**BEREA CITY COUNCIL \_ \_\_\_ \_\_ REGULAR MEETING \_\_\_\_ \_ \_\_ February 18, 2020**

The Berea City Council met in a regular session, Tuesday, February 18, 2020.

Mayor Bruce Fraley presiding.

A quorum being present, the meeting was called to order at 6:30 p.m.

**COUNCIL PRESENT**: Jim Davis, David Rowlette, John Payne, Emily LaDouceur, Steve Caudill,

 Cora Wilson, Ronnie Terrill

**COUNCIL ABSENT:** Jerry Little

**OFFICIALS:** Jerry Gilbert, David Gregory, Robin Adams, Amanda Haney, Shawn Sandlin,

 Kevin Howard, Kerri Hensley, Eric Scott, Donna Angel, Priscilla Bloom, Eli Taylor

**INVOCATION:** Steve Caudill

**PLEDGE:** Cora Jane Wilson

**APPROVAL OF AGENDA**:

Davis motioned; Caudill seconded to approve agenda.

Vote: All ayes

**APPROVAL OF MINUTES: JANUARY 29, 2020 – Special Called Meeting**

 **FEBRUARY 4, 2020 – Regular Session**

Caudill motioned; Rowlette seconded to approve minutes as presented.

Vote: All ayes

**RECOGNITION OF VISITORS / PUBLIC COMMENT**

**Jeffrey Carpenter,** Berea

Carpenter, Manager for the Berea Art Accelerator Program, was moving to Maine. He wanted to express his appreciation for the opportunity to work with the City and present a final job he had done for Tourism. In October 2019 he received a call from the Province of Japan exchange program which had 30 children coming in and wanted to do a craft project with Berea. With the assistance of students, especially intern Kegan Harris, and citizens, he created a 75-tile display which included 35 tiles with Japanese symbols, the English translation below each and 35 tiles with painted hands, from citizens of Berea, ages 4 to 89. He requested the display to be hung in City Hall’s 1st floor hallway near the back entrance.

Mayor Fraley thanked Carpenter for his work on behalf of the City and the citizens. He had been an asset to the City and wished him well in Maine. He also noted, even though Carpenter was moving to Maine, the door to Berea was always open to him.

LaDouceur thanked Carpenter, loved him, and will miss him.

Wilson appreciated what Carpenter had done for the community by drawing them together, creating unison.

Caudill found the display extraordinarily fitting as a last gift to the City. It represented so many things Carpenter had done with his time in the program, i.e. perfect example of enhancing current programs, the impact on local schools, sharing our culture with other people, bridging the gap between young and old, and showing why art still matters. He thanked Carpenter, stated he was leaving the city a better place than he found it, and he will really be missed.

Payne loved the header display, Cultural Collaboration with Berea, Kentucky, and the Yatsugatake Region in Japan. Proud to accept the display as a gift to the City of Berea, KY, Tuesday, February 18, 2020.

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**Betty Olinger, Berea’s Planning & Zoning**

Presented a Resolution to Robin Adams appreciating her services, for several years as Administrative Assistant, to Planning & Zoning. She did a fantastic job with Planning & Zoning and know she will do a beautiful job as City Clerk.

**OPEN BIDS - ELECTRIC UTILITY RATE DESIGN, RATE CLASSIFICATION, AND COST ALLOCATION STUDY - UTILITY DEPARTMENT**

Mayor Fraley opened bids. Three bids received.

1. Newgen Strategies & Solutions, LLC Brentwood, TN Received 2/18/20

Total All Inclusive - $32,600 w/ Optional Task of $5,000 - $37,600

1. Utility Financial Solutions, LLC Holland, MI Received 2/18/20

Total All Inclusive - $30,500

1. Catalyst Consulting, LLC Louisville, KY Received 2/18/20

Total All Inclusive - $30,000

Bids referred to Kevin Howard, Utility Department Director, for review and recommendation.

**MUNICIPAL ORDER #01-2020**

**APPOINTMENT TO THE MADISON COUNTY EMS BOARD OF DIRECTORS – LESHA HAYS**

Mayor Fraley read the Municipal Order appointing Lesha Hays to a 2-year term on the Madison County EMS Board, expiring February 21, 2022.

Terrill motioned; Caudill seconded motion.

All ayes

**AMENDMENT / EXTENSION OF SOLID WASTE FRANCHISE CONTRACT – DAVID GREGORY**

City Administrator, Gregory, stated the Amendment / Extension of the Solid Waste Franchise Contract was reviewed at a Work Session prior to the City Council meeting. Gregory requested a motion to extend and amend the Solid Waste Contract with Waste Connections as presented with a 3-year term.

Caudill motioned; Wilson seconded motion to approve.

All ayes

**ORDINANCE #06-20 – 1ST READING**

**REVISED MS4 STORMWATER CONTROL ORDINANCE, CHAPTER 34**

Corporate Counsel read ordinance by title and summary.

