

**CITY OF BARDSTOWN, KENTUCKY  
REGULAR CITY COUNCIL MEETING MINUTES  
7-10-2018  
7:00 PM**

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

Councilman Joe Buckman  
Councilman Kecia Copeland  
Councilman David Dones  
Councilman John Kelley  
Councilman Bill Sheckles  
Councilman Roland E. Williams

Others present: City Attorney Tim Butler, City Clerk Mary Riley, HR Director/Risk Manager Greg Ashworth, Chief Financial Officer Tracy Hudson, Police Chief Kim Kraeszig, Fire Chief Billy Mattingly, City Civil Engineer Jessica Filiatreau, Nelson County Gazette Reporter Elijah Brooks, The Kentucky Standard Reporter Randy Patrick, PLG-TV reporter Matt Gordon, citizens Pat Whelan, Pam Livers, Bonnie Spalding, Kelly Harrison, Carrie Stivers, Leslie Blincoe, Johnny Warren, Robert and Kathleen Llewellyn, Valarie Williams, Reverend Jewel Brock, Joseph Sheckles, Kathy Reed, Wanda Dorsy, Jeff Stone and Mary C. Hays.

**TRI-COUNTY KENTUCKY UNITED WAY 5K ON 09/15/18 – ROAD CLOSURE REQUEST**

**UPON MOTION BY CONCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN DONES, THE ROAD CLOSURE REQUEST SUBMITTED BY THE TRI-COUNTY KENTUCKY UNITED WAY FOR THEIR 5K RUN ON 9-15-18 WAS APPROVED, CONTINGENT UPON THE UNITED WAY STAFF CONTACTING THE CITY POLICE DEPARTMENT TO HAVE SAFETY ISSUES IMPLEMENTED AND APPROVED. MOTION CARRIED 6 TO 0.**

**MAINSTREET FARM TO TABLE EVENT ON 08/25/18 – ROAD CLOSURE REQUEST**

**UPON MOTION BY CONCILMAN DONES, DULY SECONDED BY COUNCILMAN BUCKMAN, THE ROAD CLOSURE REQUEST SUBMITTED BY THE MAINSTREET PROGRAM FOR THE FARM TO TABLE EVENT ON 8-25-18 WAS APPROVED. MOTION CARRIED 6 TO 0.**

**DONATION REQUESTS**

Mayor Heaton and the Council discussed the multiple donation requests submitted and agreed that the total amount of funds requested exceeds the amount of grant funds designated in the entire FY18-19 budget. It was collectively agreed that all grant funds should not be spent in the first two (2) weeks of the budget year. The Council heard presentations from representatives from the groups requesting funding and then openly discussed the merit of the requests, the value of the projects and the proposed amounts to be awarded.

**UPON MOTION BY COUNCILMAN KELLEY, DULY SECONDED BY COUNCILMAN DONES, DONATION REQUESTS FROM THE FOLLOWING ORGANIZATIONS WERE APPROVED. MOTION CARRIED 6 TO 0.**

1. *Old Bardstown Village* requested \$10,000 to have log cabins re-chinked/mortar replaced.  
**Council approved a grant of \$5,000.**
2. *The Stephen Foster Story* requested \$10,000 to renovate the amphitheater.  
**Council approved a grant of \$5,000.**
3. *Nelson County Black Citizens Arts Council* requested \$5,000 to renovate the Bowman Cherry Center located in the Bardstown Historic District. Request was amended verbally during the meeting by Jeff Stone to include In-Kind engineering services from the City.  
**Council approved a grant of \$3,000.** There was no discussion or vote on the In-Kind Services.
4. *Buttermilk Days Foundation* requested \$2,500 for security and street clean-up for the 2018 Annual Buttermilk Festival held in August.  
**Council approved a grant of \$2,000.**

The Distinguished Young Women of Nelson County program submitted a donation request in the amount of \$150-200. Based on the criteria that the donation must benefit the general public, the Council did not approve this request. Through extensive discussion, it was collectively agreed that although this is an extremely valuable program, a scholarship for an individual person did not benefit the general public.

**HOMELAND SECURITY – GRANT AWARD – POLICE DEPARTMENT**

Police Chief Kraeszig explained that the City has been awarded \$3,214.00 from the Kentucky Office of Homeland Security Law Enforcement Protection Grant Program to purchase five (5) body armor vests. She shared how excited the department was to receive the grant and purchase this vital equipment for the officers. An additional grant has been submitted for the purchase of Taser guns and she hopes to have an answer soon regarding that particular grant.

**CERTIFIED LOCAL GOVERNMENT – GRANT AWARD – HISTORIC PRESERVATION**

Mayor Heaton reported on the grant the City recently received in the amount of \$9,569.00 to assist with the production of two (2) stand-alone workshops, including one on cemetery and monument preservation. The City has matched the grant in the amount of \$6,379.00 and the Mayor reiterated what a positive contribution these workshops will make to the historic preservation efforts of the City.

