

**CITY OF BARDSTOWN
REGULAR COUNCIL MEETING MINUTES
11-12-2013
7:00 – 8:20 P.M.**

The City Council met in a regular session in the Council Chambers with the following Councilmen:

Councilman Joe Buckman
Councilman Francis Lydian
Councilman Tommy Reed
Councilman John Royalty
Councilman Bobby Simpson
Councilman Roland Williams

Others present: Director of Public Works and Engineering Larry Hamilton, City Electrical Engineer Jeff Mills, Cable Systems Engineer Nahom Ayele, Assistant City Administrator Larry Green, City Attorney Tom Donan, City Clerk Barbie Bryant, Fire Chief Marlin Howard, Police Major Ray Lewis, Bardstown Nelson County Volunteer Fire Firefighters Chair Neal Pyle, County Magistrate Sam Hutchins, BRT TV-19 cameraman Danny Wathen, WYSB Radio reporter Tom Redmon, The Kentucky Standard reporter Randy Patrick, and citizens Lanny Baker, Mark Ballard, Paul Zizzo, Richard Nest, and Jerry Lear.

MAYOR PRO-TEM

Noting the absence of Mayor Sheckles, City Attorney Donan called the meeting to order and instructed the Council to proceed. **COUNCILMAN LYDIAN MADE A MOTION TO APPOINT COUNCILMAN SIMPSON AS MAYOR PRO-TEM FOR THE MEETING. SAID MOTION WAS DULY SECONDED BY COUNCILMAN REED, CARRIED BY A VOTE OF 5-0, AND APPROVED.**

Mayor Pro-Tem Simpson asked if any member of the audience would like to address the Council. There were no replies.

CABLE / INTERNET AFTER HOURS SERVICE CALLS CONTRACT

City Electrical Engineer Mills introduced a contract with Internet Services Provider Network, Inc. (ISPN) to provide technical helpdesk and engineering support services for the hours of 8:00PM till 8:00AM on weeknights and throughout weekend hours except when staffed by City personnel on Saturday from 10:00 AM -5:00 PM and Sunday from 1:00-5:00 PM. A cap of \$27,000 will be budgeted and will also include services to support after hours calls for other public works' departments. **UPON MOTION OF COUNCILMAN LYDIAN, DULY SECONDED BY COUNCILMAN ROYALTY AND CARRIED BY A VOTE OF 5 TO 0, THE RECOMMENDATION TO AUTHORIZE THE MAYOR TO SIGN THE CONTRACT WITH ISPN, NOT TO EXCEED \$27,000, WAS APPROVED.**

TREE TRIMMING SERVICES BID

City Electrical Engineer Mills introduced the following bid:

**TREE TRIMMING SERVICES
BID TAB
November 6, 2013
10:00 a.m.**

<u>VENDOR</u>	<u>BID PRICE</u>
Asplundh Tree Expert Co.	\$88.36/hr.
Nelson Tree Service, Inc.	no bid
Recommend: Asplundh Tree Expert Co.	\$88.36/hr.

Mills explained that the hourly rate included a 3-man crew and equipment. **UPON MOTION OF COUNCILMAN BUCKMAN, DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 5 TO 0, THE BID FROM ASPLUND TREE EXPERT CO., FOR AN HOURLY RATE OF \$88.36, WAS APPROVED.**

CEES AND DEES, LLC REQUEST FOR SIDEWALK WAIVER

On October 22, 2013, the Nelson County Planning Commission approved, by a motion of 11-0, the final plat for Mainstream Phase II-A, and granted a waiver of the sidewalk requirement along Templin Avenue. Director of Public Works and Engineering Hamilton made a recommendation that the Council approve the Planning Commission's approval of a grant to waive the sidewalk requirement along Templin Avenue. He also sought approval of a second recommendation as requested by the Owner and Developer to split the bond requirements between the property owner (Monin) and the developer (Riggs). The owner will furnish a bond to cover the construction costs of the streets, curbs and gutters; the developer will bond concurrently, each with a written

agreement, the sidewalks and the water quality requirements to comply with the stormwater management regulations for this phase. **UPON MOTION OF COUNCILMAN ROYALTY, DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 5 TO 0, THE WAIVER OF THE SIDEWALK REQUIREMENTS, WAS APPROVED.**

UPON MOTION OF COUNCILMAN REED, DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 5 TO 0, THE RECOMMENDATION TO SPLIT THE BOND REQUIREMENTS BETWEEN THE OWNER AND THE DEVELOPER, PER CITY SPECIFICATIONS, WAS APPROVED.