**ORDINANCE #02-20 - 2nd READING**

**AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, PROVIDING THAT THE CODE OF ORDINANCES OF THE CITY OF BEREA, KENTUCKY, BE AMENDED BY REVISING CHAPTER 27, CITY OF BEREA CODE OF ETHICS, BY ADDING DEFINITIONS, REVISING THE PROVISIONS FOR CONFLICTS OF INTEREST PROVIDING FOR AN OFFICER OR EMPOYOEE’S WITHDRAWAL FROM PARTICIPATION IN THE EVENT OF A CONFLICT OF INTEREST, ADDING PROVISIONS RELATING TO THE RECEIPT OF GIFTS, USE OF CITY PROPERTY/EQUIPMENT/PERSONNEL, RESTRICTING CERTAIN ACTIONS BY OFFICERS AND EMPLOYEES, REVISING THE CONTENTS OF THE FINANCIAL INTEREST STATEMENT, REVISING NEPOTISM PROVISIONS, PROVIDING FOR THE**

**ANNUAL ELECTION OF A CHAIRPERSON BY THE BOARD OF ETHICS, PROVIDING FOR ADDITIONAL POWERS AND DUTIES OF THE BOARD OF ETHICS, REVISING THE PROCEDURE FOR THE INVESTIGATION OF COMPLAINTS BY THE BOARD OF ETHICS, PROVIDING FOR THE**

**ISSUANCE OF ADVISORY OPINIONS BY THE BOARD OF ETHICS, AND REVISING THE PENALTIES**

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**FOR VIOLATION OF THE ETHICS CODE.**

Corporate Counsel read ordinance by title and summary.

LaDouceur motioned; Caudill seconded motion to approve and adopt Ordinance #02-20.

Roll call vote: All ayes

**ORDINANCE #03-20 - 2nd READING**

**AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, AMENDING THE CODE OF ORDINANCES OF THE CITY OF BEREA, KENTUCKY, BY REVISING SECTION 74.003, ENFORCEMENT OF THE FIRE PREVENTION CODE, TO SPECIFY THAT THE FIRE CHIEF IS RESPONSIBLE FOR ENFORCEMENT OF THE CODE, AND PROVIDING AN APPEAL PROCESS FROM THE FIRE CHIEF’S ENFORCEMENT ACTION.**

Corporate Counsel read ordinance by title and summary.

Terrill motioned; Caudill seconded motion to approve and adopt Ordinance #03-20.

Roll call vote: All ayes

**ORDINANCE #04-20 - 2nd READING**

**AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, AMENDING THE 2019-2020 FISCAL YEAR BUDGET FOR THE CITY OF BEREA, ORDINANCE #19 REVENUES AND EXPENDITURES.**

Corporate Counsel read and summarized Ordinance #04-20.

Caudill motioned; Payne seconded motion approve and adopt Ordinance #04-20.

Roll call vote: All ayes

**ORDINANCE #05-20 - 2nd READING**

**AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, DECLARING CERTAIN PROPERTY TO BE SURPLUS AND AUTHORIZING IT TO BE SOLD.**

Corporate Counsel read ordinance in its entirety.

Davis motioned; Payne seconded motion to approve and adopt Ordinance #05-20.

Roll call vote: All ayes

**COMMITTEE REPORTS**

**Ad-Hoc - S. Caudill**

No report.

LaDouceur motioned; Caudill seconded motion to eliminate the Ad-Hoc Committee as Ethics Ordinance was completed.

All ayes

**Audit & Finance - S. Caudill**

Work Session scheduled for March 3, 2020 to discuss general goals of the Council as moving into the budget process.

**Economic Development - J. Davis**

Thursday, February 20th, he, along with Mayor Fraley and D. Angel, will be attending the Co-Opa Palooza in Frankfort. Hosted by Brent Thomas, Economic Developer, with Touch Tone Energy.

**Personnel - C. Wilson**

No report.

**Parks - J. Payne**

Next meeting scheduled for February 27th, 5:30 pm., City Hall Community Room.

**Public Works - J. Little**

No report.

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**DEPARTMENT HEADS**

**Utilities - K. Howard**

Provided memo to Council for recommendation for the Walnut Meadow Pump Station and South Middletown Trunk Sewer Improvements Project. Two bids were submitted and opened at the February 4th Council meeting. The bids were carefully evaluated and references contacted.

Howard recommended to City Council to accept bid and enter into a contract agreement with Buchanan Contracting Inc. for a total of $2,311,340.

Davis motioned; Wilson seconded motion to accept and approve recommendation.

All ayes

**CITY ADMINISTRATOR’S REPORT - DAVID GREGORY**

* Thanked Council for passing the Amended Budget.
* The 2021 Budget will begin March 3rd.
* There will be more strategic and long-term capital planning, the next 5 - 10 years, with this budget.

