

**CITY OF BARDSTOWN, KENTUCKY  
REGULAR CITY COUNCIL MEETING MINUTES  
07-28-2015  
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: Fire Chief Marlin Howard, Police Patrolman Tim Simpson, Director of Public Works & Engineering Larry Hamilton, City Civil Engineer Jessica Filiatreau, Chief Financial Officer Tracy Hudson, City Clerk Barbie Bryant, City Attorney Tim Butler, Nelson County Gazette Reporter Jim Brooks, The Kentucky Standard Reporter Randy Patrick, and citizens Teresa Maddox, C.R. Royalty, David Thompson, Margaret Sims and Reverends Becky and Freddy Riggs.

The Mayor called the meeting to order and noted there were no input requests from the individuals present.

**WATER TREATMENT PLANT C & S QUALITY SERVICES CHANGE ORDER #2**

City Civil Engineer Filiatreau explained that each clearwell tank would need to be re-caulked in areas that connect the bottom of the tanks to the concrete base. **COUNCILMAN HAGAN MOVED TO APPROVE THE C & S QUALITY SERVICES CHANGE ORDER #2 IN THE AMOUNT NOT TO EXCEED \$10,300.00. THE MOTION WAS DULY SECONDED BY COUNCILMAN LYDIAN AND CARRIED BY A VOTE OF 5 TO 1. Councilman Simpson voted no.**

**HISTORICAL REVIEW BOARD**

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

- (a) COA-15-27. Landmark Stone (Andy Sketo), Applicant, and SBF Properties (Chad McCoy), Owner, propose landscaping and streetscape changes at 114 South 3<sup>rd</sup> Street. Recommendation: Approval of the landscaping and streetscape plan, including cedar arbor and 42" white picket fence, as discussed.
- (b) COA-15-29. Michael and Margaret Sue Masters, Applicant/Owner, propose to paint the home at 202 West Flaget Avenue. Recommendation: Approval of painting the home in the colors (Anchors Away, body, and Sierra Hills, trim) as presented in the application and report with the condition that the outbuildings be done in the opposite scheme.
- (c) COA-15-30. Ryan and Beth Clark, Applicant/Owner, propose to paint the garage at 207 East Flaget Avenue. Recommendation: Approval of painting the outbuilding in the colors (Universal khaki, body, Eclipse, doors and shutters, and Panda White, trim) presented in the application and report.
- (d) COA-15-31. Kay Clark, Applicant/Owner, proposes to paint the ramp and replace storm door at 115 South 2<sup>nd</sup> Street. Recommendation: Approval of the installation of the storm door and painting the ramp in a semi-gloss black.
- (e) COA-15-32. The Rose Group, LLC, Applicant/Owner, proposes to paint, change/add awnings, and signage at 127 North 3<sup>rd</sup> Street. Recommendation: Approval of painting the trim and rear, block portion of the building Pavillion Beige. Also, approval to change business name on signage from "Plantation" to "Bardstown". A new rear awning can be administratively approved if the applicant chooses to install one.
- (f) COA-15-33. The Daniel Linebaugh House, LLC, Applicant/Owner, proposes to replace wood siding with cement fiber board at 205 East Stephen Foster Avenue. Recommendation: Approval of siding replacement, as discussed, with the condition that the smooth-face of the cement board be facing out.
- (g) COA-15-34. Bobbie Nannery, Applicant, and Frances McCoy, Owner, propose to install a bracketed sign at 210 North 3<sup>rd</sup> Street. Recommendation: Approval of the installation of a 12 square foot bracketed sign, as discussed.
- (h) COA-15-35. Robert Davis, Applicant, and Duvall Lodge, Owner, propose to install a new awning and light at 222 ½ North 3<sup>rd</sup> Street. Recommendation: Approval of the installation of a coach light and metal framed with blue fabric awning only after all options of original metal awning repair/replacement have been explored.

- (i) COA-15-36. Kim Conway, Applicant/Owner, proposes to install fencing at 211 West Flaget Avenue. Recommendation: Approval of the installation of both types of fencing with the condition that the rear fence be not taller than 6' and the front fence be not taller than 3.5' and that final plans be submitted and approved by Preservation Coordinator and Board Chairman.
- (j) COA-15-37. Jay Allen Insurance Agency, Applicant, and Kentucky Farm Bureau, Owner, propose to install signage at 119 East Stephen Foster Avenue. Recommendation: Approval of the installation of all signs with the condition that the north-facing wall sign be reduced in height so as to not impede upon the view of architectural features with the new sizes being administratively approved before installation.
- (k) COA-15-38. Lynn Shelton, Applicant/Owner, proposes to paint the structure at 213 West Stephen Foster Avenue. Recommendation: Approval of the painting of the lower, brick portion of the north façade in Light French Gray and the upper portion of the northern façade in Classic French Gray.

