**BEREA CITY COUNCIL \_\_\_\_\_\_\_\_\_ \_ REGULAR MEETING \_\_\_\_ \_\_\_ \_\_\_\_\_\_\_\_ MAY 2, 2023**

The Berea City Council met in regular session, Tuesday, May 2, 2023.

Mayor Bruce Fraley presiding.

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

**COUNCIL PRESENT:** Jim Davis, Teresa Scenters, Katie Startzman, David Rowlette, Jerry Little,

 Steve Caudill, Cora Jane Wilson, Ronnie Terrill

**COUNCIL ABSENT:** None

**OFFICIALS PRESENT:** J.T. Gilbert, Rose Beverly, Robin Adams, Tommy Horn, Donna Angel,

 Priscilla Bloom, Shawn Sandlin, Jason Hays, Kevin Howard, Roy Curtis,

 Amanda Haney

**INVOCATION:** Cora Jane Wilson

**PLEDGE OF ALLEGIANCE:** Cora Jane Wilson

**APPROVAL OF AGENDA**

Rowlette motioned; Startzman seconded motion to amend agenda to include closed session to discuss pending litigation as #17A.

Voice Vote: All ayes

Caudill motioned; Davis seconded motion to approve agenda as amended.

Voice Vote: All ayes

**APPROVAL OF MINUTES - APRIL 18, 2023**

Scenters motioned; Caudill seconded motion to approve minutes as presented.

Voice Vote: All ayes

**SILVER CREEK ELEMENTARY PLAYGROUND FUNDRAISER**

Sarah Anglin, School Counselor, Silver Creek Elementary, introduced Silver Creek Elementary 5th Grade Leadership Team students with a presentation requesting community support to rehabilitate a twenty-five-year-old playground and/or equipment. With a goal of $250,000, the students requested support from local businesses and the community for a playground which was not only used by the school but also the local neighborhood and often referred to as the ‘Silver Creek Park.’ Plans were to include equipment for special needs children. Per Anglin, School Counselor, the School Board does not provide financial assistance for playgrounds as playgrounds were considered school-based funds.

**OLDER AMERICANS MONTH 2023 PROCLAMATION**

Noting the 60th Anniversary of Older Americans Month and the value of older Americans throughout the community, Mayor Fraley read Proclamation in entirety and presented to Katie Heckman, Executive Director, Berea Home Village, along with members and volunteers, including Berea Human Rights Commission, Berea Housing Authority, Berea Senior Center, and Berea College Adopt a Grandparent.

Heckman stated they hoped to bring attention to the needs of older folks to Berea and lead in working to bring a bricks and mortar assisted living facility to Berea. Although there were two nursing homes in Berea, there was no independent living for those who needed more support than Berea Home Village services could provide to remain in Berea.

**BEREA CITY COUNCIL \_\_\_\_\_\_\_\_\_\_ \_ REGULAR MEETING \_\_\_\_\_\_ \_\_\_\_\_\_\_\_ MAY 2, 2023**

**NATIONAL PUBLIC SERVICE RECOGNITION WEEK PROCLAMATION, MAY 7-13, 2023**

Mayor Fraley read Proclamation in entirety and presented to Rose Beverly, City Administrator, along with City employees in attendance, expressing appreciation for the work of City employees for the community.

Beverly stated the City was celebrating staff through a staff appreciation week, a full week of celebrations for all they do, i.e., Facebook posts, videos, etc. As most of their work took place behind the scenes, it goes smoothly as Berea had some of the most talented, hardworking employees that anyone could ever ask for. She was grateful for the opportunity to work with them.

**EXECUTIVE ORDER #2023-10 ETHICS BOARD APPOINTMENT**

Mayor Fraley requested Council approval of the appointment of Diane Kerby, as an alternate, on the Berea Board of Ethics, to serve a one-year term, expiring May 2, 2024.

Little motioned; Caudill seconded motion to approve appointment of Diane Kerby, as an alternate, to the Berea Board of Ethics, to serve a one-year term, expiring May 2, 2024.

Voice Vote: All ayes

**EXECUTIVE ORDER #2023-11 ETHICS BOARD APPOINTMENT**

Mayor Fraley requested Council approval of the appointment of Ernestine Brashear to the Berea Board of Ethics, to serve a three-year term, expiring May 2, 2026.

Wilson motioned; Davis seconded motion to approve appointment of Ernestine Brashear to the Berea Board of Ethics, to serve a three-year term, expiring May 2, 2026.

Voice Vote: All ayes

**RESOLUTION #07-2023 UPDATING ROADS WITHIN CITY LIMITS AND BY WHOM THEY ARE MAINTAINED**

Corporate Counsel, Gilbert, read Resolution #07-2023 by summary.

