

REGULAR SESSION BULLITT COUNTY FISCAL COURT
HELD ON TUESDAY, MARCH 2, 2021, AT 9:30 A.M.
PRESENT:

HON. JERRALL SUMMERS, BULLITT COUNTY JUDGE/EXECUTIVE, PRESIDING
AND MAGISTRATES: Dennis Mitchell, Shaun Logsdon, Joe Laswell, Joe Rayhill
BULLITT COUNTY ATTORNEY: John W. Wooldridge DEPUTY JUDGE: Kay Parrish
BULLITT COUNTY SHERIFF: Walt Sholar DEPUTY CLERK: Samantha Shaner

Judge Summers called the meeting to order at 9:30 a.m. and welcomed everyone. All magistrates were present. Meeting was held via Zoom Communications due to COVID19 Pandemic. Father Terry Langford, St. Aloysius of Shepherdsville, gave the invocation and led the pledge to the flag.

TREASURER'S TRANSFER REPORT

Transfers: Expenditures by Date from the Treasurer's Office dated through February 26, 2021 has been submitted for Fiscal Court's review and approval. Copies are on file in the County Clerk's Office.

On motion by Esq. Mitchell, seconded by Esq. Rayhill, with Fiscal Court having concurred, accepting the Transfers: Expenditures by Date Report as presented.

Vote: Unanimous for—motion carried.

FISCAL COURT/TREASURER BILLS APPROVED

Open Invoice Reports from the Judge/Executive's Office dated through March 2, 2021 had been submitted for Fiscal Court's review and approval and copies are on file in the County Clerk's Office. Disbursements from each fund totaled: #01- \$ 373,443.52; #02- \$ 21,673.70; #03- \$ 36,893.03; #09- \$ 209,620.13; #77- \$ 584,261.35. Grand total disbursements from all funds: \$ 1,225,891.73.

Open Invoice Reports from the Treasurer's Office dated through February 26, 2021 had been submitted for Fiscal Court's review and approval and copies are on file in the County Clerk's Office. Disbursements from each fund totaled: #00- \$ 17,176.90; #01- \$ 57,299.91; #02- \$ 17,941.34; #03- \$ 25,934.73; #09- \$ 39,919.87. Grand total disbursements from all funds: \$ 158,272.75.

On motion of Esq. Rayhill, seconded by Esq. Logsdon, with Fiscal Court having concurred, the claims referenced above totaling \$ 1,384,164.48 were approved as presented and were ordered to be paid.

Vote: Unanimous for—motion carried.

MINUTES APPROVED

On motion of Esq. Logsdon, seconded by Esq. Rayhill, and Fiscal Court having agreed to dispense with the formal reading, the minutes of the regular session of Bullitt County Fiscal Court held on Tuesday, February 16, 2021, were approved as presented and the Judge was authorized to sign same.

Vote: Unanimous for—motion carried.

ZONING ORDINANCE: SECOND READING
ORDINANCE #21-03

Assistant County Attorney Mr. Robert Flaherty gave the second reading of the following zoning ordinance that was given first reading on February 2, 2021.

- Ordinance #21-03; Docket #2021Z-03; Ten 10 Properties, LLC—an ordinance changing the zoning from R-1 Residential to B-1 Highway Business. The property in question is 1.82 acres, more or less, located at 4747 Highway 44 East, in an unincorporated area of the county.

Assistant County Attorney Mr. Robert Flaherty read the Finding of Facts to the Court on request of Magistrate Rayhill.

On motion of Esq. Rayhill, seconded by Esq. Logsdon, with Fiscal Court having concurred, to accept the Finding of Facts on Zoning Ordinance 21-03, Ten 10 Properties, LLC.

Vote: For (3) Judge Summers, Rayhill, Logsdon; Against (2) Laswell, Mitchell- Motion Carried

**PLANNING COMMISSION DOCKET # 2021Z-03
TEN 10 PROPERTIES, LLC
4747 HWY 44E**

FINDINGS OF FACT

Following are the Findings of Fact to support approval of the Zoning of the property located at 4747 Hwy 44E, that is the subject of Docket # 2021Z-03, from R-1 Residential to B-1 Highway Business as set forth in Bullitt County Fiscal Court Ordinance #21-03:

- The existing zoning classification is not appropriate, and the proposed zoning is more appropriate in that the property is currently vacant and has not been used as a residence in many years, has been previously used as a business, directly fronts a major state highway which makes it more suitable for business than residential; and
- There have been major changes of an economic or social nature within the area involved which were not anticipated and which have substantially altered the basic character of the area in that the property directly adjoining this property has been zoned B-1, other business zoning exists in the immediate area including a long-standing business operation only 2 properties removed.

