

REGULAR SESSION BULLITT COUNTY FISCAL COURT  
HELD ON TUESDAY, APRIL 6, 2021, AT 9:30 A.M.  
PRESENT:

HON. JERRALL SUMMERS, BULLITT COUNTY JUDGE/EXECUTIVE, PRESIDING  
AND MAGISTRATES: Dennis Mitchell, Shaun Logsdon, Joe Laswell  
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, except for Magistrate Rayhill. The meeting was held via Zoom Communications due to the COVID19 Pandemic. Chief Financial Officer Keith Griffee gave the invocation and Human Resource Specialist Rhonda Walls led the pledge to the flag.

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FISCAL COURT BILLS APPROVED

Open Invoice Reports from the Judge/Executive's Office dated through April 6, 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- \$278,376.48; #02- \$25,646.91; #03- \$153,520.42; #04- \$4,766.02; #07- \$3,009.75; #09- \$10,160.50; #77- \$133,151.80. Grand total disbursements from all funds: \$608,631.88.

On motion of Esq. Mitchell, seconded by Esq. Logsdon, with Fiscal Court having concurred, the claims referenced above totaling \$608,631.88 were approved as presented and were ordered to be paid.  
Vote: Unanimous for—motion carried.

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MINUTES APPROVED

On motion of Esq. Logsdon, seconded by Esq. Laswell, 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, March 16, 2021, were approved as presented and the Judge was authorized to sign same.  
Vote: Unanimous for—motion carried.

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ORDINANCE 21-06; SECOND READING  
ORDINANCE 19-11, AMENDMENT 1  
SMALL FARM WINERIES

Assistant County Attorney Rob Flaherty gave the second reading of Ordinance 21-06, amending Ordinance 19-11, reaffirming and imposing a license fee upon certain businesses, occupations, and trades trafficking in permitted alcoholic beverages within Bullitt County, Kentucky. The first reading was held on Tuesday, March 16, 2021.

On motion of Judge Summers, seconded by Esq. Laswell, with Fiscal Court having concurred, to approve Ordinance 21-06, amending Ordinance 19-11, reaffirming and imposing a license fee upon certain businesses, occupations, and trades trafficking in permitted alcoholic beverages within Bullitt County, Kentucky.

Vote: Unanimous for—motion carried.

COMMONWEALTH OF KENTUCKY  
BULLITT COUNTY  
ORDINANCE NO. 21-06

AN ORDINANCE AMENDING ORDINANCE 19-11 REAFFIRMING AND IMPOSING A LICENSE FEE UPON CERTAIN BUSINESSES, OCCUPATIONS, AND TRADES TRAFFICKING IN PERMITTED ALCOHOLIC BEVERAGES WITHIN BULLITT COUNTY, KENTUCKY

WHEREAS, KRS 243.060 allows Fiscal Courts to impose license fees upon any business, occupation or trade conducted in Bullitt County and engaged in the lawful trafficking of alcoholic beverages.

NOW, THEREFORE, BE IT ORDAINED by the Fiscal Court of the County of Bullitt, Commonwealth of Kentucky, as follows:

**Section 1:** Each person engaged for compensation in any trade, occupation or business within Bullitt County, Kentucky, including all persons located within any municipality, and which are also engaged in the lawful trafficking or sale of alcoholic beverages as licensed or permitted by the Commonwealth of Kentucky pursuant to KRS Chapter 243, shall procure from the Bullitt County Judge Executive's Office an annual license and shall pay to the County a license fee for such license according to the schedule set out in Section 5 of this Ordinance.

**Section 2:** As used in this Ordinance, the word "person" shall include corporations, joint stock companies, partnerships, associations, proprietorships, individuals or any other legal entity.

**Section 3:** The revenue derived from the license fees herein levied shall be paid into and become a part of the general fund of the County.

