

**CITY OF BARDSTOWN
REGULAR COUNCIL MEETING MINUTES
06-23-2015
7:00 P.M.**

The City Council met in a regular session in the Council Chambers with Mayor John Royalty and the following Councilmen:

Councilman Buckman
Councilman Copeland
Councilman Hagan
Councilman Lydian
Councilman Simpson
Councilman Williams

Others present: Assistant City Administrator Larry Green, City Electrical Engineer Jeff Mills, Director of Public Works and Engineering Larry Hamilton, Chief Financial Officer Tracy Hudson, City Civil Engineer, City Attorney Tim Butler, Police Chief Rick McCubbin, City Clerk Barbie Bryant, Fire Chief Marlin Howard, Fire Supervisor Todd Spalding, Assistant Fire Chief Trevor Mattingly, Firefighters Kevin Grayson and Justin Brown, Kentucky Standard reporters Trey Crumbie and Randy Patrick, Nelson County Gazette reporter Jim Brooks, WBRT Radio reporter Sylvia Horlander and citizens Mary Drake, Jane Greenwell, Janet Tonge, Bruce Reynolds, Lanny Baker, Chris Kurtz, David Haydon, Austin Weller, Joe Buckman, Wayne Rogers and C.R. Royalty.

Mayor Royalty called the meeting to order and recognized Kyle Snow, who presented his Eagle Scout Project proposal to the Council. Mr. Snow will assist with the reconstruction of the fence at the Pioneer Cemetery.

Citizen input was delivered as follows: Janet Tonge requested the approval of a 24-hour full-time Fire Department; Bruce Reynolds questioned the proposal for an increase in the Occupational Tax; Jane Greenwell requested assistance to eliminate the odor/stench produced daily by Barton Distillery; Mary Drake requested the same help regarding Barton Distillery; Wayne Rogers asked the Council's approval of street closings for the Buttermilk Days Festival.

CHANGE ORDER #1 C & S QUALITY SERVICES

COUNCILMAN HAGAN MOVED TO APPROVE CHANGE ORDER #1 FOR C & S QUALITY SERVICES IN THE AMOUNT OF \$18,730. 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-15-26. Troy Dennison, Applicant, and Tom and Sheila Hurst, Owners, propose exterior alterations, outdoor seating, and signage at 112 North 3rd Street. Recommendation: Approval of the installation of the outdoor café (front with two tables and rear), 6' privacy fence (between immediately adjoining property), 42" moveable picket fence, "Edison" shaped removable string lighting at rear dining area, and poplar siding to replace the vinyl on the rear façade. Also, the installation of a rear door and flower pots with staff approval for the final samples. It is also recommended that in the event the uncovered glass at the front of the building needs to be recovered, the material used will require staff approval.
- (b) ~~COA 15-27. **TABLED (NO SHOW)**. Landmark Stone (Andy Sketo), Applicant, and SBF Properties (Chad McCoy), Owner, propose landscaping and streetscape changes at 114 South 3rd Street.~~
- (c) COA-15-28. Nancy Foster, Applicant/Owner, proposes to change door colors at 214 East John Fitch Avenue. Recommendation: Approval of painting both front doors Rookwood Red.
- (d) COA-15-07. **TABLED FOR MORE INVESTIGATION**. Roger Carey, Applicant, and Ginn, Inc. and Goldstein, Owners, requests approval for installed parking signs at 120 West Stephen Foster Avenue.
- (e) COA-15-13. Merima Kreso, Applicant/Owner, proposes to do site alterations in the rear parking lot at 111-115 North 3rd Street. Recommendation: Approval of the installation of landscaping with the condition that the plants be maintained at not taller than 6' and that the plants and gate be staff approved.
- (f) COA-15-06 Amended. Damir Saric and Maja Kreso-Saric (Café Primo), Applicant, and Merima Kreso, Owner, propose to install a retractable awning at 120 North 3rd Street. Recommendation: Approval of the installation of the retractable awning with the condition that the style be staff approved.

COUNCILMAN SIMPSON MOVED TO APPROVE THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #15-26, COA #15-28, COA #15-13 AND COA #15-06 (AMENDED). THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0.

OLD KENTUCKY HOME BICYCLE TOUR

THE REQUEST FROM THE OLD KENTUCKY HOME BICYCLE CLUB TO CLOSE XAVIER DRIVE ON 09-12-2015 WAS APPROVED BY UNANIMOUS CONSENT.

MINUTES

THE MINUTES FOR THE 06-09-2015 COUNCIL MEETING WERE APPROVED BY UNANIMOUS CONSENT.

PROPOSED ORDINANCE B2015 – CLASSIFICATION AND COMPENSATION PLAN

Councilman Hagan introduced the ordinance and asked for its first reading. City Clerk Bryant read a summary of the ordinance that will amend the number of Authorized Positions, their title and pay grade and set the ranges for pay grades. No vote was taken.

ORDINANCE B2015-15 2015-2016 ANNUAL BUDGET

City Clerk Bryant gave the second reading:

ORDINANCE NO. B2015 – 15

AN ORDINANCE ADOPTING THE CITY OF BARDSTOWN, KENTUCKY, ANNUAL BUDGET FOR THE FISCAL YEAR, JULY 1, 2015, THROUGH JUNE 30, 2016, ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF THE CITY GOVERNMENT.

