

**CITY OF BARDSTOWN**  
**REGULAR COUNCIL MEETING MINUTES**

1-13-09  
7:00 P.M.

The City Council met in a regular session in the Council Chambers with Mayor J. Richard Heaton and the following Councilmembers:

Councilmember Reed  
Councilmember Williams  
Councilmember Lydian  
Councilmember Sheckles  
Councilmember Royalty  
Councilmember Simpson

Others present were: Police Chief Marksbury, Fire Chief Mattingly, Assistant City Administrator Green, Chief Financial Officer Abell, Public Works and Engineering Director Hamilton, City Civil Engineer Greenwell, City Electrical Engineer Mills, City Attorney Donan, City Clerk Blincoe, The Kentucky Standard reporter Jenny Blandford, WYSB reporter Tom Redmon, and WBRT-WOKH reporter Fred Hagan.

Mayor Heaton called the meeting to order and welcomed everyone to the first Council meeting of 2009. He also welcomed Roland Williams to his first meeting as a City Councilman.

**BID TAB-CABLE TV SATELLITE ANTENNA**

City Electrical Engineer Mills presented the bid tab for the Cable TV Receive Only Satellite Antenna to upgrade the department and replace the multiple dishes as follows:

<b>BID TAB</b> <b>CITY OF BARDSTOWN</b> <b>Cable Television Receive Only Satellite Antenna</b> <b>January 7, 2009</b>		
<b><u>ACTI</u></b>	Bid Total	\$ 80,000.00
<b><u>RECOMMEND:</u></b>	<b><u>ACTI</u></b>	
	<b><u>\$80,000.00</u></b>	
Bid Packages were sent to the following: ACTI		
Public Notice was advertised in the Kentucky Standard, December 21, 2008.		

Mills explained that ACTI was the only company that made a multibeam satellite antenna unit. He said that due to this upgrade, the Murray's Run Road build would be postponed until the next fiscal year. **UPON MOTION OF COUNCILMEMBER SIMPSON, DULY SECONDED BY COUNCILMEMBER WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0, THE BID FROM ACTI IN THE AMOUNT OF \$80,000.00 WAS APPROVED.**

**LINCOLN TRAIL ADD CONTRACT**

Assistant City Administrator Green updated the Council on the Neighborhood Stabilization Grant Project using figures received from the local PVA Office. Out of 47 foreclosures, 10 had proposals on them, 9 were owned by a bank or mortgage company and 28 had been sold to private developers, contractors, realtors or other owners. Even though the numbers have changed, City staff recommended going ahead with the application process. Mayor Heaton added that it might be more manageable if there were fewer homes to repair and sell. A public hearing will be held prior to the next City Council meeting on the project. The contract with Lincoln Trail Area Development District (LTADD) for assistance with the grant application and grant fund administration was presented. **UPON MOTION OF COUNCILMEMBER LYDIAN, DULY SECONDED BY COUNCILMEMBER SHECKLES AND CARRIED BY A VOTE OF 6 TO 0, THE MAYOR WAS AUTHORIZED TO ENTER INTO THE CONTRACT WITH LINCOLN TRAIL AREA DEVELOPMENT DISTRICT TO APPLY FOR THE NEIGHBORHOOD STABILIZATION PROGRAM GRANT AND IF ACCEPTED, TO HELP WITH ADMINISTRATION OF THE FUNDS.**

After City Attorney review, a copy of the agreement will be sent to the Council.

**LETTERS OF THANKS FOR SIDEWALKS**

Mayor Heaton presented letters from Minnie Zurkuhlen and Emily Hunt's fourth grade students at Foster Heights Elementary School thanking the Council for the sidewalk project completed last year for their school. This was a joint project with the Nelson County School System.

**COUNCIL ABSTENTIONS**

The Mayor pointed out that according to Roberts' Rules of Order, all abstentions are counted with the majority vote. He recommended that if a Councilmember wishes to abstain from the vote on an issue, (due to a possible conflict of interest, etc.), he should leave the Council Chambers prior to discussion on the matter and return after the voting has occurred.

**MINUTES**

The minutes from the 12-23-08 regular Council meeting were then presented and **UPON MOTION OF COUNCILMEMBER ROYALTY, DULY SECONDED BY COUNCILMEMBER SIMPSON AND CARRIED BY A VOTE OF 6 TO 0, THEY WERE APPROVED.**

**BANK RESOLUTION - COMMUNITY BANK**

Chief Financial Officer Abell presented a Bank Resolution with Community Bank authorizing the opening of a new type of checking account for the General Fund and Utility deposits. The City will be able to make deposits without the staff leaving the office. **UPON MOTION OF COUNCILMEMBER ROYALTY, DULY SECONDED BY COUNCILMEMBER WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0, THE RESOLUTION WAS APPROVED.**

Abell then updated the Council on the possibility of some software modifications to the program used to merge the bills. He also stated that additional training would be held with the software company in February.