**Section 4:** The license tax herein levied shall be due on the first day of July, in each year, unless otherwise stated. Persons desiring to operate for only part of a license year after July 1, of any particular year, shall be permitted to pay a pro-rated fee equal to as many twelfths in the annual license fee as there are in the calendar months remaining in the license year, including the month in which the license is granted. A license fee shall be deemed delinquent if not paid within 30 days after same becomes due, and a penalty of 20% of the amount of the fee shall be added thereto upon delinquency, with an additional 20% penalty being added for each month of continuing delinquency thereafter.

**Section 5:** The following fees are hereby fixed, per annum:

A.	Quota Retail Package License	\$1000.00
B.	Quota Retail Drink License	1000.00
C.	Nonquota Type 2 Retail Drink License	1000.00

D.	Nonquota Type 3 Retail Drink License	300.00
E.	Nonquota Retail Malt Beverage Package License	400.00
F.	Nonquota Type 4 Retail Malt Beverage Drink License	400.00
G.	Special Temporary License	166.00
	(not to exceed \$166.66 per event)	
H.	Limited Restaurant License	1400.00
I.	Limited Golf Course License	1400.00
J.	Small Farm Winery Malt Beverage Drink License	200.00

**Section 6:** If any person is issued a city license under KRS 243.070, then the County shall not impose any fees or issue a license to said entity under this Ordinance.

**Section 7:** In determining which category or categories of licenses a person may be required to acquire, the classification provisions of the Kentucky Revised Statutes Chapter 243 and the regulations promulgated thereunder by the Kentucky Alcohol Control Board shall apply.

**Section 8:** This Ordinance shall take effect upon passage and publication as required by law, and pro-rating of license fees shall begin with and include the month of April 2021.

**Section 9:** If any provision of this Ordinance is deemed unconstitutional or invalid for any reason by a court of competent jurisdiction, such provision shall be deemed a separate provision, and such shall not affect the validity of the remaining provisions of this Ordinance.

**Section 10:** All Ordinances and Resolutions, to the extent they are inconsistent herewith, are hereby repealed.

**BE IT SO ORDAINED BY THE BULLITT COUNTY FISCAL COURT.**

Given first reading at the regular meeting of the Bullitt County Fiscal Court on the 16<sup>th</sup> day of March, 2021.

Given second reading, voted on, and passed at a regular meeting of the Bullitt County Fiscal Court on the 6<sup>th</sup> day of April, 2021.


BULLITT COUNTY FISCAL COURT

  
 JERRY SUMMERS  
 BULLITT COUNTY JUDGE/EXECUTIVE

ATTESTED TO BY:

  
 SARAH D. SWAN  
 BULLITT COUNTY CLERK

APPROVED AS TO LEGALITY AND FORM BY:

  
 JOHN W. WOOLDRIDGE  
 BULLITT COUNTY ATTORNEY  
 300 S. BUCKMAN STREET  
 P.O. BOX 1446  
 SHEPHERDSVILLE, KENTUCKY 40165  
 502-543-1505

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**ORDINANCE 21-01; SECOND READING  
HIGHWAY 245 TOURISM OVERLAY**

Assistant County Attorney Rob Flaherty gave the second reading of Ordinance 21-01, an ordinance relating to the creation of and adoption of a special tourism overlay district for the Kentucky Highway 245 Area of Bullitt County. The first reading was held on March 16, 2021.

On motion of Judge Summers, seconded by Esq. Logsdon, with Fiscal Court having concurred, to approve Ordinance 21-01, an ordinance relating to the creation of and adoption of a special tourism overlay district for the Kentucky Highway 245 Area of Bullitt County.

Vote: Unanimous for—motion carried.

**COMMONWEALTH OF KENTUCKY  
BULLITT COUNTY  
ORDINANCE NO. 21-07**

**AN ORDINANCE RELATING TO THE CREATION OF AND ADOPTION  
OF A SPECIAL TOURISM OVERLAY DISTRICT FOR THE KY  
HIGHWAY 245 AREA OF BULLITT COUNTY**

**WHEREAS**, the Fiscal Court of Bullitt County desires to protect and accentuate the unique characteristics related to tourism of the KY Highway 245 Corridor in Bullitt County; and

**WHEREAS**, the Fiscal Court has considered the favorable recommendation of the Joint Planning Commission for the KY 245 Tourist Overlay District and concurs in and adopts the reasons of the Joint Planning Commission for said Overlay District and approves and accepts the favorable recommendation of the Planning Commission.