On motion of Esq. Rayhill, seconded by Esq. Logsdon, with Fiscal Court having concurred, and with the recommendation of the Planning Commission, Ordinance #21-03, Docket #2021Z-03 was adopted as presented and recorded below and the Judge was authorized to sign the same.

Vote: For (3) Judge Summers, Rayhill, Logsdon; Against (2) Laswell, Mitchell- Motion Carried

COMMONWEALTH OF KENTUCKY
COUNTY OF BULLITT
ZONING ORDINANCE NO. 21-03

AN ORDINANCE RELATING TO THE CHANGING OF ZONING OF CERTAIN PROPERTY FROM R-1 RESIDENTIAL TO B-1 HIGHWAY BUSINESS. THE PROPERTY IN QUESTION IS 1.82 ACRES, MORE OR LESS, LOCATED AT 4747 HIGHWAY 44E, IN AN UNINCORPORATED AREA OF THE COUNTY.

WHEREAS, the Fiscal Court of Bullitt County has considered the evidence of the public hearing held by the Joint Planning Commission and the recommendations of the Commission, the information provided in the Staff Report of the Office of Bullitt County Planning and Zoning, and the testimony and evidence presented at the public hearing held by the Fiscal Court; and

WHEREAS, the Fiscal Court disputes and rejects the reasons of the Joint Planning Commission for denial of said zoning change and disapproves and rejects the recommendations of the Planning Commission in this matter as set out in said minutes and based upon its own findings of fact, determines that the proposed zoning change is acceptable and should be approved; and

NOW, THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF COUNTY OF BULLITT, COMMONWEALTH OF KENTUCKY:

SECTION ONE: That the above property located in the unincorporated area of Bullitt County and more particularly described in the minutes and records of the Planning Commission in Docket Number 2021Z-03 is hereby changed from R-1 Residential to B-1 Highway Business.


SECTION TWO: This Ordinance shall take effect upon passage and publication as required by law.

SECTION THREE: Should any section, provision or part of this Ordinance be declared unconstitutional or invalid for any reason by a court of competent jurisdiction, then the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

SECTION FOUR: All ordinances and resolutions, to the extent they are inconsistent herewith, are hereby repealed.

Given first reading and public hearing at a Regular Meeting of the Bullitt County Fiscal Court on the 2nd day of February, 2021.


Given second reading and voted upon at a Regular Meeting of the Bullitt County Fiscal Court on the 2nd day of March, 2021.


County Judge Executive
Date of Adoption: 3/12/2021

Attested to:

Approved as to Form and Legality:


Fiscal Court Clerk


John W. Wooldridge
Bullitt County Attorney

ZONING ORDINANCE: FIRST READING
ORDINANCE #21-05

A zoning ordinance for property owned by Robert and Tracy Odle, has been advertised for first reading and public hearing at this meeting. Planning and Zoning Director Felcia Harper gave the following overview of the Planning Commission's hearing and recommendation on Docket #2021Z-07:

- Ordinance #21-05; Docket #2021Z-07; Robert and Tracy Odle—an ordinance changing the zoning from Agricultural to R-1 Single Family Residential. The property in question is 1.0 acres, more or less, located at 266 Meyer Drive, in an unincorporated area of the county.

The Planning Commission recommended that the zoning change be approved based upon the fact that the requested zoning change is in agreement with the adopted Comprehensive Plan.

Assistant County Attorney, Robert Flaherty, gave the first reading, in summary, of Ordinance #21-05 for the record, and a copy is on file at the County Clerk's Office.

EMERGENCY MANAGEMENT SERVICES NEW HIRE

On motion of Judge Summers, seconded by Esq. Rayhill, with Fiscal Court having concurred, to hire Joseph Jagers as Full Time Paramedic at \$25.00 per hour, effective March 2, 2021.

Vote: Unanimous for—motion carried.

EMERGENCY MANAGEMENT SERVICES NEW HIRES

On motion of Judge Summers, seconded by Esq. Mitchell, with Fiscal Court having concurred, to hire Brian Seadler, Larry Johnson, and Christopher Poe as Part Time Paramedics at \$25.00 per hour, effective March 2, 2021.

Vote: Unanimous for—motion carried.

