

CITY OF BARDSTOWN, KENTUCKY
REGULAR CITY COUNCIL MEETING MINUTES
4/23/2019
7:00 PM

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

Councilman Joe Buckman - arrived at 7:07pm
Councilman David Dones
Councilman Betty Hart
Councilman Franklin Hibbs IV
Councilman Bill Sheckles - absent
Councilman Roland E. Williams

Others present: City Attorney Audrey Haydon, Assistant City Clerk Gary Little, HR Director/Risk Manager Greg Ashworth, City Civil Engineer Jessica Filiatreau, Chief Financial Officer Tracy Hudson, City Electrical Engineer Eric Richter, Assistant Police Chief Kevin Thompson, Fire Chief Billy Mattingly, Dispatch Director Milt Spalding, Nelson County Sheriff Ramon Pineiroa, Bardstown Main Street Chairman Jim Gartland, Nelson County Gazette Reporter Jim Brooks, Kentucky Standard Reporter Randy Patrick, PLG-TV Reporter Matt Gordon, Jim Noe with Kentucky Owl and citizen Pat Whelan.

RECOGNITION OF GROUPS OR INDIVIDUALS

SWEARING-IN CEREMONY OF POLICE OFFICER JAMES ADAMS

Assistant Police Chief Thompson introduced Police Officer James Adams and provided a summary of his 18-year background in law enforcement which includes work in the areas of patrol, narcotics investigation, violent crimes response and certified instruction. Mayor Heaton welcomed Officer Adams and administered the Oath of Office which was followed by congratulatory applause. Officer Adams then thanked those in attendance for the opportunity.

BIDS/CONTRACTS

City Civil Engineer Filiatreau presented information on the recent bid for the painting and repair of the Fairgrounds water tank on Louisville Road. The City received only one bid, that being from Currens Construction Services, LLC which included a base bid and an alternate bid. The base bid was for \$364,000 and displayed a similar design to the one that was selected for the water tank at the Parkway Drive location near the Bluegrass Parkway. The alternate bid of \$374,000 included a bourbon-themed design with multiple colors and a slightly different logo.

UPON MOTION BY COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN HART, AND CARRIED BY A VOTE OF 5 TO 0, THE WATER TANK ALTERNATE BID OF \$374,000 SUBMITTED BY CURRENS CONSTRUCTION WAS APPROVED BY THE COUNCIL.

City Electrical Engineer Richter explained that the current electrical energy agreement with Owensboro Municipal Utilities expires on April 30, 2019 and that the city has received a proposal from the Kentucky Municipal Energy Agency (KYMEA) to continue marketing power on the grid. The agreement will be effective May 1, 2019 and will continue until the City provides notification to terminate or cancel its contract with the Southeastern Power Administration (SEPA). A long-term agreement with KYMEA or LG&E/KU will then be pursued.

COUNCILMAN DONES MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT WITH THE KENTUCKY MUNICIPAL ENERGY AGENCY EFFECTIVE MAY 1, 2019 AS WELL AS FOR THE MAYOR TO ENTER INTO NEGOTIATIONS WITH LG&E/KU FOR A LONG-TERM ALTERNATIVE FOR THE SCHEDULING SERVICES OF THE CITY OF BARDSTOWN'S SOUTHEASTERN POWER AGENCY'S ALLOCATIONS. THE MOTION WAS SECONDED BY COUNCILMAN HIBBS AND CARRIED BY A VOTE OF 5-0.

HISTORICAL REVIEW BOARD

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

- (a) COA-19-57. Steven King, Applicant/Owner, requests to install a fence at 306 South Third Street.
Recommendation: Approval to install the proposed fence with the following conditions:
Conditions: The applicant will seek staff approval for the final stain color and screening material for the HVAC unit.
- (b) COA-19-58. Bourbon Capital Community Alliance, Applicants/City of Bardstown, Owners request to install 25 pole banners on West Stephen Foster Avenue, East Stephen Foster Avenue, and Third Street.
Recommendation: Approval to install the proposed signs with the following conditions:
Conditions: That the 31 flags as proposed would be installed for a six-month period to be resubmitted in October 2019.
- (c) COA-19-59. Bardstown Historical Development Corporation, Applicants, Archdiocese of Louisville,

Owners, request to remove trees at 114 North 5th Street.

Recommendation: Approval to remove the 5 proposed trees with the following conditions:

Conditions: The types of trees to be replanted and the location of the trees will be approved by Chairman Barkley.

