

CITY OF BARDSTOWN
REGULAR COUNCIL MEETING MINUTES
11-25-2014
7:00 – 7:35 P.M.

With Mayor Bill Sheckles presiding, 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: Chief Financial Officer Mike Abell, City Electric Engineer Jeff Mills, Director of Public Works and Engineering Larry Hamilton, City Attorney David Bruce Reynolds, City Clerk Barbie Bryant, Police Chief Rick McCubbin, Fire Chief Marlin Howard, Assistant City Administrator Larry Green, Executive Assistant to the Mayor Michelle Riordan, The Kentucky Standard reporter Randy Patrick, Nelson County Gazette reporter Jim Brooks, WOKH reporter Sylvia Horlander, County Magistrate Sam Hutchins, Council-elect Fred Hagan and citizen Janice Lear.

2015 KENTUCKY BOURBON FESTIVAL LAWN LAYOUT

The Mayor presented the lawn layout and street closings for the 2015 Kentucky Bourbon Festival to be held September 15th through the 20th. The layout remains the same as in 2014 with the Spirits Garden in the front of City Hall. **UPON MOTION OF COUNCILMAN REED, DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6 TO 0, THE 2015 KENTUCKY BOURBON FESTIVAL LAWN LAYOUT AND STREET CLOSINGS WERE APPROVED.**

NATIVE AMERICAN HERITAGE DAY - PROCLAMATION

Mayor Sheckles recognized Janice Lear and presented her with the following proclamation:

WHEREAS: The history and culture of our great nation have been significantly influenced by American Indians and indigenous peoples; and

WHEREAS: The contributions of American Indians have enhanced the freedom, prosperity, and greatness of America today; and

WHEREAS: Their customs and traditions are respected and celebrated as part of a rich legacy throughout the United States; and

WHEREAS: The citizens of Bardstown, Kentucky are indeed fortunate to be the recipients of our Native American Indians Cultural, Educational and Historical values; and

WHEREAS: All citizens of Bardstown, Kentucky are encouraged to learn about the history and heritage of the Native peoples of this great land; and

WHEREAS: Bardstown, Kentucky wishes to Honor our Native American Indians for the contributions of their culture to our citizens.

Now, Therefore, I, Mayor William S. Sheckles of the City of Bardstown, KY, Do Hereby Proclaim November as the National American Indian Heritage Month and urge all our citizens to commemorate this month with appropriate programs and activities, and to celebrate the twenty-eighth of November, 2014, as:

“NATIVE AMERICAN HERITAGE DAY”

CHANGE ORDER #1, TEAM FISHEL FIBER CONSTRUCTION CONTRACT

City Electrical Engineer Mills presented a revised change order for \$16,269.04 for Team Fishel to complete the Hutchins Lane and King Road cable builds. **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN REED AND CARRIED BY A VOTE OF 6 TO 0, THE CHANGE ORDER OF \$16,269.04 FOR TEAM FISHEL WAS APPROVED.**

HISTORICAL REVIEW BOARD RECOMMENDATIONS

Mayor Sheckles presented the following Historical Review Board recommendations:

- (a) COA-14-77. Scarlett Hibbs, Applicant, and Bruce and Jolene Reynolds, Owners, request approval for demolition of a 6’ by 7’ shed and 12’ by 7’ porch addition at 106 East Broadway Avenue. Recommendation: Approval of the demolition of the shed and porch.

- (b) COA-14-78(a and b). Scarlett Hibbs, Applicant, and Bruce and Jolene Reynolds, Owners, request approval for an addition and porch (78a) and garage (78b) at 106 East Broadway Avenue. Recommendation: TABLED for 60 days due to incomplete application. The Board requires a site plan.
- (c) COA-14-79. Buzick Construction, Applicant, and Wilson and Muir Bank, Owner, request approval for exterior alterations at 103 North Third Street. Recommendation: Approval of restoration work, as discussed, and using the materials shown in the application.
- (d) COA-14-69(a and b). Pioneer Credit, Applicant, and Maria Delacruz, Owner, request approval for signage at 106 West Flaget Avenue. Recommendation: (a) Approval of the Pioneer Credit signage with the condition that the "Pioneer Credit" on the door be removed. (Hours and telephone numbers may be left in place.) (b) Approval of the parking signage.