**COUNCILMAN HAGAN MOVED TO APPROVE THE RECOMMENDATIONS FROM THE HISTORICAL REVIEW BOARD FOR COA #15-27, COA #15-29, COA #15-30, COA #15-31, COA #15-32, COA #15-33, COA #15-34, COA #15-35, COA #15-36, COA #15-37 AND COA #15-38. THE MOTION WAS DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6 TO 0.**

**CORRESPONDENCE**

Reverend Freddy Riggs announced that the Faith Worship Center is teaming up with Kentucky 120 United for a marathon reading of the Bible beginning on the first minute of January 1, 2016 and continuing for 4 days. These readings will take place in the hallways of the Tourist Commission building (Old Court House first floor). He asked for the Council's approval to present a proclamation to recognize January 1-8, 2016 as "Bible Reading Week." The proclamation will be available for the December meeting of the Council.

**PROCLAMATION FOR BARDSTOWN BAPTIST CHURCH**

**THE MOTION TO APPROVE THE PROCLAMATION FOR THE BARDSTOWN BAPTIST CHURCH OUTLINING THEIR 200<sup>TH</sup> YEAR CELEBRATION, WAS APPROVED BY UNANIMOUS CONSENT.**

**MINUTES**

**THE MINUTES FOR THE 07-14-2015 COUNCIL MEETING WERE APPROVED BY UNANIMOUS CONSENT.**

**FINANCIAL REPORT**

Mayor Royalty announced that a Finance Committee meeting would be held on Thursday, June 30, 2015 at 5:00pm in the Mayor's Conference Room at City Hall. Results of the meeting would be discussed at the Working Session on August 4, 2015.

**ORDINANCE B2015-17 REZONE #2439 BEDROCK DEVELOPERS**

City Clerk Bryant gave the second reading for the ordinance in summary. The full contents are below:

**ORDINANCE NO. B2015 – 17**

**AN ORDINANCE AMENDING AND ADOPTING AS AMENDED ZONING MAP, ENTITLED, "ZONING MAP, CITIES OF BARDSTOWN, BLOOMFIELD, FAIRFIELD, NEW HAVEN, AND NELSON COUNTY, KENTUCKY" BY DESIGNATING GRANITE DRIVE, LOT 7, BEDROCK MANOR, BARDSTOWN AS LIP PLANNED UNIT DEVELOPMENT FOR A USE SERVING ALCOHOL BY THE DRINK (SECTION 6.16D(1)).**

**WHEREAS**, the Joint City-County Planning Commission of Nelson County, Kentucky, on June 23, 2015, held a public hearing on the Application No. 2439 to rezone Granite Drive, Lot 7, Bedrock Manor, Bardstown as LIP Planned Unit Development for a use serving alcohol by the drink (Section 6.16D(1)).

**WHEREAS**, the City Council members conducted a review of the record and evidence presented before the Joint City-County Planning Commission of Nelson County, Kentucky, and recommended that any restrictions or conditions that may have been agreed to by the applicant and the Planning Commission be applied.

**NOW THEREFORE**, be it ordained by the City of Bardstown that:

Boundaries of the district as shown on district map, entitled, "ZONING MAP, CITIES OF BARDSTOWN, BLOOMFIELD, FAIRFIELD, NEW HAVEN AND NELSON COUNTY, KENTUCKY" are hereby amended for reasons adopted and all of which are made a part hereof as if fully set out herein, including the

letter of recommendation dated June 26, 2015, from the said Joint City-County Planning Commission of Nelson County to the Bardstown City Council and the property as described:

"Lot #7, Amended Bedrock Manor Final Plat, as recorded in Plat Cabinet 16, Slot 197 in the Nelson County Clerk's office."

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 SIMPSON MOVED TO APPROVE ORDINANCE B2015-17 REZONE #2439 BEDROCK DEVELOPERS. THE MOTION WAS DULY SECONDED BY COUNCILMAN WILLIAMS.**

**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. B2015-17 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 10, PAGE NO. \_\_\_\_\_.**

**ORDINANCE B2015- 18 REZONE #2440 LOSSON BUILDING, LLC**

City Clerk Bryant gave the second reading for the ordinance in summary. The full contents are below:

**ORDINANCE NO. B2015 - 18**

**AN ORDINANCE AMENDING AND ADOPTING AS AMENDED ZONING MAP, ENTITLED, "ZONING MAP, CITIES OF BARDSTOWN, BLOOMFIELD, FAIRFIELD, NEW HAVEN, AND NELSON COUNTY, KENTUCKY" BY DESIGNATING 112 NORTH THIRD STREET, BARDSTOWN AS B-2 PLANNED UNIT DEVELOPMENT (PUD) FOR A USE SERVING ALCOHOL BY THE DRINK (SECTION 6.12D - OPTION #2).**

**WHEREAS**, the Joint City-County Planning Commission of Nelson County, Kentucky, on June 23, 2015, held a public hearing on the Application No. 2440 to rezone 112 North 3<sup>rd</sup> Street to B-2 Planned Unit Development (PUD) for a use serving alcohol by the drink (Section 6.12D - Option #2).