PLANNING AND ZONING CODE ENFORCEMENT SURPLUS

On motion of Esq. Mitchell, seconded by Esq. Logsdon, with Fiscal Court having concurred, to surplus the following items from Planning and Zoning and Code Enforcement Offices:

Bullitt County Planning and Zoning
Bullitt County Code Enforcement
February 25, 2021 Surplus

1. HP Desktop MXL31614MG
2. Dell Desktop No Serial #
3. HP Desktop MXL33908PD
4. Dell Desktop No Serial #
5. Dell Desktop No Serial #
6. AOC Monitor AFW99A002123
7. Dell Monitor CNOD97K972B720RBD7NL
8. HP Tower 4C15170THY
9. Samsung OJ5AHCUL100797D
10. Dell Tower No Serial #
11. HP Desktop 4C151417MG
12. Phillips Monitor B2000508316903
13. HP Printer CN96CM20KM
14. Dell Tower No Serial #
15. Dell Tower No Serial #
16. Computer Cart
17. Cybertron Tower No Serial #
18. HP MXL32309H2
19. LG Monitor No Serial #
20. Computer Accessories
21. Computer Knight Tower (2)
22. LG Monitor 106NHN025287
23. Upstar Monitor JH137E0001798
24. Viewsonic Monitor R961033000777
25. Viewsonic Monitor TV1745B0474
26. Samsung Monitor No Serial #
27. Assorted small cabinets/billing systems.

HIGHWAY 245 TOURISM
OVERLAY

Discussion was had amongst Magistrates, Director Harper, Judge Summers, and Assistant County Attorney John Wooldridge.

On motion of Esq. Rayhill, seconded by Esq. Mitchell, with Fiscal Court having concurred, to approve the Highway 245 Tourism Overlay, with a strikethrough modification of 24 rooms per acre.
Vote: Unanimous for—motion carried.

ORDINANCE 19-11, AMENDMENT
LICENSE FEES FOR ALCOHOLIC BEVERAGES

On motion of Judge Summers, seconded by Esq. Rayhill, with Fiscal Court having concurred, to amend Ordinance 19-11, by adding a special category of small farm wineries to serve malt beverages.
Vote: Unanimous for—motion carried.

EMPLOYEE HANDBOOK
AMENDMENT

On motion of Judge Summers, seconded by Esq. Rayhill, with Fiscal Court having concurred, to amend the Bullitt County Employee Handbook to state that employees will accrue their vacation and sick pay at the end of each month of employment and can use it immediately, retroactive to January 1, 2021.
Vote: Unanimous for—motion carried.

EXECUTIVE SESSION CONVENED

On motion of Judge Summers, seconded by Esq. Mitchell, with Fiscal Court having concurred, the regular session stood in recess at 10:07 a.m. and an executive session was convened concerning Land Acquisition pursuant to KRS 61.810(1) (b); in addition Fiscal Court Members, they may call specific individuals into this session, and is entitled to have the County Attorney present.
Vote: Unanimous for – motion carried.

REGULAR SESSION RECONVENED

On motion of Judge Summers, seconded by Esq. Laswell, stating no action was taken at this time; the regular session reconvened at 10:27 a.m.
Vote: Unanimous for – motion carried.

PROPERTY SALE
1010 HIGHWAY 44 EAST

On motion of Judge Summers, seconded by Esq. Laswell, with Fiscal Court having concurred, to sale the property at 1010 Highway 44 East Shepherdsville, KY 40165, pending acceptable contract approval.
Vote: Unanimous for – motion carried.

TREASURER BILLS
ADDITIONAL INVOICE

On motion of Esq. Mitchell, seconded by Judge Summers, with Fiscal Court having concurred, to add additional invoice payment of \$3,200.00 to ServPro in 01 account (reflected in total on previous page).

Vote: Unanimous for - motion carried.

ANNOUNCEMENTS

Magistrate Laswell asked about the water situation in the area. There are not many issues in the area all the way to Boston. Water went down on Highway 44 West, but is still a little high in Floyds Fork and the Salt River.

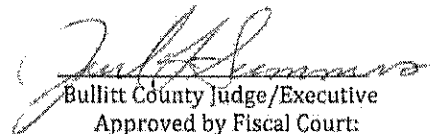
Magistrate Rayhill stated that when he was at the Lebanon Junction City Council meeting, they were praising the County, Road Department, and EMS for the water pumps, and was excited about all of the aid within the county. He also stated that the new exit is open and encouraged everyone to see it.

Judge Summers stated that he will be in Frankfort tomorrow to try and get more funding on top of the 4.6 million dollars already received. He stated that they have been aggressive and have reached out for more funding opportunities. He also thanked everyone for their support and aid with feeding the elderly and stated that there will be a press release about it shortly.

Magistrate Logsdon stated that there is a pot hole on Bardstown Road, right at the county line that needs some serious attention. The Judge asked him to reach out to the District Five contact for assistance.

ADJOURNMENT

There being no further business, on motion of Esq. Mitchell, seconded by Esq. Logsdon, and following a unanimous vote, the meeting adjourned at 10:42 a.m.


Bullitt County Judge/Executive

Approved by Fiscal Court:

March 16, 2021

Minutes prepared & submitted by:



Samantha Shaner, Deputy Clerk