

**CITY OF BARDSTOWN, KENTUCKY
REGULAR CITY COUNCIL MEETING MINUTES
02-28-2017
7:00 PM**

The City Council met in regular session in the Council Chambers with Mayor Royalty and the following Councilmen:

Councilman Buckman
Councilman Copeland
Councilman Heaton
Councilman Kelley
Councilman Sheckles
Councilman Williams

Others present: Director of Public Works and Engineering Larry Hamilton, City Clerk Barbie Bryant, City Attorney Tim Butler, Police Chief Steve Uram, Nelson County Gazette Reporter Jim Brooks, The Kentucky Standard Reporter Randy Patrick, and citizens C.R. Royalty, Jimmy Yocum, Barbara Werner, Bill Buckman, Kathy Kelley, and Josh Geron.

RECOGNITION OF BOURBON CITY FIREARMS

Mayor Royalty called the meeting to order and invited Police Chief Uram to present an Appreciation Certificate to Josh Geron, Manager of Bourbon City Firearms (BCF). BCF provided an opportunity for the police department to lease rifles so that each officer would have the opportunity and knowledge of using one specific type – Adams Arms.

2017 BULK CHEMICALS FOR WATER AND WASTEWATER TREATMENT PLANTS

COUNCILMAN HEATON MOVED TO APPROVE THE RECOMMENDATION FROM THE ENGINEERING DEPARTMENT REGARDING THE BULK CHEMICAL BIDS FOR 2017 SPECIFICALLY THOSE HIGHLIGHTED IN YELLOW REPRESENTING THE LOW BID. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0. The bid tab will be added to the permanent minutes.

HISTORICAL REVIEW BOARD

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

- (a) COA -17-08. Maggie Hardin, applicant/owner proposes to install new windows at the rear of her property at 203 West Flaget Street. Recommendation: Approval to install the six over six windows in the rear of the property to match the second story windows on the structure.
- (b) COA -17-09. Maggie Hardin, applicant/owner proposes to install new wood siding at the rear of her property at 203 West Flaget Street. Recommendation: Approval to install the proposed wood siding.
- (c) COA -17-10. Maggie Hardin, applicant/owner proposes to install new treated wood and a handrail on the deck at the rear of her property at 203 West Flaget Street. Recommendation: Approval to install the treated wood and handrail to the existing rear deck.
- (d) COA -17-11. Maggie Hardin, applicant/owner proposes to install new storm doors at the front of her property at 203 West Flaget Street. Recommendation: Approval to install the proposed new storm doors. **Condition:** The hardware for the doors would be staff approved by the Preservation Coordinator.
- (e) COA -17-13. Maggie Hardin, applicant/owner proposes to paint the siding, trim, and shutters at 203 West Flaget Street. Recommendation: Approval of the proposed paint colors. **Condition:** The final paint design will be approved by the Preservation Coordinator.
- (f) COA -17-14. Christy Clark, applicant/owner proposes to install new HVAC units on the roof at 116 West Stephen Foster Ave. Recommendation: Approval to install the proposed HVAC unit on the rear roof of the property. **Condition:** The applicant chooses the darkest unit that she can find for her HVAC unit installation.

COUNCILMAN SHECKLES MOVED TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #17-08, #17-09, #17-10, #17-11, #17-13 AND #17-14 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.

COBEC BUILDING HANDICAPPED VERTICAL INCLINE LIFT

Risk Manager Greg Ashworth sent a letter to the Council and presented a financial outline to the Finance Committee regarding the need to repair and/or replace the vertical incline lift at the COBEC building.

MINUTES

THE MINUTES FOR THE 02-14-2017 REGULAR COUNCIL MEETING WERE APPROVED BY UNANIMOUS CONSENT.

CITY OF BARDSTOWN TREE BOARD AND FINANCE COMMITTEE

The minutes from the 02-22-2017 Tree Board meeting were presented to the Council for review. There was no discussion regarding the Finance Committee meeting that was held on 02-23-2017. The Finance Committee minutes will be available for the next Council meeting.

FIRST READING OF PROPOSED ORDINANCE B2017 - ZONING REGULATIONS AMENDMENTS

The Joint Planning and Zoning Director, Jan Johnston-Crowe, gave an update on the proposed amendments and the response from the community during the public hearing. Councilman Heaton introduced the proposed ordinance and its summary was read as follows:

This ordinance will amend Section V Definitions to delete “Craft Distillery” and to add definitions for the terms Craft Distillery Type I and Craft Distillery Type II.

