

**CITY OF BARDSTOWN
REGULAR COUNCIL MEETING MINUTES
4-13-10
7:00 P.M.**

The City Council met in a regular session in the Council Chambers with Mayor J. Richard Heaton and the following Councilmen:

Councilman Reed
Councilman Williams
Councilman Lydian
Councilman Sheckles
Councilman Royalty
Councilman Simpson

Others present: Police Chief Marksbury, Asst. City Administrator Green, Public Works and Engineering Director Hamilton, City Civil Engineer Greenwell, City Electrical Engineer Mills, City Attorney Donan, City Clerk Blincoe, WBRT/WOKH reporter Fred Hagan, The Kentucky Standard reporter Stephanie Hornback, Smoke-free Coalition member Pat Whelan, Kevin Brumley, Boy Scout Leaders, scouts and guests with the Boy Scout Troop No. 136 from Bloomfield Middle School.

Mayor Heaton called the meeting to order.

BOY SCOUT TROOP #136 BLOOMFIELD MIDDLE SCHOOL

Councilman Sheckles introduced Boy Scout Troop #136 from Bloomfield Middle School and Leader Keith Goff who were in attendance to observe the meeting. The Scouts were working on their citizenship, community and communication skills. The group ranged in age from 11 to 15-years old. Mayor Heaton welcomed the members and thanked them for attending.

HILLIARD LYONS CONTRACT/BOND COUNSEL AGREEMENT

The Mayor informed the Council that the Hilliard Lyons contract and recommendation on the Bond Counsel would be postponed until the next Council meeting on 4-27-10 in order to receive additional information.

2010 PICKUP TRUCK BID (CABLE TV DEPARTMENT)

City Electrical Engineer Mills reported that no bids were received on the 2010 pickup truck for the Cable TV Department. After a thorough review of the department's budget with the Mayor, he recommended postponing the purchase of the truck until the next fiscal year.

SEWER REHABILITATION PROJECT PHASE I BID TAB

City Civil Engineer Greenwell presented the bid tab completed by Robin Mills with Horizon Engineering, LLC, as follows:

**CITY OF BARDSTOWN SEWER REHABILITATION PROJECT, PHASE I
BID TABULATION FOR BID OPENING APRIL 6, 2010**

Schedule A

Unit Price						TOTALS		
	Pipe Eyes	Boatman	PipeCheck	Units	Quant.	Pipe Eyes	Boatman	PipeCheck
A1	\$4,725.00	\$3,500.00	\$5,244.00	each	3	\$14,175.00	\$10,500.00	\$15,732.00
A2	\$741.14	\$650.00	\$863.52	each	6	\$4,446.84	\$3,900.00	\$5,181.12
A3	\$1,185.88	\$850.00	\$1,413.82	each	1	\$1,185.88	\$850.00	\$1,413.82
A4	\$787.50	\$300.00	\$879.75	each	4	\$3,150.00	\$1,200.00	\$3,519.00
A5	\$1,039.50	\$300.00	\$1,138.50	v.f.	2	\$2,079.00	\$600.00	\$2,277.00
A6	\$630.00	\$500.00	\$782.00	each	1	\$630.00	\$500.00	\$782.00
A7	\$57.75	\$100.00	\$63.25	each	10	\$577.50	\$1,000.00	\$632.50
A8	\$383.25	\$600.00	\$442.75	each	11	\$4,215.75	\$6,600.00	\$4,870.25
					Schedule A Total =	\$30,459.97	\$25,150.00	\$34,407.69

Schedule B

Unit Price						TOTALS		
	Pipe Eyes	Boatman	PipeCheck	Units	Quantity	Pipe Eyes	Boatman	PipeCheck
B1	\$1.46	\$4.00	\$5.75	l.f.	30,650	\$44,749.00	\$122,600.00	\$176,237.50
B2	\$50.00	\$25.00	\$1,000.00	each	100	\$5,000.00	\$2,500.00	\$100,000.00
B3	\$350.00	\$500.00	\$1,250.00	lump sum	1	\$350.00	\$500.00	\$1,250.00
B4	\$1,000.00	\$1,000.00	\$30,000.00	lump sum	1	\$1,000.00	\$1,000.00	\$30,000.00
					Schedule B Total =	\$51,099.00	\$126,600.00	\$307,487.50
					Schedule A + Schedule B Total =	\$81,558.97	\$151,750.00	\$341,895.19

