAFTS AND ANTIQUES FAIR ON OCTOBER 12TH AND 13TH, 2019 WAS APPROVED. MOTION CARRIED 6 TO 0.

UPON MOTION BY COUNCILMAN HIBBS, DULY SECONDED BY COUNCILMAN BUCKMAN, THE ROAD CLOSURE REQUEST FOR THE TRI-COUNTY KENTUCKY UNITED WAY 5K RUN/WALK ON SEPTEMBER 21, 2019 WAS APPROVED. MOTION CARRIED 6 TO 0.

UPON MOTION BY COUNCILWOMAN HART, DULY SECONDED BY COUNCILMAN DONES, THE ROAD CLOSURE REQUEST FOR THE CRAFT BEER FESTIVAL ON OCTOBER 19, 2019 WAS APPROVED. MOTION CARRIED 5 TO 0. COUNCILMAN HIBBS ABSTAINED.

REVIEW OF MINUTES

THE MEETING MINUTES FOR THE 8/13/2019 CITY COUNCIL REGULAR SESSION WERE APPROVED BY UNANIMOUS CONSENT.

FIRST READING OF ORDINANCE B2019-11 SUPPLEMENT TO THE CODE OF ORDINANCES

Councilman Sheckles introduced Ordinance B2019-11 Supplement to the Code of Ordinances and asked that it be read in full. City Attorney Haydon read the following:

ORDINANCE NO. B2019 - 11

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

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 2019 S-22 supplement to the Code of Ordinances of the City of Bardstown, Kentucky, which supplement 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 2019 S-22 supplement to the Code of Ordinances of the City of Bardstown, Kentucky, as submitted by American Legal Publishing Corporation of Cincinnati, and as attached hereto, be and the same is hereby 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.

FIRST READING OF ORDINANCE B2019-12 PROPERTY TAX RATES

Councilman Dones introduced Ordinance B2019-12 Property Tax Rates and asked that it be read by the City Attorney. Attorney Haydon read the following:

ORDINANCE NO. B2019-12

AN ORDINANCE AMENDING AND ADOPTING AS AMENDED AN ORDINANCE STYLED “AN ORDINANCE LEVYING TAX ON PROPERTY SUBJECT TO TAX IN THE CITY OF BARDSTOWN: FIXING RATES THEREON AND DESIGNATING THE FUNDS AND PURPOSES FOR WHICH EXPENDITURES ARE AUTHORIZED FOR THE FISCAL YEAR JULY 1, 2019 TO JUNE 30, 2020.

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

1. That there be and hereby is levied the sum of \$0.1790 on each ONE HUNDRED dollars of real property subject to taxation, the sum of \$0.1790 on each ONE HUNDRED dollars of personal property subject to taxation, and the sum of \$0.24 on each ONE HUNDRED dollars of motor vehicle and water craft subject to taxation in the City of Bardstown for the fiscal year July 1, 2019 to June 30, 2020.
2. All monies hereinafter collected for taxes due for the year 2019-2020 and all years prior thereto shall be allocated to the General Fund for the general expenses of city government including, but not limited to, recreation, police and fire protection, general government, and the maintenance of streets and highways.
3. Collection of property tax bills of TEN DOLLARS (\$10.00) or less may be waived by the Chief Financial Officer.
4. All taxpayers whose taxes are not paid by the last day of October or by the thirtieth day after the mailing of the tax bill, whichever is later, shall pay a penalty of TEN PERCENT (10%) of the amount of taxes due and unpaid and in addition thereof shall pay interest on the unpaid taxes at the rate of ONE PERCENT (1%) per month or part thereof until paid.
5. A 2% Convenience Fee is levied on any credit card transaction payment of property tax bills.

This Ordinance shall be in full force upon its publication and all ordinances or parts of ordinances in conflict are hereby repealed to the extent of that conflict.

Mayor Heaton announced that a public hearing for the property tax rates will be held just prior to the City Council meeting on September 10, 2019.

MUNICIPAL ORDER M2019-05

COUNCILMAN DONES MOVED TO APPROVE MUNICIPAL ORDER M2019-05 CHANGING THE STARTING TIME OF THE QUARTERLY ELECTRIC, CABLE TV AND INTERNET COMMITTEE MEETING FROM 5:00PM TO 4:30PM. COUNCILMAN WILLIAMS SECONDED THE MOTION AND IT CARRIED WITH A VOTE 6-0.

CITY COUNCIL MEMBER COMMENTS

Councilman Sheckles thanked all those involved for their support of the 25th Annual Buttermilk Days Festival held August 22-24, 2019.

EXTENDED BAR HOURS

Mayor Heaton asked if any of the council members would like to sponsor a change in the closing time for downtown bars as had been discussed in previous meetings. With there being no sponsor, he noted that the consensus of the Council was to not extend the closing time.

CEMETERY DEEDS

THE MOTION TO APPROVE THE CEMETERY DEED FOR TONYA MADDOX WAS APPROVED BY UNANIMOUS CONSENT.

ADJOURNMENT

COUNCILMAN WILLIAMS MOVED TO ADJOURN THE MEETING AT 6:39 PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0.

CITY OF BARDSTOWN

J. Richard Heaton, Mayor

ATTEST:

Gary Little, City Clerk