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

**SECTION ONE:** The Fiscal Court creates the KY 245 Tourist Overlay District as designated in the attached map, which is incorporated by reference herein, and adopts the attached "Special Overlay District: KY 245 Tourism District" provisions, which is adopted in its entirety and incorporated by reference as if set out in full herein.


**SECTION TWO:** The Bullitt County Planning & Zoning Office is hereby directed to incorporate the adopted KY 245 Tourist Overlay District into the Official Zoning Regulations and any other necessary documents and forms to ensure proper application and enforcement.

**SECTION THREE:** Should any section, subdivision, sentence or clause of this Ordinance be held unconstitutional or invalid for any reason by any court of competent jurisdiction, then such portion shall be deemed a separate, distinct and independent provision and such holdings shall not affect the validity of the remaining portions of this Ordinance.

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


Given first reading at a Regular Meeting of the Fiscal Court of Bullitt County, Kentucky, on the 16<sup>th</sup> day of March, 2021.

To be given second reading, public hearing and voted upon at a Regular Meeting of the Fiscal Court of Bullitt County, Kentucky, on the 6<sup>th</sup> day of April, 2021.

  
Jerry Summers  
County Judge Executive

Date of Adoption: 4/6/2021

Attested to by:

  
Samantha Shover  
Fiscal Court Clerk

Approved as to Form and Legality:

  
John W. Woodridge  
Bullitt County Attorney

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#### HANDBOOK REVIEW MAGISTRATE'S COMMENTS

Magistrate Mitchell stated that he wanted to allow the Department Heads time to review and give input on the Handbook since it pertains to them enforcing the policy in their departments. Discussion was had amongst members of the court.

On motion of Esq. Mitchell, seconded by Judge Summers, with Fiscal Court having concurred, to have all comments back from the Department Heads by the next Fiscal Court meeting on April 20, 2021, and to have the final vote on the Employee Handbook at the Fiscal Court meeting held on May 4, 2021.  
Vote: Unanimous for—motion carried.

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#### ZONING ORDINANCE: FIRST READING ORDINANCE #21-08

A zoning ordinance for property owned by Merril and Deanna Hansen, has been advertised for first reading and public hearing at this meeting. Assistant Planning and Zoning Director Charlie Spalding gave the following overview of the Planning Commission's hearing and recommendation on Docket #2021Z-09:

- Ordinance #21-08; Docket #2021Z-09; Merril and Deanna Hansen—an ordinance changing the zoning from Conservation to Agricultural. The property in question is 12.72 acres, more or less, located at 1529 South Sanders Lane, 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 #21-08 for the record, and a copy is on file at the County Clerk's Office.

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ZONING ORDINANCE: FIRST READING  
ORDINANCE #21-09

A zoning ordinance for property owned by Merril and Deanna Hansen, has been advertised for first reading and public hearing at this meeting. Assistant Planning and Zoning Director Charlie Spalding gave the following overview of the Planning Commission's hearing and recommendation on Docket #2021Z-10:

- Ordinance #21-09; Docket #2021Z-10; Merril and Deanna Hansen—an ordinance changing the zoning from Conservation to R-1 Single Family Residential. The property in question is 1.40 acres, more or less, located at 1523 South Sanders Lane, 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 #21-09 for the record, and a copy is on file at the County Clerk's Office.

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EMERGENCY MANAGEMENT SERVICES  
NEW HIRE

On motion of Judge Summers, seconded by Esq. Mitchell, with Fiscal Court having concurred, to hire Christina Wright as Part Time Paramedic at \$25.00 per hour, effective April 6, 2021.