Schedule C - Unit Price Bids (Quantities Unknown)								
Unit Price					SCHEDULE C ALLOWANCE			
	Pipe Eyes	Boatman	PipeCheck	Units		\$20,389.74	\$37,937.50	\$85,473.80
C1	\$170.00	\$135.00	\$175.00	hr				
C2	\$75.00	\$50.00	\$100.00	each				
C3	\$1.50	\$0.75	\$10.00	l.f.		SCHEDULE C ALLOWANCE = 25%		
C4	\$225.00	\$450.00	\$10.00	each		SCHEDULE A + SCHEDULE B TOTAL		
C5	\$0.89	\$1.50	\$2.00	l.f.				
C6	\$0.57	\$1.50	\$1.00	l.f.				
PROJECT TOTAL								
						Pipe Eyes*	Boatman	PipeCheck
Schedule A + Schedule B + Schedule C Allowance=						\$101,948.71	\$189,687.50	\$427,368.99
*PIPE EYES IS THE APPARENT LOW BIDDER								

Greenwell discussed the bids and recommended approval of the low bid received from Pipe Eyes, LLC, a company from Lexington, Kentucky, in the amount of \$101,948.71. This project is a continuation of the Sanitary Sewer Evaluation Survey (SSES) program required by the Kentucky Division of Water. Councilman Reed asked about the disparity in the bids, especially in Schedule B. It was explained that one of the reasons was because the lower bid was made by the company that already had the specific equipment and experience to do the job. **UPON MOTION OF COUNCILMAN LYDIAN, DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6 TO 0, THE BID FROM PIPE EYES, LLC, WAS APPROVED.**

US 31-E/KY 509 PROJECT REIMBURSEMENT

City Electrical Engineer Mills reported on the reimbursement from the Kentucky Transportation Cabinet for cable TV relocation work at the intersection of US 31E/KY 509. The reimbursement amount will be \$38,000.00. **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN ROYALTY AND CARRIED BY A VOTE OF 6 TO 0, THE MAYOR WAS AUTHORIZED TO EXECUTE THE REIMBURSEMENT AGREEMENT WITH THE STATE.**

SMITHSONIANHD AND MGMHD

City Electrical Engineer Mills reported that the Cable TV Programming Committee met on 3-31-2010 and recommended replacing HD Net and HD Net Movies with SmithsonianHD and MGMHD on the department's Extreme HDTV tier. There would be no budget impact. **UPON MOTION OF COUNCILMAN REED, DULY SECONDED BY COUNCILMAN SHECKLES AND CARRIED BY A VOTE OF 6 TO 0, IT WAS APPROVED AND THE MAYOR WAS AUTHORIZED TO EXECUTE THE AFFILIATE AGREEMENTS.**

FIRST READING-REZONING #2333 - BARDSTOWN MILLS, INC.

A first reading of an ordinance was presented on application #2333 of Bardstown Mills, Inc. to rezone 1.38 acres (portion of Revised Tract #2, Amended BIDC Industrial Park Division) at the northeast corner of West John Rowan Boulevard (KY 245) and Withrow Court and approximately 0.20 mile west of Nutter Drive from I-2, Heavy Industrial District, to B-4, General Business District. The Planning Commission recommended approval of the request along with Bardstown Mills addressing three conditions: (1) Access Management, (2) Use Limitation and (3) Public Services. **UPON MOTION OF COUNCILMAN ROYALTY, DULY SECONDED BY COUNCILMAN REED AND CARRIED BY A VOTE OF 6 TO 0, THE RECOMMENDATION FROM THE PLANNING COMMISSION AND FIRST READING WERE APPROVED WITH THE STAFF REPORT CONDITIONS.**

KENTUCKY LEAGUE OF CITIES INSURANCE SERVICES-2009-10 SAFETY GRANT AWARD

The Mayor announced that the City had been awarded the amount of \$3,000.00 from the 2009-10 KLCIS Safety Grant Program. This amount will be used toward the purchase of a chlorine leak detector, (10) safety training DVDs, (3) KMESHA registrations, and (100) traffic cones with reflective stripes.

