

REGULAR SESSION BULLITT COUNTY FISCAL COURT
HELD ON TUESDAY, APRIL 4, 2023, AT 9:30 A.M.
PRESENT:

HON. JERRALL SUMMERS, BULLITT COUNTY JUDGE/EXECUTIVE, PRESIDING
AND MAGISTRATES: Vera Sanders, Shaun Logsdon, Karen Johnson, Brian Bleemel
BULLITT COUNTY ATTORNEY: Tammy Baker 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. Pastor Tim Miller, of Lebanon Junction Assembly of God, 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 April 4, 2023 has been submitted for Fiscal Court's review and approval. Copies are on file in the County Clerk's Office.

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

Vote: Unanimous for—motion carried.

FISCAL COURT BILLS APPROVED

Open Invoice Reports from the Judge/Executive's Office dated through April 4, 2023 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- \$303,140.78; #02- \$44,510.89; #03- \$62,850.83; #04- \$7,721.39; #09- \$89,329.53; #77- \$11,218.80. Grand total disbursements from all funds: \$518,772.22.

On motion of Esq. Logsdon, seconded by Esq. Bleemel, with Fiscal Court having concurred, the claims referenced above totaling \$518,772.22 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. Bleemel, 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 21, 2023, were approved as presented and the Judge was authorized to sign same.

Vote: Unanimous for—motion carried.

COUNTY CLERK ELECTION POSTCARDS

Clerk Kevin Mooney spoke to the Court about mailing Election postcards to all registered voters throughout the County. This is not part of the Election Budget currently, so he needs approval to pay for it out of the Clerk's Office Budget.

On motion of Esq. Logsdon, seconded by Esq. Bleemel, with Fiscal Court having concurred, to give the authority for the Bullitt County Clerk's Office to pay Bluegrass Integrated Communications of up to \$20,000.00 for Election related notices mailed to registered voters.

Vote: Unanimous for—motion carried.

SOIL CONSERVATION DISTRICT
CHECK PRESENTATION

Director Bill Harned presented a check of \$10,000.00 to Fiscal Court from the Soil Conservation District. He also stated that there may be another check presented in the future.

ZONING ORDINANCE 23-08
FIRST READING

Fiscal Court was approached by Attorney Eric Farris in regards to Zoning Ordinance 23-08, S&S Investments Inc. He spoke on behalf of the applicant and asked to withdrawal the current pending application. He stated that the applicant filed and presented to the Board without proper counsel and is unprepared. He wants to dismiss this Zoning change at this time but may resubmit at a later date.

On motion of Judge Summers, seconded by Esq, Logsdon, with Fiscal Court having concurred, to approve the withdrawal of Zoning Ordinance 23-08 by the applicant, S&S Investments Inc.

Vote: For (4) Judge, Johnson, Bleemel, Logsdon, Against (1) Sanders—motion carried.

There were members of the public present to discuss this Zoning Ordinance, so the Judge allowed them to speak as guest speakers.

Wayne Michels spoke to the Court about his stance on this Zoning change. He stated that there is constant noise disruptions with the cannons going off night and day. There is constant dust from the rock crusher and this is decreasing the air quality in the area. He also stated that the owner is dumping on the property which is creating a flood hazard in the surrounding areas. He stated that he has lived there for 27 years and the neighborhood used to be peaceful, but now there are trucks driving carelessly and he believes the owner is not being a good steward of the land.

Keith Cassell has lived on Northview Drive for 30 years and has always loved the nice peaceful neighborhood. This business has cause loud noise as it pulverizes boulders in the equipment on the land. There is constant dust in the area, and the litter is affecting Blue Lick Creek causing the flooding issues to worsen throughout the neighborhood.

Kelly Collins stated that she suffers from COPD, emphysema, and eye issues, and this operation is affecting her health. She stated that there is constant noise all day and night, even on weekends. His previous neighbors complained about his operation, so then he moved it to Northview Drive and they are not happy about this operation either. She stated that the animal population has decreased in the area and the trucks drive recklessly on the road causing safety hazards. She is also concerned about the flood plains because the creek is being filled with litter, which is worsening the land.

