

The Berea City Council met in a regular session, Tuesday, January 16, 2018; Mayor Steven Connelly presiding. A quorum being present, the meeting was called to order at 6:30 p.m.

**COUNCIL PRESENT:** J. Davis, B. Fraley, T. Schultz, B. Wooten, J. Little, S. Caudill, C. Wilson, R. Terrill

**OFFICIALS:** R. Stone, D. Gregory, E. Fortner, D. VanWinkle,

**VISITORS:** Andy McDonald, David Rowlette, Ed LaFontaine, Virginia Bland, Anthony Carpenter

### **INVOCATION & PLEDGE**

**APPROVAL OF AGENDA:** Terrill moved to add the Abrams Property Easement Acquisitions on Short Line Pike; Davis seconded. Caudill motioned to remove the Madison Southern Football recognition, they were unable to make the meeting due to the weather conditions. Little moved to approve the amendments; Davis seconded, all ayes.

### **APPROVAL OF MINUTES: DECEMBER 19, 2017**

Fraley moved; Caudill seconded to approve the minutes as distributed, all ayes.

### **KYMEA UPDATE: MAYOR CONNELLY & COUNCILMAN BRUCE FRALEY**

Mayor Connelly reported he has received responses to his questions from the BMU Staff, and the Utility Advisory Board; the auditor, and the attorney are completing their respective assessments, and are preparing their reports. The only outstanding piece to the report is an itemization of the council concerns about the two documents. He has received two responses; one sighting paragraph 2.2; the ability of either party to terminate the transmission contract with a 30-day notice, compared with the 100-day notice required under the AMP Master Service Agreement. The other grievance is whether KYMEA is billing the city correctly as signed in the 2016 contract. He asked if there were further concerns from the council that he could address.

Councilman Fraley reported that he had requested an update regarding the attorney that the city has hired to review the KYMEA Transmission Contract and the Inter-local Agreement. Last week, he and Councilman Little met with Mark David Goss, of the law firm of Goss & Samford in Lexington; his resume is very impressive and he will provide us with an independent and comprehensive legal review of the contract, agreement, and transactions with KYMEA that have taken place to date. He wanted the other council members to know who will be giving us the legal advice on the contracts and transactions. He asked when we might be getting the report back; Mayor Connelly stated he doesn't have a particular date. Little hopes the report will be ready by the second meeting in February and Mr. Goss seems well qualified; Fraley added the entire

council should be able to see the report. Mayor Connelly added there will be other reports prepared for the council to review for an informed decision making, before any determination is made.

### **BOARD APPOINTMENTS/NOMINATIONS FOR PLANNING & ZONING AND BOARD OF ADJUSTMENTS**

Mayor Connelly stated the current members have been contacted to see if they are willing to continue to serve; two people have declined and one is still not replied as of this date. There are also two seats opened on the Industrial Authority; he asked the council to submit any suggestions or feedback. No action taken this evening.

### **CHANGE ORDER #1; FARRISTOWN INDUSTRIAL DRIVE – SANITARY SEWER EXTENSION LINE “A”**

Utility Director, Ed Fortner informed the council the change order is for a time extension only, not additional cost to the project. The contractor is doing a very good job but have met delays in the road boring crossing, and have hit a lot of rock. They fully expect to be completed by the end of the month. Little moved to approve the extension; Caudill seconded, all ayes.

### **CHANGE ORDER #7; BEREA MUNICIPAL POLICE & FIRE SAFETY BLDG.**

City Administrator Stone stated Change Order #7 is \$133,553.07; this covers a number of actions that have taken place during the past three to five months, with the most significant change being the epoxy floors that was changed in the Fire Department living areas, kitchen, office spaces, bunk rooms, and training area. This totaled \$68,870.00; on a project this size, our change orders are less than a half percent. Our beginning budget for the project was \$12,780,434; we have spent \$11,370,777. The bonding issue was \$10,400,000. We have also remodeled the Food Bank as part of the project. We still have \$1,409,657 that we have not spent. Little moved, Terrill seconded to approve the change order; all ayes.

### **SHORT LINE PIKE BIKE TRAIL– R. TERRILL**

Councilman Terrill asked about wording regarding fencing along the path on the Abrams property. Mayor Connelly stated Mr. Abrams' fence would be relocated to his specifications, but an agreement has not been signed yet.