MINUTES

The minutes from the 3-22-10 special Council meeting and minutes from the 3-23-10 regular Council meeting were then presented and **UPON MOTION OF COUNCILMAN SIMPSON, DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0, THEY WERE APPROVED.**

PARKING SPACE ON NORTH FOURTH STREET

Public Works and Engineering Director Hamilton recommended providing a public parking space at the southwest corner of the intersection of North Fourth Street and West Flaget Avenue. Margaret Hardin, who resides in the area, made the request. The "No Parking" sign will be moved north 18 feet to allow the addition of the parking space. **UPON MOTION OF COUNCILMAN SIMPSON, DULY SECONDED BY COUNCILMAN ROYALTY AND CARRIED BY A VOTE OF 6 TO 0, IT WAS APPROVED.**

AREA DEVELOPMENT FUNDS

Assistant City Administrator Green presented the following Municipal Order No. 2010-17:

MUNICIPAL ORDER NO. 2010-17

**COMMONWEALTH OF KENTUCKY
CITY OF BARDSTOWN, NELSON COUNTY
RESOLUTION**

The governing body of the City of Bardstown, Kentucky, does hereby resolve as follows:

WHEREAS, The City of Bardstown has applied for Area Development Funds in the amount of \$5,994.74 to be used toward the purchase of 2 police cars. These vehicles cost \$41,318.00

NOW, THEREFORE, BE IT RESOLVED THAT the City of Bardstown will use the entire ADF allocation of \$5,994.74 toward the purchase of these vehicles.

Adopted this 13th day of April, 2010.

Green explained that the police cars had been purchased and the \$5,994.74 amount from Lincoln Trail ADD would be deposited in the General Fund. Lincoln Trail ADD awards the grant each year and it is rotated between Fiscal Court and Nelson County's incorporated cities. **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN ROYALTY AND CARRIED BY A VOTE OF 6 TO 0, THE MUNICIPAL ORDER WAS APPROVED.**

APPOINTMENT/REAPPOINTMENT

Mayor Heaton said that he wanted to appoint Larry Tanner to a four-year term on the Housing Board as a resident member. This position had not been filled for a number of years. **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6 TO 0, THE APPOINTMENT WAS APPROVED.**

The Mayor reported that he wanted to reappoint Joe Hutchins to another two-year term on the Spalding Hall Committee. **UPON MOTION OF COUNCILMAN LYDIAN, DULY SECONDED BY COUNCILMAN ROYALTY AND CARRIED BY A VOTE OF 6 TO 0, IT WAS APPROVED.**

RECREATION BOARD

Councilman Reed reported on the Recreation Board meeting that was held on 3-25-10 and updated the Council on the restructure and improvement to the football fields. There may be school-based teams this year for the football little league program. He said that the Kohl's Cup Soccer Tournament would be held on June 5th and 6th and June 12th and 13th. There will also be improvements made to the baseball fields.

NELSON COUNTY COMMUNITY CLINIC WALK/RUN

Police Chief Marksbury reported on the fundraiser and the new route that the entrants will follow. There will only be two main intersections affected by the event this year—Fourth Street and West Stephen Foster Avenue and Fifth Street and West Stephen Foster Avenue. The walk/run will be held on April 26, 2010. **UPON MOTION OF COUNCILMAN ROYALTY, DULY SECONDED BY COUNCILMAN REED AND CARRIED BY A VOTE OF 6 TO 0, THE ROUTE CHANGE WAS APPROVED.**

"SOME GAVE ALL" EVENT

Assistant City Administrator Green reported on the motorcycle tour that will be held on July 2, 2010 to honor military families who have lost loved ones in Iraq and Afghanistan. Green said that a military ceremony would be held at Parkway Baptist Church with a parade to follow. The parade would begin by City Hall and continue up Broadway to North Third Street to Court Square from 6:30 p.m. to 7:30 p.m. **UPON MOTION OF COUNCILMAN WILLIAMS, DULY SECONDED BY COUNCILMAN ROYALTY AND CARRIED BY A VOTE OF 6 TO 0, THE PARADE ROUTE WAS APPROVED.**

CEMETERY DEEDS

Cemetery deeds were presented for Faye Tharp, Kenneth Tharp, William G. Tharp, Janis Phillips, Orville and Norma Beavers, Willard and Donna Calvert and John and Aquinda Clark. **UPON MOTION OF COUNCILMAN LYDIAN, DULY SECONDED BY COUNCILMAN SIMPSON AND CARRIED BY A VOTE OF 6 TO 0, THE DEEDS WERE APPROVED.**

APPRECIATION FOR CEMETERY CLEANUP ASSISTANCE

Councilman Simpson thanked the media, Councilman Reed and everyone who helped with the cleanup at the Bardstown Cemetery that was held on March 27, 2010.

ADJOURNMENT

Being no further business to discuss and **UPON MOTION OF COUNCILMAN REED, DULY SECONDED BY COUNCILMAN WILLIAMS 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

J. Richard Heaton, Mayor