**WHEREAS**, the City Council members conducted a review of the record and evidence presented before the Joint City-County Planning Commission of Nelson County, Kentucky, and recommended that any restrictions or conditions that may have been agreed to by the applicant and the Planning Commission be applied.

**NOW THEREFORE**, be it ordained by the City of Bardstown that:

Boundaries of the district as shown on district map, entitled, "ZONING MAP, CITIES OF BARDSTOWN, BLOOMFIELD, FAIRFIELD, NEW HAVEN AND NELSON COUNTY, KENTUCKY" are hereby amended for reasons adopted and all of which are made a part hereof as if fully set out herein, including the letter of recommendation dated June 26, 2015, from the said Joint City-County Planning Commission of Nelson County to the Bardstown City Council and the property as described:

"Bounded on the East by Third Street, on the South by Raspberry Alley, on the West by Mulberry Alley and on the North by property owned by David D. Auslander, et al, (formerly W.O. Stiles)."

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 WILLIAMS MOVED TO APPROVE ORDINANCE B2015-18 REZONE #2440 LOSSON BUILDING, LLC. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN.**

**THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:**

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

**MAYOR ROYALTY THEN DECLARED ORDINANCE NO. B2015-18 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 10, PAGE NO. \_\_\_\_\_.**

**COMMITTEE AND STAFF REPORTS**

The entire city will be sprayed for mosquitoes on July 29<sup>th</sup> (weather permitting) beginning at 9:45pm. An alternate date of July 30<sup>th</sup> was announced. An additional spraying will occur in three weeks.

Mayor Royalty reported that candidates have been reviewed and an individual has been chosen for the position of Police Officer.

Councilman Hagan has met with City Civil Engineer Filiatreau to go over projections and needs that must be considered for future annexing projects.

Councilman Buckman announced that a Street and Solid Waste Committee meeting would be held on Wednesday, August 5, 2015, 5:00 pm in the Mayor’s Conference Room at City Hall.

CFO Hudson reported that the audit, which began on June 30<sup>th</sup>, should be completed and presented to the Council near the end of September.

City Civil Engineer Filiatreau reported the retirement of Pat Douglas, who has been with the City for 30 years. His replacement, Corey Donahue, will begin duties at the Jerry Riley Wastewater Treatment Plant this week.

Director of Public Works & Engineering Hamilton reported the State Highway Department will begin cleaning the trees on the dam at Sympson Lake. At the scheduled Street and Solid Waste Committee meeting, discussion will include the purchase of a front-loader garbage truck and a grappling loader truck.

Fire Chief Howard and department staff have begun the interview process to hire additional personnel. Current staff are still installing equipment to the trucks.

**MUNICIPAL ORDER M2015-17/18 TAX ASSESSMENT MORATORIUMS – 709 KURTZ STREET AND 111 SOUTH CENTER STREET**

**MUNICIPAL ORDER M2015-17**

**A MUNICIPAL ORDER ACCEPTING THE APPLICATION FOR AN ASSESSMENT MORATORIUM CERTIFICATE FOR THE PROPERTY LOCATED AT 709 KURTZ STREET, 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 709 Kurtz Street, 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.

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**MUNICIPAL ORDER NO. M2015-18**

**A MUNICIPAL ORDER ACCEPTING THE APPLICATION FOR AN ASSESSMENT MORATORIUM CERTIFICATE FOR THE PROPERTY LOCATED AT 111 SOUTH CENTER STREET, 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 111 South Center Street, 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 M2015-17 AND M2015-18 THAT APPLY TO 709 KURTZ AND 111 S CENTER STREETS. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED 6-0.**

**NEW APPOINTMENTS**

Mayor Royalty announced the appointment of Kathy Graham to be his replacement as Ex-Officio member to the Bardstown Housing Board.

**THE MOTION TO APPROVE THE NEW APPOINTMENT OF DEE DEE KEENE TO FILL THE UNEXPIRED TERM OF SHEILA OSBORNE FOR THE TOURIST COMMISSION WAS ADOPTED BY UNANIMOUS CONSENT.**

**COUNCIL COMMENTS**

Mayor Royalty reported that the City's proposal to renew the Joint Recreation contract has been declined by County Judge Executive Watts. Judge Watts has expressed that the Fiscal Court will create its own recreation department and board.

Councilman Lydian has contacted the Attorney General's office through a phone call, and when he hears from the AG, he will update the Council.

**CEMETERY DEEDS**

The deed for Francis Boone, Jr. will be presented at the next Council meeting.

**ADJOURNMENT**

**THE MOTION TO ADJOURN WAS APPROVED BY UNANIMOUS CONSENT.**

**CITY OF BARDSTOWN**

\_\_\_\_\_  
John Royalty, Mayor

**ATTEST:**

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Barbara Bryant, City Clerk