

**CITY OF BARDSTOWN
REGULAR COUNCIL MEETING MINUTES**

**5-8-12
7:00 P.M.**

The City Council met in a regular session in the Council Chambers with Mayor William S. Sheckles and the following Councilmen:

Councilman Buckman
Councilman Hagan
Councilman Lydian
Councilman Williams
Councilman Reed
Councilman Simpson

Others present: Police Chief McCubbin, Interim Fire Chief Howard, Asst. City Administrator Green, Chief Financial Officer Abell, Public Works and Engineering Director Hamilton, City Civil Engineer Filiatreau, City Electrical Engineer Mills, City Attorney Donan, City Clerk Blincoe, Nelson County Gazette reporter Jim Brooks, The Kentucky Standard reporter Jennifer Corbett, BRTV co-owner Roth Stratton and student intern Jamie Murphy.

SOLE SOURCE DETERMINATION FOR EVOLUTION SI/EPG SERVER

City Electrical Engineer Mills distributed copies of a memo regarding the City's Cable TV Department's transition of the Expanded Basic lineup to a digital-only format. The department will need approximately 18,000 digital-to-analog (DTA) set-tops to maintain support of Expanded Basic to legacy televisions. He explained that the Frankfort Plant Board has 6,000 excess DTAs manufactured by Evolution for sale at a reduced price of \$25.00 each. The original cost was \$46.00 each). In order to take advantage of this opportunity, the City needs to purchase the Evolution server for \$23,928.27 per the quote from Evolution. (See attached). Mills displayed the set-tops and said that the department was recommending a charge of \$0.75 per DTA per month. The Basic Service will remain in an analog format for the foreseeable future. Mills asked for approval of the sole source determination in the case of the Evolution Server and DTA solution so that some of the expenditures related to the digital transition would be in the current budget. **UPON MOTION OF COUNCILMAN HAGAN, DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0, IT WAS APPROVED TO ALLOW THE SOLE SOURCE PURCHASE OF THE EVOLUTION SERVER IN THE AMOUNT OF \$23,928.27 SINCE THE DIGITAL-TO-ANALOG SET-TOPS FROM THE FRANKFORT BOARD WILL ALSO BE EVOLUTION DTAS AND COMPATIBLE.**

City Electrical Engineer Mills left the Council Chambers.

BID TAB - SOUTH SALEM SEWER

City Civil Engineer Filiatreau presented the following Bid Tab:

**BID TABULATION
SOUTH SALEM SEWER MAIN REPLACEMENT PROJECT
CITY OF BARDSTOWN
BID OPENING - MAY 2, 2012**

1.)	Filcon Construction, LLC	\$	249,999.99
2.)	Gary W. Clifford, Inc.	\$	320,335.09
3.)	Garrison Construction Co., Inc.	\$	336,485.00
4.)	Twin States Utilities & Excavation, Inc.	\$	345,660.00
5.)	Cleary Construction, Inc.	\$	392,876.00
6.)	Bischoff Brothers Excavating	\$	Incomplete Bid

Filcon Construction, LLC is the apparent low bidder for this project.

Respectfully submitted by: Horizon Engineering, LLC
Robin P. Mills, P.E.
(502) 348-4330

Filiatreau reported that this project would replace and upgrade the sewer main where it ties into the Town Creek Sewer and funding is budgeted as apart of the continuing SSES Program. **UPON MOTION OF COUNCILMAN REED, DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0, THE LOW BID RECEIVED FROM FILCON CONSTRUCTION, LLC, IN THE AMOUNT OF \$249,999.99 WAS APPROVED.**

FIRST READING - REZONING REQUEST #2365-JOSEPH AND JULIA OSBORNE-R-1B TO R-1C

Rezoning Request #2365 was presented for Joseph and Julia Osborne to rezone 0.22 acre at 112 Sylvan Drive (Lots #24 and 25, Block B, Beechwood Subdivision), from R-1B, Single Family Residential District to R-1C, Single Family Residential District. The Joint City/County Planning Commission recommended approval. Councilman Buckman commented that he thought it was strange that the owners could be allowed to reconfigure the property and the adjoining West property to reduce the lot size below 10,000 square feet in area. **UPON MOTION OF COUNCILMAN HAGAN, DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6 TO 0, THE RECOMMENDATION FROM THE JOINT CITY/COUNTY PLANNING COMMISSION AND FIRST READING WERE APPROVED WITH THE ADDITIONAL FINDING OF FACT THAT THE SUBJECT PROPERTY IS LOCATED WITHIN AN EXISTING RESIDENTIAL NEIGHBORHOOD CHARACTERIZED BY LOT SIZES RANGING FROM 7,000 TO 13,500 SQUARE FEET IN AREA.**

MINUTES

The minutes from the 4-24-12 regular Council meeting were then presented and **UPON MOTION OF COUNCILMAN SIMPSON, DULY SECONDED BY COUNCILMAN REED AND CARRIED BY A VOTE OF 6 TO 0, THEY WERE APPROVED.**