WHEREAS, an annual budget proposal and message has been prepared and delivered to the City Council; and,

WHEREAS, the City Council has received such budget proposal and made desired modifications;

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

Section I

That the annual budget for the fiscal year beginning July 1, 2015, and ending June 30, 2016, is hereby adopted as attached hereto; and

Section II

That this ordinance shall become effective upon approval and publication as required by law.

COUNCILMAN HAGAN MOVED TO APPROVE ORDINANCE B2015-15 AND ACCEPT THE ANNUAL BUDGET THAT WAS PRESENTED FOR FIRST READING ON 6-9-2015. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS.

THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

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

MAYOR ROYALTY THEN DECLARED ORDINANCE NO. B2015-15 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 10, PAGE NO. _____.

COMMITTEE AND STAFF REPORTS

Councilman Buckman gave an update on the Safety Committee Meeting that was held on 6-11-2015.

Councilman Copeland announced the Annual Kentucky League of Cities Meeting will be held September 29th through October 2nd and encouraged all Councilmen to attend. She requested a program to establish a Neighborhood Coordinator position. Councilman Copeland also expressed concern about the removal of personnel from watering flowers in the downtown business area. Mayor Royalty explained the individual who previously performed those duties was reassigned to more pressing matters.

MUNICIPAL ORDER M2015-14 BUTTERMILK DAYS

City Clerk Bryant read the following:

MUNICIPAL ORDER NO. M2015-14

BUTTERMILK DAYS 2015

A Municipal Order authorizing the closing of South 3rd Street starting at the entrance of St. Monica's parking lot south to McGee Street on Thursday, August 20, 2015 at noon and reopened on Sunday, August 23, 2015 at 5:00 p.m. for Buttermilk Days 2015. A "no-thru-traffic" barricade will be placed at the corner of South 3rd Street and Payne Street to facilitate the smooth flow of traffic.

There will be no parking allowed on Payne Street on Friday, August 21, 2015 at noon through Sunday, August 23, 2015.

COUNCILMAN HAGAN MOVED TO APPROVE MUNICIPAL ORDER M2015-14. THE MOTION WAS DULY SECONDED BY COUNCILMAN COPELAND AND CARRIED BY A VOTE OF 6 TO 0.

MUNICIPAL ORDER M2015-15 TAX ASSESSMENT MORATORIUM, 106 E BROADWAY

City Clerk Bryant read the following:

MUNICIPAL ORDER NO. M2015-15

A MUNICIPAL ORDER ACCEPTING THE APPLICATION FOR AN ASSESSMENT MORATORIUM CERTIFICATE FOR THE PROPERTY LOCATED AT 106 EAST BROADWAY, 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 ORDERED BY THE CITY COUNCIL OF THE CITY OF BARDSTOWN, KY:

SECTION 1

That the "Application for Assessment Moratorium Certificate" for the property located at 106 East Broadway, 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.

COUNCILMAN WILLIAMS MOVED TO APPROVE MUNICIPAL ORDER M2015-15. THE MOTION WAS DULY SECONDED BY COUNCILMAN COPELAND AND CARRIED BY A VOTE OF 6 TO 0.

SPECIAL PERMIT – FIREWORKS

THE MOTION TO APPROVE THE SPECIAL FIREWORKS PERMIT FOR BARDSTOWN CHURCH OF GOD WAS ADOPTED BY UNANIMOUS CONSENT.

CEMETERY DEEDS

THE MOTION TO APPROVE THE CEMETERY DEEDS FOR JOSEPH GOLDRING AND CHARLOTTE AND JOSEPH CROWE, III, WAS APPROVED BY UNANIMOUS CONSENT.

ANNOUNCEMENTS

The Mayor announced the 10 year anniversary for CFO Tracy Hudson and the 30 year anniversary for Pat Douglas with the Waste Water Treatment Plant.

He also announced a Special Meeting of the Council would be held on Thursday, June 25, 2015, 5:00pm in the Council Chambers.

EXECUTIVE SESSION

The Mayor announced that the meeting would need to go into Executive Session pursuant to KRS 61.810 (1)(c), to discuss pending litigation styled Scott & Ritter, Inc. vs City of Bardstown; Civil Action No 13-CI-00116.

COUNCILMAN HAGAN MOVED TO GO INTO EXECUTIVE SESSION, DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0. TIME WAS 8:35 PM.

COUNCILMAN WILLIAMS MOVED TO COME OUT OF EXECUTIVE SESSION, DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6 TO 0. TIME WAS 8:47 PM.

The minutes will reflect that no action was taken during the Executive Session.

COUNCILMAN HAGAN MADE A MOTION TO AUTHORIZE THE MAYOR TO CONTINUE NEGOTIATIONS WITH SCOTT & RITTER, INC. REGARDING CIVIL ACT NO 13-CI-00116. THE MOTION WAS DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6-0.

ADJOURNMENT

THE MOTION TO ADJOURN WAS APPROVED BY UNANIMOUS CONSENT.

CITY OF BARDSTOWN

ATTEST:

John Royalty, Mayor

Barbara Bryant, City Clerk