MINUTES

The minutes from the 10-22-2013 Regular Council meeting were presented. **UPON MOTION OF COUNCILMAN LYDIAN, DULY SECONDED BY COUNCILMAN REED AND CARRIED BY A VOTE OF 5 TO 0, THE MINUTES WERE APPROVED.** The minutes from the 11-05-2013 Special Council meeting were presented next. **UPON MOTION OF COUNCILMAN REED, DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 5 TO 0, THOSE MINUTES WERE APPROVED.**

FIRST READING – PROPOSED ORDINANCE B2013- ALCOHOLIC BEVERAGES AMENDMENTS

Councilman Lydian introduced proposed Ordinance B2013-Alcoholic Beverages Amendments, and asked for its first reading. City Clerk Bryant read the proposed ordinance in summary. The ordinance will eliminate the definition for Retail Liquor Drink and Retail Liquor Package Sampling Licenses and eliminate subchapter 114.27; add the definition for a Special Sunday Retail Drink License; amend the fee schedule to provide a new category which has been granted for a Rectifier License and a Special Temporary Distilled Spirits and Wine Auction License; amend the license description for the Special Sunday Retail Drink License. The fee for the Rectifier License is \$140 and the fee for the Special Temporary Distilled Spirits and Wine Auction License is \$25. The amendment will also correct errors within the Fee Schedule, the Hours of Sale and Suspension, and the Revocation of License subchapters. **UPON MOTION OF COUNCILMAN ROYALTY, DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 5 TO 0, THE FIRST READING FOR PROPOSED ORDINANCE B2013-ALCOHOLIC BEVERAGES AMENDMENTS, WAS APPROVED.**

FIRST READING – PROPOSED ORDINANCE B2013-COUNCIL MEETINGS TIME CHANGE

Councilman Williams introduced proposed Ordinance B2013-Council Meetings Time Change. City Clerk Bryant informed the Council that the next three proposed ordinances were an attempt to “clean up” the codified chapters. She then gave a first reading that defined the meeting time for Council meetings as 7:00pm. No vote was taken.

FIRST READING – PROPOSED ORDINANCE B2013-CITY OFFICIALS

Councilman Williams introduced proposed Ordinance B2013-City Officials. City Clerk Bryant gave a first reading on the elimination of the definitions for the City Assessor and Parking Citation Officer. No vote was taken.

FIRST READING – PROPOSED ORDINANCE B2013-REPEAL TAXI CAB ORDINANCE

Councilman Williams introduced proposed Ordinance B2013-Repeal Taxi Cab Ordinance. City Clerk Bryant gave a first reading to indicate that since the Kentucky Legislature enacted KRS281.910 in 2002, in which the State would grant authority over the regulation of taxicabs in a local government’s jurisdiction, the City’s taxi cab ordinance should be repealed in its entirety. No vote was taken.

MUNICIPAL ORDER 2013-19, COUNCIL MEETING CONDUCT

Councilman Lydian requested this agenda item be tabled. However, Councilman Reed recommended that the Council review the municipal order during a meeting with the Long Term Planning Committee. **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN ROYALTY AND CARRIED BY A VOTE OF 5 TO 0, THE RECOMMENDATION TO SEND THE MUNICIPAL ORDER TO THE LONG TERM PLANNING COMMITTEE FOR REVIEW, WAS APPROVED.**

SPONSORSHIP FOR THE BOURBON CITY BARBECUE FESTIVAL

This festival is classified as a non-profit. The Council will seek additional information from the Chamber on the impact of this festival on the City. **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN ROYALTY AND CARRIED BY A VOTE OF 5 TO 0, THE RECOMMENDATION TO TABLE THE REQUEST FOR SPONSORSHIP, WAS APPROVED.**

DATE FOR THE SECOND COUNCIL MEETING IN DECEMBER

Since the original date for the second Council meeting in December will be Christmas Eve (12-24-2013), the Council agreed to change the date to Monday, December 23, 2013 at 7:00 pm to be held in the Council Chambers. This meeting will be classified as a special meeting of the City Council.

STREET AND SOLID WASTE COMMITTEE

Minutes of the meeting were given to the Councilmen. Councilman Buckman mentioned the proposed plat for the Tannery Hill Subdivision. Assistant City Administrator Green gave an overview of the recycling program

referencing the discontinuance of collecting plastics and the need for workers at the Guthrie Center to reduce their sorting hours. He is exploring options for the recycling program, which include curbside collection or a drop-off center that is staffed.

STAFF REPORTS

Fire Chief Howard reported that 5 new firefighters are currently going through basic training. With the help of the Corporation, the City has purchased 10 new digital radios.

County Magistrate Hutchins requested a service call on street lights located on Highway 150 across from My Old Kentucky Home State Park. He also stated that curbside recycling would not be a revenue maker for the City.

CEMETERY DEEDS

Mayor Pro-Tem Simpson announced that a Cemetery Committee meeting would be held in the morning, November 13th, at 8:30am in City Hall.

One Bardstown Cemetery deed was presented; one grave site for James Edward Stivers. **UPON MOTION OF COUNCILMAN LYDIAN, DULY SECONDED BY COUNCILMAN REED AND CARRIED BY A VOTE OF 5 TO 0, THE DEED WAS APPROVED.**

FIVE YEAR ANNIVERSARIES

Congratulations were given to Jeff Miller on his 20 years of service in the Electric Department. Don Wilson has reached his 10 year anniversary in the Water Department.

ADJOURNMENT

There being no further business to discuss and **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN LYDIAN AND CARRIED BY A VOTE OF 5 TO 0, THE MEETING WAS ADJOURNED.**

CITY OF BARDSTOWN

ATTEST:

Robert L. Simpson, Mayor Pro-Tem

Barbara Bryant, City Clerk