Pat Knopp stated that he is the closest neighbor to the property and his complaints are the noise, lights shining at his house, and the dust pollution. He is concerned that this operation has devalued his property. He is also concerned since the creek runs along his property and is creating some flooding on his land. He has seen a decrease in wildlife in the area and believes the residence is a complete eyesore that no one would want in their backyard.

Martina Temple is very disappointed in the County since there are inspectors that are supposed to monitor this type of situation. She has two acres that adjoin this property and has seen them push materials over the hill, which is only twenty five feet from the creek. She believes that he is taking advantage of the fact that no one has been out to look and monitor the operation.

James Tyler has lived on Northview Drive for 55 years now. He stated that it has always been very quiet and serene, but that is now gone. He stated that he has nothing against his trucking business, but the hoe ram and crusher is disruptive and the water is stagnant and backing up on the property.

Magistrate Sanders stated that she drove out to Northview Drive and sat in the parking lot to observe and can completely understand where the concerns are coming from. She spoke with the Road Department and put multiple speed signs up in the area and asked the community to reach out if she can help. Judge Summers thanked everyone for coming in to speak and they will keep the parties involved in

the process through email correspondence.

ZONING ORDINANCE: FIRST READING
ORDINANCE #23-09

A zoning ordinance for property owned by Ronald Grant, has been advertised for first reading and public hearing at this meeting. Planning and Zoning Director Charlie Spalding gave the following overview of the Planning Commission's hearing and recommendation on Docket #2023Z-15:

- Ordinance #23-09; Docket #2023Z-15; Ronald Grant—an ordinance changing the zoning from Stream Reserve to R-1 Residential. The property in question is 5 acres, more or less, located at 5716 Flatlick Road, 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 not agreement with the adopted Comprehensive Plan, however there is residential zoning in the area and it brings the property into compliance.

County Attorney, Tammy Baker, gave the first reading, in summary, of Ordinance #23-09 for the record, and a copy is on file at the County Clerk's Office.

ZONING ORDINANCE: FIRST READING
ORDINANCE #23-10

A zoning ordinance for property owned by James and Mary Simpson Living Trust, has been advertised for first reading and public hearing at this meeting. Planning and Zoning Director Charlie Spalding gave the following overview of the Planning Commission's hearing and recommendation on Docket #2023Z-17:

- Ordinance #23-10; Docket #2023Z-17; James and Mary Simpson Living Trust—an ordinance changing the zoning from Agricultural to R-1 Residential. The property in question is 7.606 acres, more or less, located at 4640 Ridge Road, 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.

County Attorney, Tammy Baker, gave the first reading, in summary, of Ordinance #23-10 for the record, and a copy is on file at the County Clerk's Office.

ZONING ORDINANCE: SECOND READING
ORDINANCE #23-05

County Attorney Tammy Baker gave the second reading of the following zoning ordinance that was given first reading on March 21, 2023.

- Ordinance #23-05; Docket #2023Z-01; Michael E. Keith Sr.—an ordinance changing the zoning from Agricultural to R-1 Residential. The property in question is 1.4 acres, more or less, located at 480 Cool Springs Road, in an unincorporated area of the county.

On motion of Esq. Johnson, seconded by Esq. Bleemel, with Fiscal Court having concurred, and with the recommendation of the Planning Commission, Ordinance #23-05, Docket #2023Z-01 was adopted as presented and recorded below and the Judge was authorized to sign the same.

Vote: Unanimous for—motion carried.

COMMONWEALTH OF KENTUCKY
COUNTY OF BULLITT
ZONING ORDINANCE NO. 23-05

AN ORDINANCE RELATING TO THE CHANGING OF ZONING OF CERTAIN PROPERTY FROM AGRICULTURAL TO R-1 RESIDENTIAL. THE PROPERTY IN QUESTION IS 1.4 ACRES, MORE OR LESS, LOCATED AT 480 COOL SPRINGS ROAD, PARCEL NUMBER 053-000-00-059, 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 concurs in and adopts the reasons of the Joint Planning Commission for said zoning change and approves and accepts the recommendations of the Planning Commission in this matter as set out in said minutes and 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 2023Z-01 is hereby changed from Agricultural to R-1 Residential.