Caudill motioned; Startzman seconded motion to approve and adopt Resolution #07-2023.

Voice Vote: All ayes

**ORDINANCE #03-2023 AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, CHANGING THE ZONING CLASSIFICATION OF PROPERTY DESCRIBED HEREIN AND REFERRED TO AS 145 CHRISTMAS RIDGE ROAD AND OWNED BY NITA MORRIS WILES, TRUSTEE OF THE GLEN & NITA WILES TRUST FROM R-1 (SINGLE FAMILY RESIDETIAL) TO R-3 (MULTI-FAMILY RESIDENTIAL) - 2ND READING**

Corporate Counsel, Gilbert, read Ordinance #03-2023 by summary.

Caudill motioned; Startzman seconded motion to accept Planning & Zoning’s recommendation to approve and adopt Ordinance #03-2023.

Roll Call Vote: Ayes - Davis, Scenters, Startzman, Little, Caudill, Wilson, Terrill

 Nays - Rowlette

 Motion carried.

**BEREA CITY COUNCIL \_\_\_\_\_\_\_\_\_\_ \_ REGULAR MEETING \_\_\_\_\_\_ \_\_\_\_\_\_\_\_ MAY 2, 2023**

**DEPARTMENT HEAD REPORTS**

**Roy Curtis, Supervisor, Public Works Department**

Public Works had been busy repairing city vehicles to ensure safety and scheduled maintenance on city equipment in preparation for the mowing season.

The Department had hired two new employees, i.e., maintenance and custodial/maintenance. Interviews had been scheduled for a custodial/maintenance assistant.

During the past month, crews had been busy with picking up roadside trash, short grass mowing, brush removal, spring clean-up, repairing potholes, and removing stumps.

A lot of progress had been made on the shooting range. While excavating, a lot of hard slate had been encountered, which could not be removed with their equipment, resulting in the rental of a larger excavator with a rock hammer. All corners were now staked, and fill work needed to be completed prior to begin hauling dirt to build berms and level the range.

Crews would be extending a culvert on Brooklyn Boulevard to move water flow away from an electrical transformer. During the process, they would also be removing an old head wall located between the apartments which was a danger to the public.

Concrete repairs would begin as the weather improved, i.e., curbs, sidewalks, and drainage issues.

They were in the process of gathering materials for the Rose Street drainage project with hopes to soon begin work. A week of dry weather would be needed to complete the drainage, followed by replacing the curbs and repairing the blacktop.

**Kevin Howard, General Manager, Berea Municipal Utilities (BMU)**

Per procurement standards, requested approval on the following:

* Glades Street West Water Line Construction Project

Howard recommended acceptance of construction bid, G.T. Construction, in the amount of $29,899.00. Installation of 600 feet of C900 PVC water pipe replacing existing 1.25” galvanized pipe.

Total Bid Amount of $29,899.00; bid included 6”- 8” of asphalt at conclusion of project.

Little motioned; Wilson seconded motion to approve and accept bid, from G.T. Construction,

in the amount of $29,899.00, for the Glades Street West Water Line Construction Project.

Voice Vote: All ayes

* Trucks (2)

2 Bids Received, Opened April 18, 2023

* Gates Ford/Lincoln, Richmond, KY

2023 Ford F-150 $38,753.00 / truck Total of $77,506.00

* Don Franklin Auto, Somerset, KY

2022 Dodge Ram 1500 $38,299.00 / truck Total of $76,598.00

Howard recommended acceptance of bid from Don Franklin Auto, Somerset, KY,

for two 2022 Dodge Ram 1500 trucks, in the amount of $38,299.00 / truck, a total of

$76,598.00.

 Little motioned; Terrill seconded motion to accept bid, in the total amount of $76,598.00, for

2022 Dodge Ram trucks (2) at $38,299.00/truck, Don Franklin Auto, Richmond, KY.

 Voice Vote: All ayes

**BEREA CITY COUNCIL \_\_\_\_\_\_\_\_\_\_ \_ REGULAR MEETING \_\_\_\_\_\_ \_\_\_\_\_\_\_\_ MAY 2, 2023**

**PUBLIC COMMENTS**

John Heiser, 296 Baldwin Street, Berea

Expressed concerns of ATV’s and dirt bikes racing around the neighborhood. Although Police had been called several times, the area would get quiet for awhile then begin again. It’s a matter of public safety, i.e., not licensed drivers, going over speed limit, not stopping for other traffic, etc. Even though the Police did an excellent job, as this area was City Limits, asked if there was a way the Police could implement some kind of appropriate action, especially due to safety issues.