### **COMMITTEE REPORTS:**

**Audit & Finance;** S. Caudill

The committee will meet next week to discuss Hazardous Duty Retirement.

**Economic Development;** J. Davis

Our meeting will be next Monday at 5:30 p.m.

**Parks** – T. Schultz

The committee met on Dec. 28th and discussed the following:

Duerson Stadium lease agreement with the school and city.

Dog Park proposal location; above the BMU building.

Advertising local businesses at Indian Fort Trail, will work with Tourism Dept.

Swing for a Cure event, preplanning for 2018 tournament

Next meeting will be Jan. 25th at 5:30 p.m.

**Personnel** – C. Wilson

The committee met Jan. 12th; we are working on a department head evaluation survey similar to the one the county is using. Councilman Fraley and Wooten have prepared a document for review. A meeting will be scheduled later.

**Public Works** – J. Little

Next meeting will be Feb. 5th.

**DEPARTMENT HEADS:**

Ed Fortner, Utility Director asked everyone to remember Mr. Bill Suters; he was a valuable member of the Utility Board.

**PUBLIC COMMENTS:**

None.

**CITY ADMINISTRATOR'S REPORT: R. STONE**

- The sale of the city property on South Broadway was finalized on Friday, January 12th to Tri-State Wholesale for the amount of \$35,000.00. Tri-State plans to build an expansion of their business at this location; it was a significant move to sell this property and help keep this construction supply business in the city, and also to increase their number of employees.
- A pre-construction meeting for the US25 North Project was held on Friday, Jan. 12th; The Allen Company has been awarded the bid and utility work on this project will begin the week of Feb. 5th. If the project stays on schedule it will be completed by June of 2019. A number of business will be impacted during the construction; 3-lanes will be going in from Ellipse Street to the By-Pass. We began work on this project back in 2007; the project will include bike/shared use path lanes, lighting, curbs, and gutters.
- Banks Engineering is working with the city on the design for the work on Cherry Road Drainage Project; MOU's will be signed with some of the property owners most effected by the project.
- The punch list for the 1st and 2nd floors of City Hall has been completed on Jan. 10th, with the contractor and members of the city staff. Work is nearing completion with only a few minor things to follow-up on. Mechanical inspections will be complete soon, and bunk rooms and gym equipment is now installed. The firemen have installed their custom built dining table that they designed, and we are expecting furniture to be delivered mid-February.
- Staff is preparing their amended budgets for the 2017-2018 year; we expect a review will be ready by late February. Performa budgets are being prepared to

- show the effect of the newly levied CERS contributions to the overall budget; performas will also show the impact to the expected insurance premium increases, and the effect of any additional retirement accounts that may, or may not be increased.
- The construction of city hall and the new science building at the college contributed to our revenue stream from the previous year.
- Our Solid Waste Contract is out for bid and due on Jan. 25th at 4pm, they will be opened at 4:30 and reviewed at a later date.
- Thanks to our Public Works Department for their continued work throughout the day in trying to stay ahead of the snow event today.

**MAYOR'S COMMENTS:**

None.

**COUNCIL COMMENTS:**

**Schultz** – thanks to all who came out this evening; thanks to the department heads and all employees, including our firemen and first responders.

**Wooten** – echo what Tom said about all our departments and our first responders.

**Caudill** – echo the comments the others have made; today is a day you notice how important many of the things our employees do on a day to day basis especially during bad weather days.

**Wilson** – echo also for appreciation to the employees; our prayers go out to Suters family, Bill was a fine man and commissioner for around 20 years. He was very instrumental to our community. Thanks to all to came out tonight. She encouraged the mayor to give the council information as it's obtained as to not be overwhelmed with information so we can read and study as we go.

**Terrill** - thanks also to our Public Works Department for their work today

**Davis** – echo thanks to all the city employees.

**Fraley** – he also acknowledged all our employees, and especially the ones who have to work out in the extreme weather. Bill Suters served on many boards and was also a volunteer firemen; he was the type of person who worked hard to make the City of Berea a better place and he is the type of person that people should look up to as an example on we can do to make a positive difference. Deepest condolences to the Bill Suters family.

**Meeting adjourned:** 7:35 p.m.