UPON MOTION OF COUNCILMAN BUCKMAN, DULY SECONDED BY COUNCILMAN ROYALTY AND CARRIED BY A VOTE OF 6 TO 0, THE HISTORICAL REVIEW BOARD RECOMMENDATIONS FOR COA'S #14-77, #14-79, AND #14-69 WERE APPROVED WITH THE RECOMMENDED CONDITIONS SET FORTH BY HRB.

MINUTES

The minutes from the 11-11-2014 Regular Council meeting were presented. **UPON MOTION OF COUNCILMAN SIMPSON, DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0, THE MINUTES WERE APPROVED.**

E911 CMRS GRANT AND ANNUAL AUDIT

The 2013-2014 Annual Audit was given to the Council.

The Nelson County E-911 Board will need to re-adjust their amendment to the dispatch budget. It will be presented at the next Council meeting.

RE-APPOINTMENTS

Mayor Sheckles recommended the re-appointments of the following volunteers: Mark Mathis, Planning & Zoning Commission, 4 year term; Mark Mathis, Bardstown Board of Adjustment, 4 year term; Martin Carpenter, Bardstown Board of Adjustment, 4 year term; Sarah Hardin Ballard, Historical Review Board, 3 year term; Teddy Crume, Development Review Board, 3 year term; Wes Parrish, Development Review Board, 3 year term. **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6 TO 0, THE RECOMMENDATIONS TO RE-APPOINT THE VOLUNTEERS FOR THE 3 OR 4 YEAR TERM WERE APPROVED.**

SECOND READING – ORDINANCE B2014-30 REZONE #2428 CEES & DEES, LLC & ROY LOPEZ

City Attorney Reynolds presented the summary of Ordinance B2014-30 for a second reading. Below is the ordinance in its full capacity:

ORDINANCE NO. B2014 – 30

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 A B-3 PLANNED UNIT DEVELOPMENT (PUD) ON THE SOUTH SIDE OF NEW SHEPHERDSVILLE ROAD, NORTH OF MORTON AVENUE AND EAST OF LINCOLN WAY FOR A USE SERVING ALCOHOL BY THE DRINK (SECTION 6.13D – OPTION #1).

WHEREAS, the Joint City-County Planning Commission of Nelson County, Kentucky, on October 7, 2014, held a public hearing on the Application No. 2428 for a B-3 Planned Unit Development (PUD) on the south side of New Shepherdsville Road (KY 245) and is 0 feet north of Morton Avenue and approximately 300 feet east of Lincoln Way (Proposed Revised Lot #1, Mainstream) for a use serving alcohol by the drink (Section 6.13D – Option #1); and

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, KY, 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 November 03, 2014, from the said Joint City-County Planning Commission of Nelson County to the Bardstown City Council and the property as described:

“Beginning at a found ½ inch rebar with cap stamped “HIBBS 2981” in the south right-of-way line of New Shepherdsville Road (variable right-of-way), corner to a tract of land conveyed to Lincoln National

