

**CITY OF BARDSTOWN, KENTUCKY
REGULAR CITY COUNCIL MEETING MINUTES
11-22-2016
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, Human Resources Director Larry Green, City Clerk Barbie Bryant, City Attorney Tim Butler, Police Chief Steve Uram, Councilmen-elect John Kelley, Bill Sheckles, Dick Heaton and Joe Buckman, BIDC Chair Bill Conway and NCEDA Director Kim Huston, Nelson County Gazette Reporter Jim Brooks, The Kentucky Standard Reporter Randy Patrick and citizens C.R. Royalty, Jimmy Yocum, and Barbara Werner.

EXECUTIVE SESSION

Mayor Royalty called the meeting to order and announced that an Executive Session would be called pursuant to KRS 61.810 (1) (g), discussions between a public agency and a representative of a business entity and discussion concerning a specific proposal, if open discussion would jeopardize the siting of the business.

COUNCILMAN WILLIAMS MOVED TO GO INTO EXECUTIVE SESSION PURSUANT TO KRS 61.810(1)(g). THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0.

COUNCILMAN HAGAN MOVED TO COME OUT OF EXECUTIVE SESSION AT 7:12PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0. The minutes will reflect that no action was taken during the Executive Session.

Mayor Royalty once again called the Regular Session of the Council's meeting to order.

WILSON INDUSTRIAL PARK – JOHNNAN AMERICA

COUNCILMAN HAGAN MOVED TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACT TO SELL 10 ACRES IN THE WILSON INDUSTRIAL PARK TO JOHNNAN AMERICA FOR \$148,000. 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 -16-105. Rosemary Hurst, owner, Tom Durbin, applicant, propose to install a fence at 104 East Broadway. Recommendation: Approval to install the fence.
- b) COA -16-106. Keith Schlosser, applicant/owner proposes to paint the exterior of 228 North 3rd Street. Recommendation: Approval of the proposed exterior paint color.
- c) COA -16-107A. Steve King, applicant/owner proposes to install a fence at 201 East John Fitch Avenue. Recommendation: Approval to install the fence. Condition: The applicant will receive staff approval for the placement of the gates, the hardware of the gate, style of transition between the two different heights of the fence, and the color of the fence.
- d) COA -16-107B. Steve King, applicant/owner proposes to remove a shed at 201 East John Fitch Avenue. Recommendation: Approval to remove the shed.
- e) COA -16-109. Glenn Crabtree, applicant/owner proposes to install a roof over an existing pergola and a stoop over the rear door at 202 East Flaget Ave. Recommendation: Approval to install the roof over the pergola and the stoop. Condition: The shingles would be wood and the slats under the pergola and the shingle design would be submitted to the Preservation Coordinator.
- f) COA -16-111. Nick Kipper, applicant/owner proposes to extend the corner edging at 502 North 3rd Street. Recommendation: Approval to extend the curbing around the side and the front of the house

COUNCILMAN HAGAN MOVED TO ACCEPT THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #16-105, #16-106, #16-107A, #16-107B, #16-109 AND #16-111 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.

DRB-225 SMITH BROTHERS ADDITION

COUNCILMAN WILLIAMS MOVED TO APPROVE DRB-235 SMITH BROTHERS ADDITION WITH THE CONDITION THAT THE PROPOSAL IS APPROVED SUBJECT TO FINAL REVIEW AND APPROVAL OF THE DRB CHAIR, MAYOR AND PLANNING COMMISSION DIRECTOR FOR COMPLIANCE WITH THE ITEMS SPECIFIED IN THE 11-09-2016 DRB MINUTES. THE MOTION WAS DULY SECONDED BY COUNCILMAN LYDIAN AND CARRIED BY A VOTE OF 6-0.

DONATION REQUEST BY NELSON COUNTY GRIEF SUPPORT AND SUICIDE SURVIVORS

COUNCILMAN BUCKMAN MOVED TO APPROVE THE DONATION REQUEST FROM NELSON COUNTY GRIEF SUPPORT AND SUICIDE SURVIVORS GROUP IN THE AMOUNT OF \$500 TO BE USED FOR BROCHURES AND TO BE TAKEN FROM THE CITY COUNCIL CONTINGENCY FUND. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 5 TO 1. Councilman Hagan voted no.

MINUTES

THE MINUTES FOR THE 11-09-2016 SPECIAL COUNCIL MEETING WERE APPROVED BY UNANIMOUS CONSENT. Councilman Hagan abstained, since he was unable to attend the special meeting.

B2016 - LUXCO DISTILLERY PROPOSED ANNEXATION

Councilman Hagan introduced the proposed annexation of property owned by LFL, LLC, Luxco Distillery, which will encompass approximately 68.344 acres at the address of 3050 East John Rowan Boulevard. City Clerk Bryant and City Attorney Butler read the proposed ordinance in full, including the metes and bounds description. No vote was taken.

B2016-15 CLASSIFICATION AND COMPENSATION PLAN AMENDMENTS

City Clerk Bryant gave a second reading in summary. The full context follows:

ORDINANCE NO. B2016 – 15

AN ORDINANCE AMENDING AND ADOPTING AS AMENDED AN ORDINANCE STYLED: “AN ORDINANCE CREATING CLASSIFICATION PLAN AND COMPENSATION PLAN.”