**MINUTES**

**THE MINUTES FOR THE 6-26-2018 REGULAR COUNCIL MEETING WERE APPROVED BY UNANIMOUS CONSENT.**

**FINANCIAL REPORT**

CFO Hudson reported that the Audit began on 7/2/18. Mayor Heaton reminded the Council that there will be a Finance Committee meeting on 7/19/18 at 5:00pm.

**SECOND READING OF ORDINANCE B2018-14 FEES FOR PUBLIC SAFETY SERVICES**

City Attorney Butler read the following:

**ORDINANCE NO. B2018-14**

**AN ORDINANCE AMENDING AND ADOPTING AS AMENDED AN ORDINANCE RELATING TO CHAPTER 36 DEPARTMENTS OF THE CITY OF BARDSTOWN’S CODE OF ORDINANCES**

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

That amendments be made to CHAPTER 36: DEPARTMENTS, Section 36.26 User Fees for the Deployment of Public Safety Services of the City of Bardstown’s Code of Ordinances as follows:

**§ 36.26 USER FEES FOR THE DEPLOYMENT OF PUBLIC SAFETY SERVICES.**

(A) The City of Bardstown’s Fire Department shall establish fees for the delivery of Fire Department services, personnel, supplies and equipment to the scene. The rate of the user fees shall be that which is the usual, customary and reasonable costs, which includes any services, personnel supplies and equipment and may fluctuate based on the needs of the incident. **The type and extent of service billed for and as listed below shall be defined in the Bardstown Fire Department’s Standard Operating Procedures.**

(B) The user fees shall be filed to the insurance companies, representing an add-on-cost of the claim for damages.

(C) The city may make rules or regulations and from time to time may amend, revoke or add rules and regulations not inconsistent with this section as it may deem necessary or expedient in respect to billing for these fees or the collection thereof.

(D) If any part of this section is declared to be unenforceable or unconstitutional for any reason then the same shall not affect the validity of the remainder of this section.

(E) Citizens that reside **or own property** in [the] Bardstown [city limits] and [the Bardstown] Nelson County [Volunteer Fire Department’s service area] shall be exempt from any user fees.

**FEE SCHEDULE**

<del>{Simple Extrication:_____</del>	<del>&lt;15 min \$100}</del>
<del>{Extended Extrication:_____</del>	<del>&gt;15 min \$200}</del>
<del>{Hazmat (Cars and trucks &lt;30 gal)_____</del>	<del>\$150}</del>
<del>{Hazmat (Cars and trucks &gt;30 gal)_____</del>	<del>Up to \$500}</del>
<del>{Car fire (Engine compartment only)_____</del>	<del>\$125}</del>
<del>{Car fire (Extension in passenger compartment)_____</del>	<del>\$250}</del>
<del>{_____ Large truck fire_____</del>	<del>Up to \$500}</del>
<del>{_____ Technical rescue_____</del>	<del>Up to \$500}</del>
<del>{Traffic control_____</del>	<del>\$50/hr per truck &amp;}</del>
<del>{_____</del>	<del>\$25/hr per man}</del>
<del>{Itemized expendable items_____</del>	<del>Actual cost}</del>

<b><u>MOTOR VEHICLE INCIDENTS</u></b>	
<b><u>Level 1 -</u></b>	<b><u>\$554.00</u></b>
<b><u>Level 2 -</u></b>	<b><u>\$677.00</u></b>
<b><u>ADD ON SERVICES:</u></b>	
<b><u>Extrication</u></b>	<b><u>\$1,461.00</u></b>
<b><u>Creating a Landing Zone</u></b>	<b><u>\$488.00</u></b>
<b><u>ADDITIONAL TIME ON SCENE:</u></b>	
<b><u>Engine billed at -</u></b>	<b><u>\$488.00 per hour</u></b>
<b><u>Truck billed at -</u></b>	<b><u>\$560.00 per hour</u></b>
<b><u>Miscellaneous equipment billed at -</u></b>	<b><u>\$366.00</u></b>
<b><u>HAZMAT</u></b>	
<b><u>Level 1 -</u></b>	<b><u>\$784.00</u></b>
<b><u>Level 2 -</u></b>	<b><u>\$2,800.00</u></b>
<b><u>Level 3 -</u></b>	<b><u>\$6,608.00</u></b>
<b><u>Includes 3 hours of on scene time</u></b>	
<b><u>Each additional hour @ \$336.00 per HAZMAT team</u></b>	
<b><u>ADDITIONAL TIME ON-SCENE: (for all levels of service)</u></b>	
<b><u>Engine billed at</u></b>	<b><u>\$488.00 per hour</u></b>
<b><u>Truck billed at -</u></b>	<b><u>\$560.00 per hour</u></b>
<b><u>Miscellaneous equipment billed at -</u></b>	<b><u>\$336.00</u></b>
<b><u>FIRE INVESTIGATION – Fire Investigation Team</u></b>	
	<b><u>\$308.00 per hour</u></b>
<b><u>TECHNICAL RESCUES</u></b>	
<b><u>Includes Trench Rescue, Confined Space Rescue, Rope Rescue and Structural Collapse Rescues</u></b>	
<b><u>Itemized Response: Each incident will be billed with custom mitigation rates deemed usual, customary and reasonable (UCR). These incidents will be billed, itemized per apparatus per hour, per trained rescue person per hour, plus rescue products used.</u></b>	
<b><u>Minimum billed \$448 for the first response vehicle plus \$56 per rescue person. Additional rates of \$448 per hour per response vehicle and \$56 per hour per rescue person.</u></b>	
<b><u>MISCELLANEOUS / ADDITIONAL TIME ON-SCENE:</u></b>	
<b><u>Engine billed at -</u></b>	<b><u>\$448 per hour</u></b>
<b><u>Truck billed at -</u></b>	<b><u>\$560 per hour</u></b>
<b><u>Miscellaneous equipment billed at -</u></b>	<b><u>\$336.00</u></b>