**MUNICIPAL ORDER NO. 2009-01-COUNCIL COMMITTEES**

Mayor Heaton presented the Municipal Order as follows:

**MUNICIPAL ORDER NO. 2009-01**

**WHEREAS**, the Mayor and City Council wish to name members to committees to study the policies and operations of the Fire and Police Departments (**SAFETY COMMITTEE**); to study the finances of the City (**FINANCE COMMITTEE**); to study the needs of the community and plan for future growth (**LONG-TERM PLANNING COMMITTEE, HOUSING COMMITTEE AND ANNEXATION COMMITTEE**); to study the policies and operations of the Electric, Cable TV and Internet Departments of the City (**ELECTRIC AND CABLE TV COMMITTEE**); to study the policies and operations of the Water and Sewer Departments of the City (**WATER AND SEWER COMMITTEE**); to study the policies and operations of the Cemetery Department (**CEMETERY COMMITTEE**); to study the policies and operations of the Recreation Department of the City (**RECREATION COMMITTEE**); and to study the use and maintenance of the streets and the policies and operations of the Solid Waste Department (**STREET AND SOLID WASTE COMMITTEE**).

**NOW THEREFORE**, be it ordered by the City Council of the City of Bardstown, Commonwealth of Kentucky:

1. That there is hereby named a Safety Committee of the City Council whose members shall be: Chairman Councilman Bill Sheckles, Councilman Bobby Simpson and Councilman Francis Lydian, and that the Safety Committee shall have meetings as needed.
2. That there is hereby named a Finance Committee of the City Council whose members shall be: Co-Chairman Mayor J. Richard Heaton, Co-Chairman Councilman Roland Williams, Councilman Bobby Simpson, Councilman Tommy Reed, and Chief Financial Officer Mike Abell, and that the Finance Committee shall have meetings as needed.
3. That there is hereby named a Long-Term Planning Committee of the City Council whose members shall be: Chairman Councilman Tommy Reed, Councilman Roland Williams and Councilman Bobby Simpson, and that the Long-Term Planning Committee shall have meetings as needed.
4. That there is hereby named an Electric and Cable TV Committee of the City Council whose members shall be: Chairman Councilman Bobby Simpson, Councilman Bill Sheckles, and Councilman Roland Williams, and that the Electric and Cable TV Committee shall have meetings as needed.
5. That there is hereby named a Water and Sewer Committee of the City Council whose members shall be: Chairman Councilman John Royalty, Councilman Francis Lydian and Councilman Roland Williams, and that the Water and Sewer Committee shall have meetings as needed.
6. That there is hereby created a Cemetery Committee of the City Council whose members shall be: Chairman Councilman Bobby Simpson, Councilman Francis Lydian, Public Works and Engineering Director Larry Hamilton, Public Works Superintendent Mike Burba, Sexton Bobbe Blincoe and citizen-member Evelyn Oakley, and that the Cemetery Committee shall have regularly scheduled meetings on the second Wednesday of February, May, August and November of each year at 8:30 a.m. at City Hall.
7. That there is hereby named a Recreation Committee of the City Council whose members shall be: Councilman Bill Sheckles and Mayor's Appointee Councilman Tommy Reed along with the Recreation Board members, and that the Recreation Board shall have regularly scheduled meetings every other month beginning in January on the 4<sup>th</sup> Thursday, 6:00 PM at the City Council Chambers.
8. That there is hereby named a Street and Solid Waste Committee of the City Council whose members shall be: Chairman Councilman Francis Lydian, Councilman Bobby Simpson, and Councilman John Royalty, and that the Street and Solid Waste Committee shall have meetings as needed.
9. That there is hereby named an Annexation Committee of the City Council whose members shall be: Mayor J. Richard Heaton, Councilman Bobby Simpson, Councilman Bill Sheckles, Councilman John Royalty, Jerry Janes, Mike Zoeller, Asst. City Administrator Larry Green, Director of Public Works and Engineering Larry Hamilton and City Civil Engineer George Greenwell.
10. That there is hereby named a Housing Committee of the City Council whose members shall be: Chairman Councilman Bill Sheckles, Councilman John Royalty, Merrill Rogers, Anna Hickman and LTADD Rep. Nicole Banks, and that the Housing Committee shall have meetings as needed.
11. That there is hereby named a Transportation Planning Committee of the City Council whose members shall be: Chairman Mayor J. Richard Heaton, Councilman Francis Lydian, Councilman Tommy Reed, Councilman John Royalty, Councilman Bill Sheckles, Councilman Roland Williams, Councilman Bobby Simpson, Director of Public Works and Engineering Larry Hamilton, City Civil Engineer George Greenwell, State Representative David Floyd, Kenny Fogle, David Haydon, Mark Mathis, Jim Lemieux and Jan Johnston, and that the Transportation Planning Committee shall have meetings as needed.