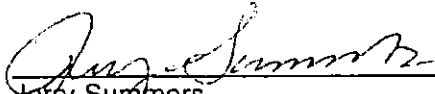
SECTION TWO: This Ordinance shall take effect upon passage and publication as required by law.

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 21st day of March, 2023.

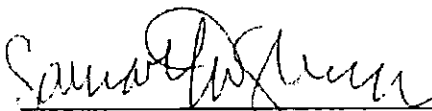
Given second reading and voted upon at a Regular Meeting of the Bullitt County Fiscal Court on the 4th day of April, 2023.



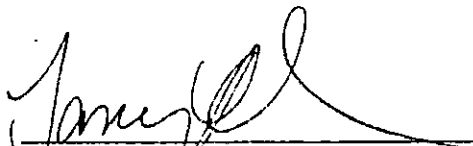
Jerry Summers
County Judge Executive
Date of Adoption: 4/4/23

Attested to:

Approved as to Form and Legality:



Fiscal Court Clerk



Bullitt County Attorney

ZONING ORDINANCE: SECOND READING
ORDINANCE #23-06

County Attorney Tammy Baker gave the second reading of the following zoning ordinance that was given first reading on March 21, 2023.

- Ordinance #23-06; Docket #2023Z-02; Estate of Paul and Rhonda Keith, Executrix Paulita Keith-an ordinance changing the zoning from Agricultural and Stream Reserve to R-1 Residential. The property in question is 4.284 acres, more or less, located at 450 Cool Springs Road, in an unincorporated area of the county.

On motion of Esq. Johnson, seconded by Esq. Bleemel, with Fiscal Court having concurred, and with the recommendation of the Planning Commission, Ordinance #23-06, Docket #2023Z-02 was adopted as presented and recorded below and the Judge was authorized to sign the same.

Vote: Unanimous for—motion carried.

COMMONWEALTH OF KENTUCKY
COUNTY OF BULLITT
ZONING ORDINANCE NO. 23-06

AN ORDINANCE RELATING TO THE CHANGING OF ZONING OF CERTAIN PROPERTY FROM AGRICULTURAL AND STREAM RESERVE TO R-1 RESIDENTIAL. THE PROPERTY IN QUESTION IS 4.284 ACRES, MORE OR LESS, LOCATED AT 450 COOL SPRINGS ROAD, PARCEL NUMBER 053-000-00-058, 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 concurs in and adopts the reasons of the Joint Planning Commission for said zoning change and approves and accepts the recommendations of the Planning Commission in this matter as set out in said minutes and 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 2023Z-02 is hereby changed from Agricultural and Stream Reserve to R-1 Residential.

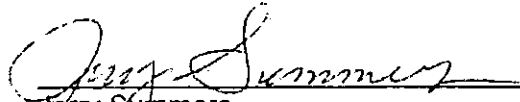
SECTION TWO: This Ordinance shall take effect upon passage and publication as required by law.

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 21st day of March, 2023.

Given second reading and voted upon at a Regular Meeting of the Bullitt County Fiscal Court on the 4th day of April, 2023.

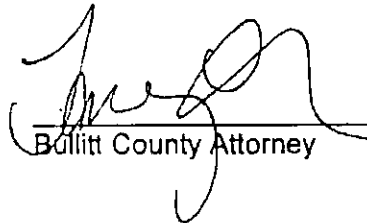

Jerry Summers
County Judge Executive

Date of Adoption: 4-4-2023

Attested to:

Approved as to Form and Legality:


Samantha Gunn
Fiscal Court Clerk


Bullitt County Attorney

ORDINANCE 23-04; SECOND READING
SMOKE DETECTORS

This item was tabled until the next Fiscal Court meeting on April 18, 2023.

INTERLOCAL AGREEMENT
CITY OF SHEPHERDSVILLE

On motion of Esq. Logsdon, seconded by Esq. Bleemel, with Fiscal Court having concurred, to accept the Interlocal Agreement between Bullitt County Fiscal Court and the City of Shepherdsville.
Vote: Unanimous for—motion carried.