(F) User fees shall be paid within 60 days of the invoiced date.

(G) Any person violating the provisions of this section shall be fined any sum not exceeding \$500.

(Ord. B2014-21, passed 8-21-14)

All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

This Ordinance shall take effect and be in force immediately upon its passage, approval, and publication as required by law.

**COUNCILMAN COPELAND MOVED TO ADOPT ORDINANCE B2018-14 FEES FOR PUBLIC SAFETY SERVICES AS READ IN FULL. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS.**

**THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:**

COUNCILMAN KELLEY	-	AYE
COUNCILMAN COPELAND	-	AYE
COUNCILMAN BUCKMAN	-	AYE
COUNCILMAN WILLIAMS	-	AYE
COUNCILMAN SHECKLES	-	AYE
COUNCILMAN DONES	-	AYE

**MAYOR HEATON THEN DECLARED ORDINANCE NO. B2018-14 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 10, PAGE NO. \_\_\_\_\_.**

**REAPPOINTMENT OF TIGER HUSTON – CABLE TV PROGRAMMING COMMITTEE**

**UPON MOTION BY COUNCILMAN KELLEY, DULY SECONDED BY COUNCILMAN DONES, TIGER HUSTON WAS REAPPOINTED TO THE CABLE TV PROGRAMMING COMMITTEE FOR A THREE (3) YEAR TERM THAT WILL EXPIRE ON 7/09/2021. MOTION CARRIED 6 TO 0.**

**CODE ENFORCEMENT BOARD DISCUSSION**

City Attorney Butler explained the status of the current Code Enforcement Board which included less than a quorum of members active on the board and recent changes in state statues that would require changes to City ordinances. He proposed following the suggestion of the Kentucky League of Cities (KLC) of repealing the code enforcement board ordinance, which would allow the City to make necessary revisions and then reconstitute the board if the City believes it would be beneficial. The current Code Enforcement Officer, Jesse Wheat, has been effective in obtaining voluntary compliance from residents and businesses, so the board has not been needed. City Attorney Butler will begin to revise the ordinance for review by the Mayor and Council. No vote was taken.

**COUNCIL COMMENTS**

Councilman Buckman said he was extremely pleased with the efforts being made to save the Bowman Cherry Center.

Councilman Williams visited the new Fire Department location.

Councilman Copeland reminded the community of the fresh food program she was participating in and reiterated the importance of fresh fruit and vegetables for all income levels. She will be picking up orders soon. Anyone with questions can contact her directly.

**CEMETERY DEEDS**

**THE CEMETERY DEEDS FOR CAROL A. CARLO, MARY MATTINGLY AND BARBARA FLETCHER WERE APPROVED BY UNANIMOUS CONSENT.**

**ANNOUNCEMENTS**

Mayor Heaton stated there would be a Finance Committee meeting on 7/19/18 at 5:00pm. He also announced there would be a Special Council Meeting called on 7/30/18 at Noon to host a Public Hearing regarding the Industrial Building Revenue Note for the Bethlehem High School Athletic Complex. The resolution pertaining to this revenue note will be addressed at the regular Council meeting on 7/24/18.

Fire Chief Mattingly reported that the representative conducting the ISO visit will arrive on 8/22/18.

Councilman Copeland expressed her gratitude to the new Mainstreet Program Executive Director, Randi Mouser, for doing an excellent job planning and executing the annual street concert.

**ADJOURNMENT**

**COUNCILMAN SHECKLES MOVED TO ADJOURN THE MEETING AT 8:15 PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN KELLEY AND CARRIED BY A VOTE OF 6 TO 0.**

**CITY OF BARDSTOWN**

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

**ATTEST:**

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Mary Riley, City Clerk