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March 23, 2012

Mr. Kevin Brumley
224 Demaree Drive
Bardstown, KY 40004

Re: Your Open Meetings Complaint of March 19, 2012 Concerning Special Meeting of the City Council Conducted on March 6, 2012

Dear Mr. Brumley:

Mayor Sheckles has requested that I respond to your Open Meetings Act Complaint of March 19, 2012, which he received on March 20, 2012.

It is my understanding from the City Clerk, Bobbe Blincoe, that you came to City Hall the day before the Special Meeting and asked where the Notice of Special meeting was located. Bobbe Blincoe stated that she directed you to the entrance to the Recreation Department/City Council Chambers where the Notice of the Meeting was posted more than twenty-four (24) hours prior to the Meeting. Therefore, the City disagrees with your complaint that the Notice and Agenda of the Special Meeting on March 6, 2012 was not placed in a conspicuous place in the building where the Special Meeting took place as required by KRS 61.823 (4) (b).

The City also disagrees with your complaint that the written 24 hour notice requirement was violated. The written notice was properly transmitted to media organizations on March 5, 2012 at 3:14 p.m.(1514) hours in compliance with KRS 61.823 (4) (a) and (b). See the attached copy of electronic mail sent by the City Clerk to the media.

The City agrees that the Notice of the Special Meeting was defective in that it did not properly reference the appointment of the City of Bardstown Fire Chief. Therefore, no action could be taken at the Special Meeting. However, the minutes of the Special Meeting for March 6, 2012 at 5:00 p.m. reflect that no action was taken by the City Council on that or any other matter. Therefore, there was no violation of the Open Meetings Act.

I have not addressed any of your opinions, innuendos and conclusions since they do not relate to the Open Meetings Complaint.

Mr. Kevin Brumley
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Very truly yours,



THOMAS A. DONAN
CITY ATTORNEY

cc: Mayor William S. Sheekles
Ms. Bobbe Blincoe, City Clerk