Amend Section VI Zoning Districts as follows:

- Amend Section 6.1 Agricultural Districts (C) Conditional Uses Permitted to add (7) to allow storage of distilled spirits as a conditional use on tracts of 50 to 100 acres in size subject to listed conditions (not applicable in the City of Bardstown).
- Amend Section 6.1 Agricultural Districts (C) Conditional Uses Permitted (12) Events Facilities to allow structures as large as 4500 square feet in size and to allow such uses, if approved, to serve wine, beer an alcohol by the drink (not applicable in the City of Bardstown).
- Amend Section 6.12 Central Business District (C) Conditional Uses Permitted (4) Micro-Brewery to delete the term Craft Distillery and to add event facilities and similar uses.
- Amend Section 6.12 Central Business District (C) Conditional Uses Permitted to add (5) Craft Distillery Type I as previously defined and with conditions as listed.
- Amending Sections 6.13 (C) (4) Regional Retail Business District, 6.14 (C) (3) General Business District, 6.15 (C) (3) Retail Complex District and 6.16 (C) (3) Light Industrial Commercial Park Micro Brewery to delete the term Craft Distillery and add event facilities and similar uses.
- Amending Sections 6.13 (C) Regional Retail Business District to add (5), 6.14 (C) General Business District to add (4), 6.15 (C) Retail Complex District to add (4) and 6.16 (C) Light Industrial Commercial Park to add (4) each of which adds Craft Distillery Type II as previously defined as a conditional use subject to the conditions as specified.

No vote was taken and the consensus showed no objections to the proposed ordinance.

RESOLUTION R2017-01 KENTUCKY HOMELAND SECURITY GRANT

Councilman Kelley sponsored the resolution and City Clerk Bryant read it as follows:

R2017 - 01

A RESOLUTION OF THE CITY OF BARDSTOWN, KENTUCKY AUTHORIZING THE MAYOR TO MAKE APPLICATION FOR AND, UPON APPROVAL, TO ENTER INTO AN AGREEMENT WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS), TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED NECESSARY BY KOHS TO FACILITATE AND ADMINISTER THE PROJECT AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THIS PROJECT. THIS RESOLUTION ALSO ESTABLISHES PROCUREMENT POLICY FOR ANY KOHS APPROVED PROJECT FOR THE FY-2017 APPLICATION CYCLE.

WHEREAS, the City of Bardstown, Kentucky desires to make an application for United States Department of Homeland Security and/or Commonwealth of Kentucky funds for a project to be administered by Kentucky Office of Homeland Security; and

WHEREAS, it is recognized that an application for and approval of Kentucky Office of Homeland Security funds impose certain obligations and responsibilities upon the city.

NOW, THEREFORE, BE IT RESOLVED this 28th day of February, 2017, by the City of Bardstown, Kentucky; that

The Mayor is hereby authorized to execute and furnish all required documentation, including a memorandum of agreement, as may be required by KOHS for the furtherance of the above-referenced project and to act as the authorized correspondent for said project.

For the purpose of any KOHS funded projects using FY-2017 funds the city will use the provisions of KRS 45A for the purchase of equipment and/or services. For any equipment and/or services under \$20,000 three (3) quotes will

be obtained. For the purpose of any KOHS funded projects using FY-2017 funds, the city will use provision of KRS 45A for any equipment and/or services that exceeds \$20,000.

COUNCILMAN KELLEY MOVED TO APPROVE RESOLUTION R2017-01 KENTUCKY HOMELAND SECURITY GRANT. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0.

RESOLUTION R2017-02 WATER TREATMENT PLANT CHLORAMINES CONVERSION

Councilman Sheckles sponsored the resolution and City Clerk Bryant read it as follows:

R2017 - 02

AUTHORIZING RESOLUTION

WHEREAS, the City of Bardstown proposes to complete a project as identified in the Water Resource Information System (WRIS) as WX21179031; and

WHEREAS, the City of Bardstown endorses said project; and,

WHEREAS, under the terms of amendments to KRS 224A, the State is authorized to render financial assistance to eligible project applicants by way of the Infrastructure Revolving Fund (Fund B - State Revolving Loan Program) established to aid in the construction of eligible infrastructure projects with consideration for approval to be based on applications submitted through the Kentucky Infrastructure Authority; and,

WHEREAS, the improvements proposed for construction by the City of Bardstown within the Nelson County area are considered eligible for such loan assistance.

NOW THEREFORE, BE IT RESOLVED by the City of Bardstown that the Mayor, and Successors-in-Title are hereby authorized to execute and submit an application through the Kentucky Infrastructure Authority with such assurances and required supporting data as is necessary to obtain loan assistance from the Infrastructure Revolving Fund (Fund B - State Revolving Loan Program) for the proposed facilities improvements, and are hereby authorized as the City of Bardstown’s Official Project Representative to carry out necessary negotiations for and administer the loan assistance the applicant may obtain from the Infrastructure Revolving Fund (Fund B - State Revolving Loan Program).

COUNCILMAN SHECKLES MOVED TO APPROVE RESOLUTION R2017-02 WTP CHLORAMINES CONVERSION. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0.

RESOLUTION R2017-03 PROCLAMATION FOR RETIRED LT. GENERAL HAL MOORE

Councilman Heaton sponsored the resolution and City Clerk Bryant read it as follows:

R2017-03

Resolution authorizing the Mayor of Bardstown to proclaim March 10, 2017, in honor of Retired Lt. General “Hal” Moore, as Vietnam Veteran’s Day in the City of Bardstown.

