

**CITY OF BARDSTOWN, KENTUCKY
REGULAR CITY COUNCIL MEETING MINUTES
04-26-2016
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 Hagan
- Councilman Lydian
- Councilman Simpson
- Councilman Williams

Others present: Director of Public Works and Engineering Larry Hamilton, City Clerk Barbie Bryant, Police Chief Rick McCubbin, City Attorney Tim Butler, Fire Chief Randy Walker, Nelson County Gazette Reporter Jim Brooks, The Kentucky Standard Reporter Randy Patrick, PLG-TV13 Reporter Matthew Fogle, and citizens Mark Ballard, Louis Ballard, Ed Mattingly, Marlin Howard, Bruce Vittitow, Pat Whelan, Sheila Calbert, Betty Hart, Mildred Cambron, Bill Sheckles, Margaret Sims, Barbara Werner, Barbara Roby, Delores Phillips, Margaret Smith, Jimmy Yocum, Ethel Phillips, Pat Settles, Joe Werner, and C.R. Royalty.

INPUT FROM CITIZENS

Three (3) minutes were offered to citizens and the following individuals spoke:

- Mark Ballard – concerns for future decisions on E-911 dispatch services
- Louis Ballard – concerns for Mayor’s decision to restructure the Police Department
- Ed Mattingly – concerns for future decisions on E-911 dispatch services

REPAINTING OF TREATMENT STRUCTURES FOR JERRY L. RILEY WASTEWATER TREATMENT PLANT BID

Director of Public Works and Engineering Hamilton presented the following bid:

BID TAB

PROJECT: Repainting of Treatment Structures at Jerry L. Riley WWTP

Bid Date: April 21, 2016 10:00am

| Name | Bid Amount |
|------------------------|------------|
| MCKinney Painting | \$92,800 |
| C & S Quality Services | \$121,550 |

Recommend bid award go to apparent low bidder, MCKinney Painting.

COUNCILMAN SIMPSON MOVED TO ACCEPT THE RECOMMENDATION AND APPROVED THE BID FROM MCKINNEY PAINTING IN THE AMOUNT OF \$92,800.00. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0.

TRICKLING FILTER MEDIA FOR JERRY RILEY WASTEWATER TREATMENT PLANT BID

Director of Public Works and Engineering Hamilton presented the following bid:

PROJECT: Installation of Trickling Filter Media Jerry L. Riley WWTP

Bid Date: April 19, 2016 10:00am

| Name | Bid Amount |
|-----------------------|------------|
| Herrick Company, Inc. | \$39,650 |
| Building Crafts, Inc. | \$42,800 |
| N.E. ZABKAR, Corp. | \$94,889 |
| Judy Construction | \$117,500 |

The recommended low bidder is Herrick Company, Inc. for the above project.

COUNCILMAN WILLIAMS MOVED TO ACCEPT THE RECOMMENDATION AND APPROVED THE BID FROM HERRICK COMPANY INC. IN THE AMOUNT OF \$39,650.00. THE MOTION WAS DULY SECONDED BY COUNCILMAN HAGAN AND CARRIED BY A VOTE OF 6 TO 0.

REVISED CHEMICAL BID FOR THE WATER AND WASTEWATER TREATMENT PLANTS

COUNCILMAN HAGAN MOVED TO AMEND THE CHEMICAL BID AND ACCEPT THE AMOUNTS SUBMITTED BY BRENTAG FOR THE FLOURIDE HFS ACID (\$0.29) AND BY UNIVAR USA FOR THE POTASSIUM PERMANGANATE (\$2.38). THE MOTION WAS DULY SECONDED BY COUNCILMAN LYDIAN AND CARRIED BY A VOTE OF 6 TO 0.