**UPON MOTION OF COUNCILMEMBER REED, DULY SECONDED BY COUNCILMEMBER SIMPSON AND CARRIED BY A VOTE OF 6 TO 0, MUNICIPAL ORDER NO. 2009-01 WAS APPROVED.**

**COUNCIL MEETINGS RESCHEDULED**

The Mayor mentioned that City Night hosted by the Kentucky League of Cities would be held on February 10, 2009 from 5:00 p.m. until 8:00 p.m. in Frankfort. Since this was the same night as the first scheduled Council meeting in February, he asked if the Council would want to reschedule the Council meeting to be held on February 3, 2009 at 7:00 p.m. The Working Session would then be held on February 17, 2009 at 5:00 p.m. The Council concurred.

#### **REAPPOINTMENT**

The Mayor told the Council that he wanted to reappoint Ed Jury and Rick Caldwell to the Tree Board for 3-year terms. **UPON MOTION OF COUNCILMEMBER WILLIAMS, DULY SECONDED BY COUNCILMEMBER ROYALTY AND CARRIED BY A VOTE OF 6 TO 0, THE REAPPOINTMENTS WERE APPROVED.**

#### **WATER AND SEWER COMMITTEE AND SAFETY COMMITTEE MEETINGS SCHEDULED**

A meeting for the Water and Sewer Committee was scheduled for Thursday, January 15, 2009 at 5:00 p.m. in the Mayor's Conference Room at City Hall.

A meeting for the Safety Committee (Police and Fire Divisions) was scheduled for Tuesday, January 20, 2009 at 5:00 p.m. in the Mayor's Conference Room at City Hall.

#### **SYMPSON LAKE STATUS**

Public Works and Engineering Director Hamilton distributed a copy of the Lake Data for the last six years and reported that the lake was presently down only 6.8 feet. In a four-week period, the area had six inches of precipitation.

#### **WATER AND SEWER PROJECTS/WATER MAINTENANCE**

A list of Prioritized Water and Sewer Projects for 2009 was distributed to the Council for review prior to the next committee meeting. The list included additional projects under discussion, raw water planning, water system improvements to Boston/Beam/Lebanon Junction areas, and an analysis of sewer rates and fees. The Kentucky Division of Water's Agreed Order Enforcement Tasks since 1/1/09 was also attached to the list for review.

#### **WELCOME TO BARDSTOWN SIGNS**

Mayor Heaton reported on copies of drawings that were distributed for possible new "Welcome to Bardstown" signs. The signs will be decided on and paid for by the City and the Bardstown-Nelson County Tourist Commission.

#### **COUNTY EMPLOYEES RETIREMENT SYSTEM (CERS)**

The Mayor reported that the fully funded health insurance benefits had skyrocketed the contributions to the County Employees Retirement System (CERS). Last year, the City contribution rate had dropped to 16.17 percent for non-hazardous employees and 33.87 percent for hazardous duty employees. The legislature will study the contribution rates. Chief Financial Officer Abell and the Mayor will be working on a report regarding the impact this will have to the City.

#### **FIRE DEPARTMENT REPORT**

Fire Chief Mattingly reported on the department's first cable ceiling heat fire for the year at a house on Aspen.

#### **CABLE TV PROGRAMMING COMMITTEE MEETING**

City Electrical Engineer Mills reported that the Cable TV Programming Committee would meet on January 14, 2009 at 11:00 a.m. at City Hall.

#### **PERMIT FOR ENVIRONMENTAL CLEARANCE**

Public Works and Engineering Director Hamilton reported that an application would be sent to the Corps of Engineers for an Environmental Clearance Permit on the Town Creek Project. A Restoration Plan will be submitted later to the state and Corps of Engineers.

#### **RAILROAD CROSSING NEAR POLYAIR**

Director Hamilton reported that he had reviewed the situation around the railroad crossing on Spencer Mattingly Road near Polyair. He will continue to check into the matter and report back to the Council. This location is not in the City.

#### **RECREATION BOARD MEETING**

Councilmember Reed reported that the Recreation Department Board would meet on Thursday, January 22, 2009.

#### **CEMETERY COMMITTEE MEETING**

A Cemetery Committee meeting will be held on February 11, 2009 at 8:30 a.m. in the Mayor's Conference Room at City Hall. Mowing bids will be reviewed at that time.

#### **CEMETERY DEEDS**

Cemetery deeds were presented for Donnie Marshall and Lonnie Fulford, Jr., and **UPON MOTION OF COUNCILMEMBER SIMPSON, DULY SECONDED BY COUNCILMEMBER ROYALTY AND CARRIED BY A VOTE OF 6 TO 0, THEY WERE APPROVED.**

#### **CITY ANNIVERSARIES**

Mayor Heaton announced that Jeff Mills would celebrate his 20-year anniversary with the Electric/Cable TV Department and Anne Geoghegan would celebrate her 30-year anniversary with the Police Department this month.

**ADJOURNMENT**

Being no further business to discuss and **UPON MOTION OF COUNCILMEMBER SHECKLES, DULY SECONDED BY COUNCILMEMBER WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0, THE MEETING WAS ADJOURNED AT 8:20 PM.**

**ATTEST:**

**CITY OF BARDSTOWN**

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J. Richard Heaton, Mayor

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Bobbe Blincoe, City Clerk