FIRST READING - ORDINANCE B2012-06-CHAPTER 130-OFFENSES AGAINST MUNICIPAL REGULATIONS

Mayor Sheckles announced that the ordinance would be presented for another first reading due to some substantive corrections that needed to be made. City Attorney Donan highlighted the additional corrections and revisions to the ordinance including the addition of the phrase "or as authorized by the Kentucky Penal Code", to Section 130.02 A., that included exceptions to firing a weapon in the City Limits. **UPON MOTION OF COUNCILMAN HAGAN, DULY SECONDED BY COUNCILMAN LYDIAN AND CARRIED BY A VOTE OF 6 TO 0, THE FIRST READING WAS APPROVED WITH THE CHANGES.**

MUNICIPAL ORDER NO. 2012-05 - ASSESSMENT MORATORIUM APPLICATION-211 W. FLAGET AVENUE

The Mayor presented the Municipal Order/resolution for an assessment moratorium for a residence located at 211 W. Flaget Avenue and owned by Bill and Donna Ellis as follows:

MUNICIPAL ORDER NO. 2012-05

RESOLUTION

A RESOLUTION ACCEPTING THE APPLICATION FOR AN ASSESSMENT MORATORIUM CERTIFICATE FOR THE PROPERTY LOCATED AT 211 WEST FLAGET AVENUE, BARDSTOWN, KENTUCKY, AND EXPRESSING THE CITY'S INTENT TO GRANT AN ASSESSMENT MORATORIUM TO THE OWNER OF SAID PROPERTY UPON COMPLIANCE

WITH THE CITY'S PROPERTY ASSESSMENT AND REASSESSMENT MORATORIUMS, AS DEFINED IN KRS CHAPTER 99.595, ET. SEQ.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BARDSTOWN, KENTUCKY:

SECTION 1

That the "Application for Assessment Moratoriums Certificate" for the property located at 211 West Flaget Avenue, Bardstown, Kentucky, is hereby accepted and further expressing the City's intent to grant an assessment moratorium to the owner of said property upon compliance with the City's property assessment and reassessment moratoriums as defined in KRS Chapter 99.595, et seq.

SECTION 2

That this order shall take effect and be in full force when passed and recorded according to law.

UPON MOTION OF COUCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0, MUNICIPAL ORDER NO. B2012-05 WAS APPROVED.

WALLSTREET ARTICLE RE: GARBAGE/RECYCLING

Councilman Buckman distributed an article on garbage and recycling efforts published in the Wallstreet Journal. The article reported that Americans produce approximately 2-1/2 times as much garbage per person as people in some other countries. He suggested that people should be thinking more about recycling in a bigger way in the future.

Assistant City Administrator Green reported that the recycling program has grown steadily each year and trailers and equipment have been added along the way to keep up with the growth. He said that the City staff has been brainstorming ways to come up with better designed trailers to make them more user-friendly. The Mayor stated that the Public Works employees were presently dumping the trailers about three times a week. Councilman Reed suggested that the next time a garbage truck was ordered, the City Council should look into purchasing one that contained recycling bins.

Assistant City Administrator Green reported that the City, the County and members from Communicare had been invited to make a presentation at the upcoming Solid Waste Training in Lake Cumberland this year. The meeting is conducted for Solid Waste Coordinators around the state. The presentation will include the City's partnering with the County and Communicare in the recycling business.

FIRE DEPARTMENT REPORT

Interim Fire Chief Howard reported that the department has been working on fire hydrant testing in the City and County. He also reported that a live burn would take place on Saturday, May 12, 2012 at 713 N. Third Street for training purposes. The public is invited to watch as local firefighters handle the house fire. Interim Chief Howard stated that this is an excellent training opportunity for the department.

POLICE DEPARTMENT REPORT

Police Chief McCubbin reported that the officers were fast training on the Firearms Training Simulator provided by the Kentucky League of Cities. The officers must qualify two or three times per year on the simulator for insurance purposes. It is a shoot, no shoot, tazer or baton strike situation for the officers to determine. The Council and media were invited to attend and participate in the training at the Police Department.

CEMETERY DEED

The Mayor presented a cemetery deed for Mr. and Mrs. Brent Holsclaw and **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6 TO 0, THE DEED WAS APPROVED.**

EMPLOYEE ACCOMPLISHMENTS

The Mayor announced that Tracy Hudson with the Finance Department had received her Master's Degree in Business and Administration from Sullivan University and Charlotte Lyvers with the Jerry L. Riley Wastewater Treatment Plant had received her Bachelor of Science Degree in Biology from the University of Louisville.

CITY FIVE-YEAR ANNIVERSARY

The Mayor then announced that Tim Sneed with the Cable TV Department would be celebrating his five-year anniversary with the City this month.

CEMETERY COMMITTEE MEETING

City Clerk Blincoe reported that the Cemetery Committee would meet on Wednesday, May 16, 2012 at 8:30 a.m. in the Mayor's Conference Room at City Hall.

ADJOURNMENT

Being no further business to discuss and **UPON MOTION OF COUNCILMAN REED, DULY SECONDED BY COUNCILMAN HAGAN AND CARRIED BY A VOTE OF 6 TO 0, THE MEETING WAS ADJOURNED AT 7:55 P.M.**

CITY OF BARDSTOWN

ATTEST:

Bobbe Blincoe, City Clerk

William S. Sheckles, Mayor