GRANT APPROVAL
CRUMB RUBBER AND TIRE DERIVED PRODUCTS

On motion of Esq. Sanders, seconded by Esq. Johnson, with Fiscal Court having concurred, to apply for the Crumb Rubber and Tire Derived Products Grant.
Vote: Unanimous for—motion carried.

RESOLUTION 23-02
COUNTY ROAD AID
COOP PROGRAM AGREEMENT

On motion of Esq. Bleemel, seconded by Logsdon, with Fiscal Court having concurred, to accept Resolution 23-02, adopting and approving the execution of a County Road Aid Coop Program Contract between Fiscal Court, the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid.
Vote: Unanimous for—motion carried.

RESOLUTION

Fiscal Court of BULLITT County

Resolution adopting and approving the execution of a County Road Aid Coop Program Contract between the Fiscal Court and the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid, for the fiscal year beginning July 1, 2023, as provided in the Kentucky Revised Statutes 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 accept all roads and streets referred to in said contract as being a part of the County Road System; and

The Fiscal Court does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in said Contract and does hereby accept said Contract 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 Contract 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

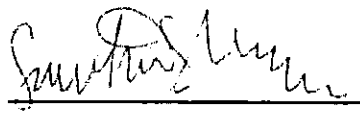
as follows: AYES

NAYS

<u>Bleemel</u>	_____
<u>Logsdon</u>	_____
<u>Johnson</u>	_____
<u>Sanders</u>	_____
<u>Judge Summers</u>	_____

COMMONWEALTH OF KENTUCKY BULLITT COUNTY

I, Samantha Shaner, 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 of , 2023.

SIGNED 
CLERK OF BULLITT COUNTY

COUNTY ROAD AID
COOP PROGRAM AGREEMENT

On motion of Esq. Bleemel, seconded by Esq. Sanders, with Fiscal Court having concurred, to approve the County Road Aid Cooperative Program Agreement.
Vote: Unanimous for—motion carried.

EMERGENCY MEDICAL SERVICES
NEW HIRES

On motion of Judge Summers, seconded by Esq. Logsdon, with Fiscal Court having concurred, to move Kanyon Meiser from Part Time to Full Time, effective March 23, 2023 with no change of pay, and to hire Erik Marinkovich as Full Time EMT at \$17.50 per hour effective April 10, 2023, Donna Turrubiate as Full Time EMT at \$17.50 per hour effective April 24, 2023, and Jessica Hutchins as Part Time Advanced EMT at \$17.50 per hour effective April 10, 2023.
Vote: Unanimous for—motion carried.

ANNOUNCEMENTS

Magistrate Bleemel stated that multiple citizens have reached out regarding the flooding issues on Chapeze Lane and he will be meeting with Scott Fleming to see what can be done.

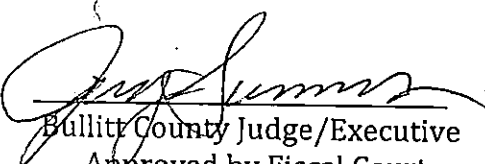
Magistrate Johnson asked for a moment of silence for the passing of Joe First from the Hillview City Council.

Judge Summers announced that House Bill Five has passed and they received the very lengthy full version of the Bill. He has asked the Court to review some Ordinances regarding Industrial Revenue Board, Economic Development, and the Tourism Board to see what can be improved. He also invited

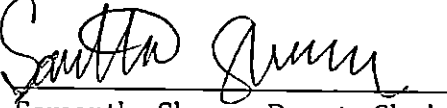
everyone out for the groundbreaking ceremony of the new EMS building partnership with Lebanon Junction today at 11:30 A.M.

ADJOURNMENT

There being no further business, on motion of Esq. Sanders, seconded by Esq. Logsdon, and following a unanimous vote, the meeting adjourned at 10:35 a.m.


Bullitt County Judge/Executive
Approved by Fiscal Court:
April 18, 2023

Minutes prepared & submitted by:


Samantha Shaner, Deputy Clerk