- (d) COA-19-62. Lysbeth Barkley and Charles Coulston, Applicants/Owners, request to replace the roof at 301 South 5th Street.
Recommendation: Approval to replace the roof with the following conditions:
Conditions: The roof will be staff approved with either Driftwood or Peppermill Gray shingles.
- (e) COA-19-63. Lysbeth Barkley and Charles Coulston, Applicants/Owners, request to replace the siding at 301 South 5th Street.
Recommendation: Approval not to replace the siding but to paint it with the following conditions:
Conditions: The siding will not be replaced because it is historic siding and the paint colors will be Benjamin Moore black 2132-10 for the windows, Benjamin Moore China White I-74 for the trim, Benjamin Moore Rosie Apple 2006-30 for the doors, Benjamin Moore Fernwood Green 2145-40 for the foundation, Benjamin Moore Tate Olive HC-112 for the siding. Any other changes would be staff approved.
- (f) COA-19-64. James Noe, Applicant/Owner, requests to paint the house at 208 South Third Street.
Recommendation: Approval to paint the house and the garage the proposed colors.
- (g) COA-19-65. James Noe, Applicant/Owner, requests to paint the rear addition at 208 South Third Street.
Recommendation:
Conditions: The applicant is requesting to paint the chimney and the brick rear addition to match the rest of the house. The applicant will request staff approval to determine the method by which he will paint these two features.
- (h) COA-19-66. James Noe, Applicant/Owner, requests to install chimney caps at 208 South Third Street.
Recommendation: Approval to install the proposed chimney caps.
- (i) COA-19-67. James Noe, Applicant/Owner, requests to install a deck at 208 South Third Street.
Recommendation: Approval to build the proposed deck with the following conditions:
Conditions: The stain of the deck as well as the railings and balusters will be staff approved by the preservation coordinator.
- (j) COA-19-11 AMENDED. Finn Davis, Applicant/Owner, requests to amend the design of the addition at 208 East Stephen Foster Avenue.
Recommendation: Approval for the amended design of the addition to the rear of the property.
- (k) COA-19-69. Finn Davis, Applicant/Owner, requests to add a door at the rear addition at 208 East Stephen Foster Avenue.
Recommendation: Approval to install the proposed door at the rear of the property with the following conditions:
Conditions: The color of the door will be staff approved.
- (l) COA-19-70. Finn Davis, Applicant/Owner, requests to paint the structure at 208 East Stephen Foster Avenue.
Recommendation: Approval for the proposed paint colors with the following conditions:
Conditions: The trim color will be staff approved by the preservation coordinator.
- (m) COA-19-71. Mike and Amy Deaton, Applicants/Owners, propose to add an addition at 108 West Broadway.
Recommendation: Approval to construct the proposed addition.
- (n) COA-19-72. Mike and Amy Deaton, Applicants/Owners, propose to add an addition and install windows at 108 West Broadway.
Recommendation: Approval to install the proposed windows.
- (o) COA-19-73. Mike and Amy Deaton, Applicants/Owners, propose to add an addition and add siding at 108 West Broadway.
Recommendation: Approval to install the proposed siding.
- (p) COA-19-74. Mike and Amy Deaton, Applicants/Owners, propose to add an addition and add a porch at 108 West Broadway.
Recommendation: Approval to install the proposed porch.
- (q) COA-19-75. Mike and Amy Deaton, Applicants/Owners, propose to add an addition and add doors at 108 West Broadway.
Recommendation: Approval to install the proposed doors on the addition with the following conditions:

Conditions: The door color will be staff approved.

- (r) COA-19-76. Mike and Amy Deaton, Applicants/Owners, propose to install a roof at 108 West Broadway.
Recommendation: Approval to install the proposed roof.
- (s) COA-19-77. Mike and Amy Deaton, Applicants/Owners, propose to add an addition and add a foundation at 108 West Broadway.
Recommendation: Approval to install the proposed foundation.

COUNCILMAN BUCKMAN MADE A MOTION TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #19-57, #19-58, #19-59, #19-62, #19-63, #19-64, #19-65, #19-66, #19-67 #19-11 AMENDED, #19-69, #19-70, #19-71, #19-72, #19-73, #19-74, #19-75, #19-76, AND #19-77, 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.

MINUTES

THE MINUTES FOR THE 4/09/2019 REGULAR SESSION COUNCIL MEETING WERE APPROVED BY UNANIMOUS CONSENT.

FINANCIAL REPORTS

Dispatch Director Spalding presented the 911/Dispatch Budget for Fiscal Year 2019-2020 which had been previously approved by Nelson County Fiscal Court without changes to the original draft, as submitted to the Council on March 26, 2019.

UPON MOTION BY COUNCILMAN DONES, DULY SECONDED BY COUNCILMAN HIBBS, THE 911/DISPATCH BUDGET FY2019-2020 WAS APPROVED. MOTION CARRIED 5 TO 0.

Mayor Heaton welcomed Nelson County Sheriff Ramon Pineiroa who then spoke to the Council about working together with Fiscal Court and the City Council and unifying all first responders.

Chief Financial Officer Hudson addressed the budget for fiscal year 2018-2019 and noted that there was an overall positive effect on the budget after changes in revenue and expenses across all departments.

FIRST READING OF ORDINANCE B2019-04 BUDGET AMENDMENT FY2018-2019

Prior to the first reading, the Mayor acknowledged the difficulty in forecasting such a large budget and was pleased with the year-to-date numbers as presented.