Chief Hays stated he would follow up and additional patrol would be provided.

Dwayne Litton, 70 Christmas Ridge Road, Berea

Although he appreciated the Council, he did not agree with the 145 Christmas Ridge Road Zone Change decision. In the language of the Ordinance, he stated there was nothing binding to the 55+ age group. If the property ever changed ownership, there was nothing binding in the ordinance to ensure the 55+ age group.

Anna Keller, 208 South Powell Avenue, Berea

Thanked City Council and Mayor Fraley for their support, from the March 21st meeting, regarding the grant application for the proposal of the redevelopment of a Passenger Rail System for Central Kentucky. This helped get the attention of the State Transportation Commission which was currently considering including a line in the next state rail plan. As they currently had the state’s attention, was interested in speaking with any Council members in more detail of other needs the City would like to have included in the state rail plan.

**CITY ADMINISTRATOR’S REPORT -** Rose Beverly

* A goal was to have street underground infrastructure projects and paving/repairs to coincide with one another in lieu of having to do over in case there was a waterline break, sewer issue, etc. Gave a shout out to Kevin for his communication and working together to make this happen for Glades Street West.
* The Ellipse Street project would not be taking place this fiscal year. A new Federal Regulation now required a certified inspector to be always on site during the project. They were currently working on locating an available certified inspector to make this happen.
* As pool season was quickly approaching, the Parks Department had several lifeguard positions available. At the end of the season, the City would reimburse payment for certified lifeguard courses at $250/course.

**MAYOR’S REPORT / COMMENTS**

* As this week was Professional Municipal Clerks Week, Mayor Fraley congratulated and recognized, City Clerk, Robin Adams, in keeping them organized and her involvement with the City Boards & Commissions. Grateful to Adams for her service to the Boards & Commissions, the City, and the citizens. They were better and more efficient, thanks to her.

**COUNCIL COMMENTS**

**Davis** Thanked Silver Creek students for their presentation, they did a good job. Katie Heckman, Berea Home Village, had an excellent program, did an excellent job, and keep going. Thanked the pubic for their input/comments regarding the Christmas Ridge Zone Change, they did not go unnoticed.

**Scenters** Agreed with Davis. Thanked everyone for coming tonight as it is good to let the Council know they are out there.

**BEREA CITY COUNCIL \_\_\_\_\_\_\_\_\_\_ \_ REGULAR MEETING \_\_\_\_\_\_ \_\_\_\_\_\_\_\_ MAY 2, 2023**

**Startzman** No comment.

**Rowlette** Explained his “no” vote regarding the 145 Christmas Ridge Road Zone Change by stating although he was in support of the need for housing for older folks in a community, he did agree with the citizen’s comments regarding the traffic issue. Whether there were houses, apartments, etc., the intersection in that location continued to be a bad intersection and traffic patterns would also change with the new bypass opening soon. Felt the Public Works Committee should work on signage to prevent large trucks from entering residential areas from the bypass.

**Little** No comment.

**Caudill** Kids from Silver Creek did an exceptional job, a testament to the future of our city and our country. Excited to see what the students do with the playground. Regarding the Older American Month Proclamation, great work was being done by Berea Home Villageand amazed at the growth of the program. The Public Service Recognition Week Proclamation recognized our exceptional City and history. The City had exceptional public service on every level of our City. Within the next week, hoped everyone got the opportunity tell City employees ‘great job.’ Thank you to all staff. Thanked everyone for coming.

**Wilson** Thanked everyone for coming. Impressed with the Silver Creek kids, great job. Thanked Katie Heckman for all they do. Knew the residents of Christmas Ridge noting the zone change was a hard decision. Good job to Robin. All City and Staff were wonderful, i.e., Berea Municipal Utilities, Public Works, Fire, Police, Tourism, Finance, Codes, as they made the City click. Thanked them for what they do.

**Terrill** Complimented Codes & Planning Administrator, Amanda Haney.

**EXECUTIVE SESSION**

Caudill motioned; Davis seconded motion to enter Executive Session, to discuss pending litigation, per KRS 61.810C.

Voice Vote: All ayes

Caudill motioned; Wilson seconded motion to return to Open Session.

Voice Vote: All ayes

Mayor Fraley stated City Council met with Corporate Counsel, Gilbert, in closed session to discuss pending litigation, per KRS 61.810C. No decisions were made.

**ADJOURNMENT**

Scenters motioned; Rowlette seconded motion to adjourn at 8:00 p.m.

Voice Vote: All ayes

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mayor Bruce Fraley

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 City Clerk