WHEREAS: The Bardstown Fire Department received a FEMA grant in the amount of \$632,746.00; and

WHEREAS: The grant will allow the Department to hire and employ, for four years, an individual who will be dedicated to the recruitment and retention of volunteers; and

WHEREAS: The grant requires the hiring of a Recruitment & Retention Coordinator to accomplish the goals of the grant.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF BARDSTOWN, COMMONWEALTH OF KENTUCKY:

That Ordinance No. B2016-10, authorizing Positions and the Grade Scale as specified herein, be amended to read as follows for the Fire Department:

**AUTHORIZED POSITIONS
City of Bardstown - November, 2016**

# of Positions	Exempt	Title	Grade
		<u>FIRE</u>	
1	Exempt	Fire Chief	121
1		Major - Assistant Fire Chief	116
1		Captain – Fire Marshall	112
1		Lieutenant - Training	110
3		Lieutenant – Shift Commander	109
[++] <u> 10</u>		Firefighter EMT	107
<u>1</u>		<u>Recruitment / Retention Coordinator</u>	<u>107</u>
7		Firefighter (part time)	106

This ordinance or parts of ordinances in conflict herewith are repealed to the extent of such conflict. This ordinance shall be in full force and effect following publication in summary as required by law.

COUNCILMAN HAGAN MOVED TO APPROVE ORDINANCE B2016-15 CLASSIFICATION AND COMPENSATION PLAN. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN.

THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

COUNCILMAN COPELAND	-	AYE
COUNCILMAN LYDIAN	-	AYE
COUNCILMAN HAGAN	-	AYE
COUNCILMAN WILLIAMS	-	AYE
COUNCILMAN BUCKMAN	-	AYE
COUNCILMAN SIMPSON	-	AYE

MAYOR ROYALTY THEN DECLARED ORDINANCE NO. B2016-15 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 10, PAGE NO. _____.

REPORTS OF STAFF AND COMMITTEES

Councilman Simpson requested a Special Cemetery Committee meeting for December 7, 2016 at 8:30am in the Mayor’s Conference Room at City Hall. Cemetery Sexton Bryant will inform the public and media.

Councilman Hagan instructed the City Clerk to place the proposed Municipal Order M2016-16 Social Media Policy on the agenda under New Business for the next Council meeting.

MUNICIPAL ORDER M2016-20 JOB DEcriptions FOR THE RECREATION DEPARTMENT

MUNICIPAL ORDER M2016-20

A MUNICIPAL ORDER AMENDING THE JOB DESCRIPTIONS FOR THE RECREATION DEPARTMENT ORIGINALLY ESTABLISHED IN MUNICIPAL ORDER NO. M2015-16.

WHEREAS: The Bardstown – Nelson County Recreation Advisory Board is no longer in existence; and

WHEREAS: The Job Descriptions for the employees of the Bardstown Recreation Department include references to the Bardstown Nelson County Recreation Advisory Board; and

WHEREAS: Job Descriptions should accurately reflect the work done by employees.

NOW, THEREFORE, BE IT ORDERED by the City Council of Bardstown, Kentucky, that the job descriptions attached hereto for the Recreation Department will be adopted in full, to represent the true and accurate definition for the positions available as an employee of the City of Bardstown.

COUNCILMAN WILLIAMS MOVED TO APPROVE M2016-20 JOB DESCRIPTIONS FOR THE RECREATION DEPARTMENT. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6-0.

COUNCIL COMMENTS

Councilman Copeland requested the agenda items for Open Record Request and BPD related policies be discussed at the Working Session.

COUNCILMAN HAGAN MOVED, PER THE AUTHORITY PROVIDED IN KRS 83A.130 (13), FOR THE CITY COUNCIL TO TAKE THE NECESSARY STEPS TO RETAIN SERVICES OF AN OUTSIDE INVESTIGATOR TO INVESTIGATE ALL ACTIVITIES OF CITY GOVERNMENT AND ITS EMPLOYEES AS RELATES TO THE COMPILATION AND DISTRIBUTION OF THE PACKETS OF INFORMATION DISTRIBUTED PRIOR TO THE NOVEMBER 1, 2016 BARDSTOWN CITY COUNCIL WORKING SESSION. SPECIFICALLY, THE INVESTIGATION SHOULD FOCUS ON WHETHER CITY EMPLOYEES, THEIR TIME AND/OR CITY RESOURCES WERE USED TO COMPILE THE REFERENCED INFORMATION AND MATERIALS IN AN EFFORT TO INFLUENCE THE ELECTION, THOSE ACTIONS PERHAPS IN VIOLATION OF THE LOCALLY ADOPTED ETHICS ORDINANCE AND/OR STATE OR OTHER RELEVANT LAWS OR POLICIES. THE MOTION WILL INCLUDE THE AUTHORIZATION OF THE CITY ATTORNEY TO HIRE THE OUTSIDE INVESTIGATOR. THE MOTION WAS DULY SECONDED BY COUNCILMAN LYDIAN AND CARRIED 6-0.

Councilman Hagan confirmed that the initial cost for the investigation would be taken from the Council’s Contingency fund.

Councilman Buckman confirmed with the City Attorney the steps required to file a complaint with the Joint Ethics Board regarding the misuse of City-owned iPads.

CEMETERY DEEDS

THE MOTION TO APPROVE THE CEMETERY DEEDS FOR SHELLEY AND DAVID GORDON, SHARON CONNER, ROBERT BANKS, DON AND DIXIE RAMSIER AND RANDALL AND NANCY RILEY WAS APPROVED BY UNANIMOUS CONSENT.

ANNOUNCEMENTS

A Working Session will be held on Tuesday, December 6, 2016 at 5:00pm. Also, a Special Meeting of the City Council will be held on Tuesday, December 6, 2016 at 6:00pm.

ADJOURNMENT

THE MOTION TO ADJOURN AT 8:15PM WAS APPROVED BY UNANIMOUS CONSENT.

CITY OF BARDSTOWN

John Royalty, Mayor

ATTEST:

Barbara Bryant, City Clerk