Councilman Williams introduced Ordinance B2019-04 Budget Amendment FY2018-2019 and asked that it be read in summary. City Attorney Haydon read the summary. Mayor Heaton explained the need to purchase a new bulky item truck after a fire damaged the old truck and how that purchase will affect the budget. No action was taken.

Mayor Heaton stated that he has been meeting with department heads regarding next year's budget and intends on having that information available to the City Council next week.

STREET AND SOLID WASTE COMMITTEE MEETING MINUTES - 3/28/2019

Councilman Buckman reported that both land disturbance permits and bulky item pick-up requests have increased significantly. Mayor Heaton acknowledged the need for the new bulky item truck due to the increased demand for item pick-ups.

ELECTRIC AND CABLE COMMITTEE MEETING MINUTES - 4/09/2019

Councilman Dones summarized the minutes from the Electric and Cable Committee meeting.

THE MINUTES OF THE STREET AND SOLID WASTE COMMITTEE MEETING HELD ON 3/28/2019 AND THE MINUTES OF THE ELECTRIC AND CABLE COMMITTEE MEETING HELD ON 4/09/2019 WERE APPROVED BY UNANIMOUS CONSENT.

UNFINISHED BUSINESS

HR Director/Risk Manager Ashworth addressed the status of Fire Station #1. Plans for the station have been finalized with Keyes Architects, other than some minor details. Once provided, Keyes will begin a three week bid process. Upon closing the bid, Keyes will give a presentation to the City Council and make a recommendation.

BOURBON CITY STREET CONCERT AND NATIONAL BOURBON DAY

Bardstown Main Street Board of Directors Chairman Gartland addressed the Council regarding street closures for the Bourbon City Street Concert. The Bardstown Main Street Program requested that two blocks on North 3rd

Street from the old courthouse to Broadway be closed on Saturday, June 15, 2019 from 10:00am until 1:00am. They also requested a partial closure of East and West Flaget. Some discussion followed about how the earlier closing time might affect the businesses on those two blocks as well as affecting the traffic flow and it was suggested that the businesses be informed of this earlier closing time. The Council agreed to have further discussion at the next meeting on May 7th, 2019 and no action was taken.

MOBILE FOOD VENDOR - JUANITO’S STREET TACOS

Mayor Heaton stated that Juanito’s Street Tacos had submitted a Mobile Food Vendor application that meets all the requirements to operate.

UPON MOTION BY COUNCILMAN HART, DULY SECONDED BY COUNCILMAN DONES, THE APPLICATION FOR A MOBILE FOOD VENDOR PERMIT BY JUANITO’S STREET TACOS WAS APPROVED. MOTION CARRIED 5 TO 0.

APPOINTMENTS TO BARDSTOWN-NELSON COUNTY AIR BOARD

Mayor Heaton explained that the Air Board had recently voted to expand from six members to ten members. This necessitates two additional appointments from both Fiscal Court and the City to the joint board. Mayor Heaton requested the approval of David Mattingly for a two (2) year term and Dustin McCoy for a four (4) year term and discussed their qualifications. Upon completion of the initial terms, all future appointees will then serve four (4) year terms.

UPON MOTION BY COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 5-0, DAVID MATTINGLY WAS APPOINTED TO A TWO (2) YEAR TERM AND DUSTIN MCCOY WAS APPOINTED TO A FOUR (4) YEAR TERM TO THE BARDSTOWN-NELSON COUNTY AIR BOARD.

COUNCIL MEMBER COMMENTS

Councilman Dones stated his appreciation for City Electrical Engineer Richter, Engineering Consultant Mills, Administrative Engineer Hamilton and the other members of the Electric and Cable Committee for their dedicated service to the City of Bardstown.

Councilman Hart said she had attended Narcan Training hosted by United for Recovery earlier in the day.

Mayor Heaton informed the Council that four corridors are being considered for a \$47 million project which proposes improvements to Highway 150 from the Bluegrass Parkway to Fredericktown. He also discussed the upcoming bid process for the sale of City property across from Boone’s Butcher Shop.

City Civil Engineer Filiatreau explained that a boil water advisory near Parkway Baptist Church on Tuesday, just prior to the council meeting, was due to a private contractor hitting a water line along Highway 150. A repair was made and service was quickly restored to the area.

CEMETERY DEEDS

THE MOTION TO APPROVE THE TRANSFER OF SIX (6) GRAVES FROM PHYLLIS BARTH TO HER TWO CHILDREN AND THE RESULTING TWO CEMETERY DEEDS WERE APPROVED BY UNANIMOUS CONSENT.

ADJOURNMENT

COUNCILMAN HART MOVED TO ADJOURN THE MEETING AT 8:10 PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 5 TO 0.

CITY OF BARDSTOWN

J. Richard Heaton, Mayor

ATTEST:

Mary Riley, City Clerk