WHEREAS: On Wednesday, February 13, 1922, a son was born to Harold and Mary Crume Moore and given the name Harold Gregory Jr. “Hal” and with sister Betty and brother Ballard, they called Bardstown Kentucky their home; and

WHEREAS: **Hal Moore** graduated from St. Joseph Preparatory School in 1940 and from the U.S. Military Academy at West Point in 1945, and during his assignment at Fort Bragg, North Carolina, he married the love of his life, Julie Compton and raised two daughters and three sons; and

WHEREAS: **Lt. General Hal Moore** having served 32 years in the military was deployed to the Korean War in 1952 where he commanded an Infantry rifle and heavy mortar company in the 7th Infantry Division for which he received two Bronze Star Medals for Valor; and

WHEREAS: **Lt. General Hal Moore** was best known for his leadership in the major battle of remote Ia Drang Valley, Vietnam in 1965 where he received the award of the Distinguished Service Cross and continued to create successful program with successful outcomes at Fort Ord, California, finally retiring from active duty in 1977; and

WHEREAS: The heavens called and **Retired Lt. General Hal Moore** died on Friday, February 10, 2017 at his home in Auburn, Alabama, and this community mourned the loss of their native Bardstownian.

NOW, THEREFORE, BE IT PROCLAIMED, throughout the City of Bardstown that Friday, March 10, 2017, in honor of Retired Lt. General Harold “Hal” Moore, once again be observed as Vietnam Veteran’s Day.

COUNCILMAN HEATON MOVED TO APPROVE RESOLUTION R2017-03 PROCLAMATION FOR RETIRED LT. GENERAL HAL MOORE. THE MOTION WAS DULY SECONDED BY COUNCILMAN SHECKLES AND CARRIED BY A VOTE OF 6 TO 0.

NEW APPOINTMENT AND RE-APPOINTMENTS

The recommendation to appoint Jim Taylor to the Joint Ethics Board was tabled. Mayor Royalty will send a short bio to the Council prior to the next Council meeting.

COUNCILMAN WILLIAMS MOVED TO APPROVE THE RECOMMENDATION TO RE-APPOINT WALTER NORTON TO THE AIR BOARD FOR A FOUR (4) YEAR TERM. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0.

COUNCILMAN KELLEY MOVED TO APPROVE THE RECOMMENDATION TO RE-APPOINT JERE ROCHE TO THE AIR BOARD FOR A FOUR (4) YEAR TERM. THE MOTION WAS DULY SECONDED BY COUNCILMAN SHECKLES AND CARRIED BY A VOTE OF 6 TO 0.

COUNCIL COMMENTS

COUNCILMAN KELLEY MOVED TO APPROVE THE FUNDS FOR COUNCILMAN COPELAND TO ATTEND THE NATIONAL PRESERVATION CONFERENCE IN WASHINGTON DC IN THE AMOUNT NOT TO EXCEED \$2,000.00 AND TO USE THE COUNCIL CONTINGENCY FUND INSTEAD OF THE TRAVEL/TRAINING FUND. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 5 TO 1. Councilman Buckman voted no.

NOTE: This motion supersedes the one approved at the 02-14-2017 Council meeting as recorded:

Councilman Copeland requested an increase in her Training/Travel allotment to attend the National Historic Preservation Conference in Washington DC, during the week of March 13-16, 2017. COUNCILMAN WILLIAMS MOVED TO APPROVE THE FUNDS FOR COUNCILMAN COPELAND TO ATTEND THE NATIONAL PRESERVATION CONFERENCE IN WASHINGTON DC IN THE AMOUNT NOT TO EXCEED \$2,000.00. THE MOTION WAS DULY SECONDED BY COUNCILMAN SHECKLES AND CARRIED BY A VOTE OF 4 TO 1. Councilman Buckman voted no.

Councilman Kelley requested the following conversation be recorded in the official minutes:

“Mayor, on November 17th you issued an email to everybody you know about giving us a bardstown cable email addresses and everything and that they would come out in the next week in which it did, so I want to ask you are you are aware of instances since we got that email bardstown cable email address where any council members’ email was accessed or reviewed without their authority or without a open records request?” “Are you aware of any such incident?”

Mayor Royalty replied “I don’t have any idea what you are talking about.”

John Kelley replied “Then I will take that as a no.”

CEMETERY DEEDS

THE MOTION TO APPROVE THE CEMETERY DEEDS FOR KAREN BLAINE AND MOLLIE BAKER WAS APPROVED BY UNANIMOUS CONSENT.

ADJOURNMENT

THE MOTION TO ADJOURN THE MEETING AT 8:11PM WAS APPROVED BY UNANIMOUS CONSENT.

CITY OF BARDSTOWN

John Royalty, Mayor

ATTEST:

Barbara Bryant, City Clerk