HISTORICAL REVIEW BOARD

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

- (a) COA 16-24 Demolition. Derek Hutchins applicant/owner proposes to demolish the rear of a property at 159 Mulberry Avenue. **Recommendation:** Approval of the demolition of the rear of the property even though it was not consistent with the HRB standards because a demolition permit was not obtained prior to the demolition.
- (b) COA 16-16. Ann Hite applicant/owner proposes to expand the porch of the house at 203 West Broadway. **Recommendation:** Approval to expand the porch. **Condition:** That the final porch design with all the details (materials, dimensions, slope of the roof, color and all details) be presented to the Preservation Coordinator for staff approval.
- (c) COA 16-17. Ann Hite applicant/owner proposes to install a gable vent at 203 West Broadway. **Recommendation:** Approval of the installation of the gable vent. **Condition:** The dimensions of the gable vent be submitted to the Preservation Coordinator for staff approval.
- (d) COA 16-18. Ann Hite applicant/owner proposes to pant the exterior of the house at 203 West Broadway. **Recommendation:** Approval of the exterior paint colors.
- (e) COA 16-19. Ann Hite applicant/owner proposes to replace the shutters at 214 North 4th Street. **Recommendation:** Approval to install shutters on the south end with louvered shutters and on the north end with solid panel shutters (all wood that are functioning and painted black). **Condition:** The hardware for the shutters be presented to the Preservation Coordinator for staff approval.
- (f) COA 16-20. Ann Hite applicant/owner proposes to install two wood doors and two new storm doors at 214 North 4th Street. **Recommendation:** Approval of the installation of two wood doors and two screen doors. **Condition:** The south door will be a solid wood door with 6 panels, and the north door will be a wood door with 6 glass panels. Both doors will be black and the storm door for both will be solid glass with a black trim.
- (g) COA 16-21. Ann Hite applicant/owner proposes to install gutters at 214 North 4th Street. **Recommendation:** Approval of the installation of the gutters. **Condition:** The gutter materials will be presented to the Preservation Coordinator for staff approval.
- (h) COA 16-22. Evan Kulsveen applicant/owner proposes to install three exterior light fixtures at 216 W. Flaget Street. **Recommendation:** Approval of the installation of three exterior light fixtures.
- (i) COA 16-23. Pat Swartz of the Main Street Design Committee of Bardstown, applicant, and City of Bardstown, owner, proposes to install a new sign at the parking lot at 109 West Flaget Avenue. **Recommendation:** Approval of the new sign design and installation. **Condition:** The sign design and placement would be staff approved by the Preservation Coordinator.
- (j) COA 16-27. Douglas and Donna Carey applicant/owner propose to paint the exterior house, porch, and trim at 212 East John Fitch Street. **Recommendation:** Approval of the exterior paint colors. **Condition:** If the owners do want the trim to be darker they could come to the Preservation Coordinator for staff approval.
- (k) COA 16-28. Jayme Haslam, applicant & Patrick Whelan, owner, propose a landscape plan at 111 East John Fitch Avenue. **Recommendation:** Approval of the landscape plan and design. **Condition:** That the applicant check the maximum height limits of the fence and check with the city and get permission about the walkway in the city right away.
- (l) COA 16-29. Joseph Wycoff applicant/owner proposes to install a new roof at 206 South 3rd Street. **Recommendation:** Approval of the installation of the new roof.
- (m) COA 16-30. Old Kentucky Home Country Club applicant/owner propose to add fencing and concrete at 417 East Stephen Foster Ave. **Recommendation:** Approval of the addition of the fence and concrete portion at the pool. **Condition:** That the decking to first be concrete and if that is not possible then decking will be substituted and approved by the Preservation Coordinator.

COUNCILMAN HAGAN MOVED TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #16-24, #16-16, #16-17, #16-18, #16-19, #16-20, #16-21, #16-22, #16-23, #16-27, #16-28, #16-29, AND #16-30 WITH THE CONDITIONS SET FORTH BY THE HRB. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0.

City Clerk Bryant then presented the following recommendations from the Bardstown Historical Review Board:

- (n) COA 16-32. Bruce Vittitow Construction, applicant and First Baptist Church Inc., owners, propose to replace the roof with a standing seam roof at 315 North 2nd Street. Recommendation: Approval of installation of the new roof. Condition: That the color of the roof be presented to the Preservation Coordinator and be staff approved.
- (o) COA 16-33. Bruce Vittitow Construction, applicant and First Baptist Church Inc., owners, propose to replace fascia, gutter, bell tower, and soffit boards with popular hardwood at 315 North 2nd Street. Recommendation: Approval of the replacement of the fascia, gutter, bell tower, and soffit boards with popular hardwood.
- (p) COA 16-34. Bruce Vittitow Construction, applicant and First Baptist Church Inc., owners, propose to remove plywood and dilapidated siding from the corner block addition and replace with Hardi-plank siding at 315 North 2nd Street. Recommendation: Approval of the removal and replacement of the siding. Condition: That the paint color will be in kind to match the church brick.
- (q) COA 16-35. Bruce Vittitow Construction, applicant and First Baptist Church Inc., owners, propose to repair the exit landing at 315 North 2nd Street. Recommendation: Approval of the exit landing repairs. Condition: That the Preservation Coordinator will approve the final design plan for the steps, railings, and a landing as well as the steps to the other door, and that both doors would be replaced as an in-kind repair.
- (r) COA 16-36. Bruce Vittitow Construction, applicant and First Baptist Church Inc., owners, propose to replace the handicap ramp at 315 North 2nd Street. Recommendation: Approval of the removal and replacement of the handicap ramp. Condition: That if concrete is used that the Preservation Coordinator will review the final design of the ramp. If the ramp is just going to be repaired then the Preservation Coordinator must also be notified of the in-kind repairs and the approval of the color.
- (s) COA 16-37. Bruce Vittitow Construction, applicant and First Baptist Church Inc., owners, propose to enclose the existing First Baptist Church sign in brick at 315 North 2nd Street. Recommendation: Approval to enclose the existing first Baptist Church sign in brick. Condition: That the older sign is an in-kind repair and that the newer sign design will be submitted to the Preservation Coordinator for staff approval, or if she wishes for it to go again before the board it may.