Bank of record in Deed Book 484, Page 637 and Plat Cabinet 15, Slide 50 in the Office of The Clerk of Nelson County, Kentucky; thence with the south right-of-way line of New Shepherdsville Road the following four calls: south 40 degrees 16'35" east 31.12 feet to a set ½ inch rebar with cap stamped "WOLF 3742" (set rebar henceforth); thence, north 37 degrees 41'15" east 19.36 feet to a set rebar; thence, south 52 degrees 30'32" east 159.09 feet to a set rebar; thence, south 58 degrees 22'04" east 29.69 feet to a set rebar in the south right-of-way line of said road, corner to proposed Lot 1-A; thence leaving the south right-of-way line of said road and running with the west line of proposed Lot 1-A, south 39 degrees 48'38" west 141.30 feet to a set rebar, corner to proposed Lot 1-A and a tract of land conveyed to Hayjac, LLC of record in Deed Book 391, Page 63 in the Clerk's Office aforesaid; thence with the west line of Hayjac, LLC., south 60 degrees 47'57" west 49.83 feet to a set rebar, corner to Hayjac, LLC.; thence with the south line of Hayjac, LLC., south 52 degrees 56'05" east 17.87 feet to a set rebar in the south line of said Hayjac, LLC., corner to proposed Lot 1-B; thence with the west line of proposed Lot 1-B, south 39 degrees 48'38" west 76.09 feet to a set rebar, corner to proposed Lot 1-B and in the north line of proposed Lot 1-C; thence with the north line of proposed Lot 1-C, north 50 degrees 11'22" west 158.25 feet to a set rebar; thence, south 43 degrees 13'40" west 137.79 feet to a set rebar, corner to proposed Lot 1-C and in the north right-of-way line of Morton Avenue (50' right-of-way); thence with the north right-of-way line of Morton Avenue, north 29 degrees 18'15" west 77.77 feet to a set rebar in the north right-of-way line of Morton Avenue, corner to said Lincoln National Bank; thence leaving the north right-of-way line of Morton Avenue and running with the east line of Lincoln National Bank, north 43 degrees 14'08" east 348.84 feet to the point of beginning, having an area of 1.511 acres."

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.

UPON MOTION OF COUNCILMAN ROYALTY, DULY SECONDED BY COUNCILMAN BUCKMAN, THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

COUNCILMAN SIMPSON	-	AYE
COUNCILMAN REED	-	AYE
COUNCILMAN WILLIAMS	-	AYE
COUNCILMAN LYDIAN	-	AYE
COUNCILMAN ROYALTY	-	AYE
COUNCILMAN BUCKMAN	-	AYE

MAYOR SHECKLES THEN DECLARED ORDINANCE NO. B2014-30 ADOPTED AND BE RECORDED IN ORDINANCE BOOK NO. 10, PAGE NO. _____.

COMMITTEE REPORTS

A Cemetery Committee meeting was held on 11-12-2014 and Cemetery Sexton Bryant reported on the new roof for the smokehouse.

Councilman Reed reported on the Recreation Board meeting that was held last Thursday. The football league is working with County Attorney Matthew Hite to re-qualify for a 501-C3 status. All fundraising activities will be reported to Recreation Director Donna Paschal. The public pool is holding its own.

Councilman Buckman thanked City Electrical Engineer Mills for his commitment to negotiating the lowest prices for cable service.

CEMETERY DEEDS

One Bardstown Cemetery deed was presented; one grave site for Jaylin Tonge. **UPON MOTION OF COUNCILMAN SIMPSON, DULY SECONDED BY COUNCILMAN REED AND CARRIED BY A VOTE OF 6 TO 0, THE DEED WAS APPROVED.**

STAFF REPORTS

Police Chief McCubbin reported the increase in burglaries and thefts are starting earlier than in previous years. His staff are diligently working on this issued.

City Electrical Engineer Mills announced that an emergency meeting of the Cable TV Programming Committee will be held on Monday, December 01, 2014.

5-YEAR STAFF ANNIVERSARIES

Mayor Sheckles congratulated Guillermo Ortega on his 10 years of service with the Water Plant.

ADJOURNMENT

There being no further business to discuss and **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN REED AND CARRIED BY A VOTE OF 6 TO 0, THE MEETING WAS ADJOURNED.**

CITY OF BARDSTOWN

William S. Sheckles, Mayor

ATTEST:

Barbara Bryant, City Clerk