Vote: Unanimous for—motion carried.

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RESOLUTION 21-02  
RURAL SECONDARY PROGRAM

On motion of Esq. Logsdon, seconded by Esq. Mitchell, with Fiscal Court having concurred, to accept Resolution 21-02, a resolution adopting and approving the execution of a Rural Secondary Program Agreement between the Fiscal Court and the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid, and accepting all roads and streets referred to therein as being part of the County Road System.

RESOLUTION

21-02

Fiscal Court of BULLITT County

Resolution adopting and approving the execution of a Rural Secondary Program Agreement between the Fiscal Court and the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid, and accepting all roads and streets referred to therein as being a part of the County Road System.

Be it resolved by the Fiscal Court that:

The Fiscal Court does hereby certify that all roads and streets referred to in said Agreement are county roads as defined in KRS 178.010(1)(b); and

The Fiscal Court does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in said Agreement and does hereby accept said Agreement and by such acceptance agrees to all the terms and conditions therein stated; and

The County Judge/Executive of the county is hereby authorized and directed to sign said Agreement as set forth on behalf of the Fiscal Court of BULLITT County, and the County Clerk of BULLITT County is hereby authorized and directed to certify thereto.

The vote taken on said Resolution, the result being as follows:

<u>AYES</u>	_____
	<u>Judge Summers</u>
	<u>Lygswell</u>
	<u>Logsdon</u>
	<u>Mitchell</u>
	_____
	_____
	_____
	_____

NAYS

COMMONWEALTH OF KENTUCKY: BULLITT COUNTY

I, Samantha Shaner, County Clerk of BULLITT County certify that the foregoing is a true copy of the Order above. Given under my hand and seal of office this the 6<sup>th</sup> day of April, 2021.

SIGNED Samantha Shaner (Signature)

CLERK OF BULLITT COUNTY

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#### RURAL AND MUNICIPAL AID PROGRAM AGREEMENT

On motion of Esq. Logsdon, seconded by Esq. Mitchell, with Fiscal Court having concurred, to accept the Rural and Municipal Aid Program Agreement, and allowing the Judge to sign the same.

Vote: Unanimous for—motion carried.

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#### ANNOUNCEMENTS

Magistrate Mitchell stated that there was a speed limit sign torn down on Brooks Station Lane. When they went to replace the 25 mph sign, they realized it was only 15 mph approved. He is asking the court to post it back at 25 mph.

On motion of Esq. Mitchell, seconded by Esq. Logsdon, with Fiscal Court having concurred, to change Brooks Station Lane to 25 mph speed limit.

Vote: Unanimous for—motion carried.

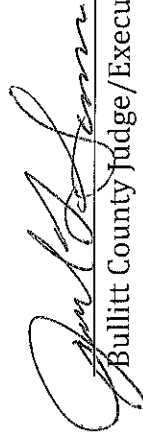
Magistrate Logsdon wanted to congratulate Bullitt East High School and their sports program for a job well done.

Judge Summers stated that the new U of L Hospital in Brooks in wanting to expand to a 60 patient bed facility. He stated that we are the largest county that does not offer an overnight medical facility. He also stated that April is Autism Month, and encouraged you to look at the Ambulance dedicated to Autism Awareness. He stated that the Court should have the Jailer Budget by the next Fiscal Court meeting on April 20, 2021. He also stated that Director Hardin has retired, and we will be having a vote on salary recommendations for Justin Warren for EMA and Eric Cook for EMS. He also wanted to recognize Hope Sivori on University of Western's Girls Basketball Team for representing Bullitt County so well. He stated that more vaccines are available for the county now.


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#### ADJOURNMENT

There being no further business, on motion of Esq. Mitchell, seconded by Esq. Laswell, and following a unanimous vote, the meeting adjourned at 10:02 a.m.

  
Bullitt County Judge/Executive  
Approved by Fiscal Court:  
April 20, 2021

Minutes prepared & submitted by:

  
Samantha Shaner, Deputy Clerk