COUNCILMAN LYDIAN MOVED TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #16-32, #16-33, #16-34, #16-35, #16-36, AND #16-37 WITH THE CONDITIONS SET FORTH BY THE HRB. THE MOTION WAS DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6 TO 0. On the advice of the City Attorney, Councilmen Copeland and Williams abstained.

ANNUAL BARDSTOWN ARTS, CRAFTS & ANTIQUES FAIR, OCTOBER 8-9, 2016

COUNCILMAN HAGAN MOVED TO ACCEPT THE REQUEST FROM MAINSTREET FOR THE ANNUAL ARTS, CRAFTS & ANTIQUES FAIR WITH THE CONDITION THAT ALL PREPARATIONS ARE REVIEWED BY THE CHIEFS OF POLICE AND FIRE. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0.

ANNUAL UNITED WAY 5K WALK/RUN

COUNCILMAN SIMPSON MOVED TO ACCEPT THE REQUEST FROM UNITED WAY TO HAVE A RUN/WALK ON SEPTEMBER 17, 2016 AND TO FOLLOW THROUGH WITH SAFETY PRECAUTIONS. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0.

MINUTES

COUNCILMAN HAGAN MOVED TO MINUTES OF THE REGULAR CITY COUNCIL MEETING ON 04-12-2016. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0.

PROPOSED ORDINANCE B2016 – PROPERTY TAX EXEMPTION

Councilman Hagan introduced the ordinance that will exempt Thai Summit America from all city real property tax for a period of 5 years from the time that manufacturing activities begin. City Clerk Bryant gave the first reading. No votes were taken.

PROPOSED ORDINANCE B2016 – OVERALL CITY TAX EXEMPTION

Councilman Hagan also introduced this ordinance that will establish exemptions to manufacturing establishments from city taxation for a period not exceeding 5 years as an inducement to their location in the City of Bardstown. City Clerk Bryant gave the first reading. No votes were taken.

REPORTS OF STAFF AND COMMITTEES

Councilman Buckman gave a report on the Special Safety Committee meeting that was held on 04-25-2016. The agenda items discussed were contract services with the Nelson County Dispatch E-911 and its impact to the budget for FY2015-2016 and FY 2016-2017.

Minutes were distributed for the Tree Board meeting that was held on April 18, 2016.

REQUEST TO BECOME A MILITARY SISTER CITY TO NAVAL STATION GUANTANAMO BAY CUBA

Councilmen Williams advised the Council that Peter Trzop, with American Legion Post 42, withdrew the request.

COUNCILMAN WILLIAMS MOVED TO REMOVE THE REQUEST OF THE AMERICAN LEGION POST 42 FROM THE AGENDA AS UNFINISHED BUSINESS. THE MOTION WAS DULY SECONDED BY COUNCILMAN COPELAND AND CARRIED BY A VOTE OF 6-0.

CITY COUNCIL COMMENTS

Councilman Williams questioned the open door policy of the Mayor’s office and lack of communication between the Mayor and City Council.

COUNCILMAN COPELAND MOVED TO APPROVE AN INVESTIGATION OF POTENTIAL MISCONDUCT OF THE MAYOR IN REFERENCE TO THE PROPOSED PERPETUATED RESTRUCTURING AND DEMOTION OF POLICE OFFICERS. THE MOTION WAS DULY SECONDED BY COUNCILMAN LYDIAN.

Councilman Hagan led the discussion on means, costs and procedure for the investigation.

COUNCILMEN COPELAND AND LYDIAN WITHDREW THEIR MOTION.

COUNCILMAN HAGAN MOVED TO CALL A SPECIAL MEETING OF THE CITY COUNCIL ON 05-03-2016 AT 6:00PM IN THE COUNCIL CHAMBERS TO DISCUSS OPTIONS FOR HIRING AN OUTSIDE ATTORNEY AND PROPOSED AMENDMENT TO THE BUDGET. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0.

CEMETERY DEEDS

THE MOTION TO APPROVE THE CEMETERY DEEDS FOR GARY AND TERRI HICKMAN AND HAILEY BANKS WAS APPROVED BY UNANIMOUS CONSENT.

ADJOURNMENT

THE MOTION TO ADJOURN WAS APPROVED BY UNANIMOUS CONSENT.

CITY OF BARDSTOWN

John Royalty, Mayor

ATTEST:

Barbara Bryant, City Clerk