Working with Susan Meeks, Finance, on governmental standards and modifications on the existing budget.

* Regarding the passed Ethics Ordinance #02-20, Article II, training will be done with staff/employees to review the ethics.
* February 28th will be a Lunch & Learn with industry leaders at Berea City Hall.
* March 26th will be a small business summit at Berea City Hall, 8:30 a.m. – 10:30 a.m.
* April 3rd & 4th will be the Victory Garden Blitz.
* April 9th will be a job fair at Farristown Middle School, 10:00 a.m. – 3:00 p.m.
* Police Officers are now Narcan trained.
* The City’s Social Services Coordinator recently worked with the Health Department and the Senior Citizens Center with an event focusing on wellness.

**MAYOR’S COMMENTS**

* Mayor Fraley read, in its entirety, a Certificate of Emergency regarding the screw pump upper bearing assembly replacement at the Wastewater Treatment Plant.

Mayor signed the Certificate of Emergency on February 7, 2020.

* Complimented the Ethics Ad-Hoc Committee, the Ethics Board, and members of the Council who served on that Committee. His observation was a good outcome. Thank you to everyone who worked on the ordinance.
* Announced two appointments to the Berea Human Rights Commission, effective February 18, 2020:

Janel Lakes Davenport & Robert C. Johnson, Sr.

A thank you to Dr. Mim Pride and Eef Fontinez for their service and dedication to the citizens and the City. He wished them well on their future endeavors.

* St. Joseph Berea Hospital is among the select group of facilities nationwide and one of only three hospitals in Kentucky to receive a five-star rating for the centers for Medicare and Medicaid services. They were in the top ten percent, nationwide, in the quality of care in 2020. Congratulations to our friends at St. Joseph Berea Hospital.
* Thanks to Donna Angel, Business Development Director, for sharing that Berea will be featured in the March/April issue of Where to Retire magazine. Berea was among eight cities nationwide recommended as retirement destinations.
* Thank you to John Payne for joining him in attending the Kentucky League of Cities City Day/Night Conference.
* Appreciated City Administrator, Gregory, attending the KLC City Managers Conference.

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**COUNCIL COMMENTS**

**Davis** thanked Jeffery Carpenter for his time and service to the City of Berea.

**Rowlette** congratulated Jeffery Carpenter, recognizing his creativity and dedication as he had done an outstanding job for the City of Berea; wishing him well on his new ventures. He recognized Robin Adams for her work in Planning & Zoning and excited about her opportunity as City Clerk. Also, recognized St. Joseph Berea Hospital, its importance for those needing healthcare and a major asset for our community and we never want to give up a local hospital.

**Payne** echoed sentiments already expressed. The next Public Works meeting is scheduled for Monday, March 2nd, 5:30 p.m., City Hall Conference Room. Noted that Burger King is getting a second lease on life and remember to spend locally to help keep businesses in Berea. The Complete Count Committee of the National Census met, beginning March 12, 2020 mailers will be sent. It is extremely important that the Census be completed, on paper or on-line. The Census determines the number of representatives for Kentucky and helps greatly in the amount of money allocated from the Federal Government to the State Government which in turn leads down to local government. Jobs are also available to work for the Census.

**LaDouceur** thanked colleagues for passing the updated Ethics Ordinance and everyone involved. She had recently attended a Levitt Foundation meeting, in California, regarding grants helping to revitalize cities. There were three grantees in Kentucky; Middlesboro, Whitesburg, and Berea. She had the opportunity to meet with Executive Director of the Levitt Foundation and was able to thank them for investing in Kentucky. In 2020 there will be over 600 Levitt concerts in 28 towns/cities across the nation. At the end of this season, Levitt Amp Berea Music Series will have leveraged over $100,000 from the Levitt Foundation to provide over 1.4 million dollars in free cultural programming to Berea and visitors.

**Caudill** stated Jeffrey Carpenter will be a huge loss to Berea, will be missed, and improved the City in his time in Berea. Thank you to the Ethics Committee for investing so much work on the Ethics Ordinance in the last few months. Highlighted moving forward in the budget process, appreciated City Management for recognizing goal setting at the beginning of the process making it more thorough.

**Wilson** stated Jeffery Carpenter had made a difference in the Art Accelerator Program. Thanked everyone for coming. Congratulations to Robin. Shop local, visit hometown restaurants, you need to shop local to have local.

**Terrill** echoed all comments. Fire season began February 15th and ends April 15th, burning only from 6:00 a.m. until 6:00 p.m. and required to be 150 ft. from any wooded area. Anywhere within City Limits, a burn permit is required.

**ADJOURNMENT**

Caudill motioned; Payne seconded to adjourn at 7:51 p.m.

All ayes.

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Mayor Bruce Fraley

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 City Clerk