**BEREA CITY COUNCIL \_\_\_\_\_\_\_ \_ REGULAR MEETING \_\_\_\_ \_\_\_\_\_ \_\_NOVEMBER 7, 2023**

The Berea City Council met in regular session, Tuesday, November 7, 2023.

Mayor Bruce Fraley presiding.

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

WORK SESSION

5:45 PM – 6:25 PM

ORDINANCE #09-2023

ALCOHOL MANAGEMENT AT COMMUNITY & PRIVATE EVENTS ON CITY PROPERTY

**COUNCIL PRESENT:** Jim Davis, Teresa Scenters, Katie Startzman, Jerry Little, Steve Caudill,

Cora Jane Wilson, Ronnie Terrill

**COUNCIL ABSENT:** David Rowlette

**OFFICIALS PRESENT:** Jerry Gilbert, Rose Beverly, Robin Adams, Daniel Brindley, Donna Angel,

Priscilla Bloom, Shawn Sandlin, Casey Botkin, Kevin Howard

**INVOCATION:** Jim Davis

**PLEDGE OF ALLEGIANCE:** Jim Davis

**APPROVAL OF AGENDA**

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

Voice Vote: All ayes

**APPROVAL OF MINUTES - OCTOBER 17, 2023**

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

Voice Vote: All ayes

**RESOLUTION #12-2023 A RESOLUTION OF THE CITY OF BEREA, KENTUCKY, ADOPTING ENVIRONMENTAL MITIGATION MEASURES AS ESTABLISHED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE-RURAL DEVELOLPMENT (USDA-RD) WHICH PERTAIN TO THE AIRPORT WATER AND SEWER LINE EXTENSION PROJECT.**

Corporate Counsel, Gilbert, read Resolution #12-2023 in entirety.

Caudill motioned; Davis seconded motion to approve and adopt Resolution #12-2023.

Voice Vote: All ayes

**ORDINANCE #09-2023 AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, ADDING SECTION 56.006 TO THE CODE OF ORDINANCES, PROVIDING FOR RULES AND REGULATIONS FOR THE MANAGEMENT OF ALCOHOL SALES AND SERVICE FOR ORGANIZED CIVIC OR COMMUNITY EVENTS AND ORGANIZED PRIVATE ACTIVITIES, AND PROVIDING FOR DEFINITIONS FOR SUCH EVENTS.**

As being subject to 1st Reading in entirety and a City Council Work Session, Corporate Counsel, Gilbert, read Ordinance #09-2023 by summary.

Little motioned; Wilson seconded motion to amend Ordinance #09-2023, Section § 56.006 (A), by adding (7) No alcohol sales shall be permitted in Memorial Park on Jefferson Street.

Roll Call Vote: Ayes: Scenters, Little, Wilson, Terrill

Nays: Davis, Startzman, Caudill

Motioned Carried, 4 / 3

**BEREA CITY COUNCIL \_\_\_\_\_\_\_ \_ REGULAR MEETING \_\_\_\_ \_\_\_\_\_ \_\_NOVEMBER 7, 2023**

Little motioned; Caudill seconded motion to approve and adopt Ordinance #09-2023 as amended.

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

Motioned Carried, 7 / 0

**DEPARTMENT HEAD REPORTS**

**Daniel Brindley, Director, IT Department**

* New Phone System Project is finished, transferred 108 numbers and all new phones are in place. Currently working with Windstream on one remaining fax line number correction.
* Working with the Parks Department to upgrade and add more cameras to the park expansion and ballpark concessions.
* Gathering a material list to upgrade the Network Video Recorders at City Hall and Utilities, as well as replace any damaged cameras.
* Sent out reports to Department Heads on aging computers, working on getting quotes for any needed replacements. With the IT Department’s new asset system, plans were to create an efficient replacement cycle.
* Recently received new Static Internet Service Provider (ISP) from Metronet with Metronet transitioning during midday hours. System is now fully functional providing the City room to grow for future projects and implementations.
* Working with Metronet on upgrading internet connections within City buildings, i.e., vendors, pricing, etc.
* Spectrum had resolved issues with the City’s Government Access Channel and channel is operational again.

**PUBLIC COMMENTS**

Jacque Bowling, Berea

Defined ‘Conflict of Interest’ as a situation in which a person is in a position to derive personal benefit from actions or decisions made in their official capacity. Expressed an opinion of a conflict of interest regarding a Council Member voting.

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

* Requested overage and purchase approval for the following, noting line items would be corrected during the amended budget:
* Fire Department

Line Item #010-3005-56430 Other Equipment

A new vehicle, extrication equipment, from High-Tech Rescue, at state contract pricing in the amount of $50,053.40, which was over budgeted amount.

Vehicle would equip Station 2 with capabilities to extricate victims from multiple vehicles or scenes.

Little motioned; Wilson seconded motion to approve purchase of extrication vehicle from

High-Tech Rescue in the amount of $50,053.40

Voice Vote: All ayes

**BEREA CITY COUNCIL \_\_\_\_\_\_\_ \_ REGULAR MEETING \_\_\_\_ \_\_\_\_\_ \_\_NOVEMBER 7, 2023**

* Fire Department

Line Item #010-3005-56300 Automobiles

2023 Chevrolet Tahoe Upfit

Overage in the amount of $7,997.00 was due to budget time frame of receiving vehicle.

Caudill motioned; Wilson seconded motion to approve overage of 2023 Chevrolet Tahoe upfit in the amount of $7,997.00.

Voice Vote: All ayes

* Preliminary approval had been received from one of three of the Trails Grants for the Trailhead Restrooms (concessions). With a timeline in place and preliminary drawings, the City was on the right track.

**MAYOR’S REPORT / COMMENTS**

* Attended ribbon cutting for Redeeming Hope, a 501(c)(3) organization, a home for young women who have been victims of human trafficking. Redeeming Hope was working with Church on the Rock on obtaining property for constructing a facility. An incredible crowd was in attendance.
* Attended a Volunteer Appreciation Luncheon for the Berea Food Bank of thirty volunteers.
* Felt the number of attendance and volunteers at both events reflected the care and compassion the people of Berea have for one another and those in our local community and county. Grateful for all volunteers and their service to make our City a better place.

**COUNCIL COMMENTS**

**Davis** No comment.

At the request of Mr. Davis, Kevin Howard, General Manager, Berea Municipal Utilities (BMU), provided an update on current water supply levels with Owsley Fork Reservoir being down 7.5 ft., Cowbell Reservoir down 17 ft., and B-Lake Reservoir down 1.5 ft., leaving approximately 178 days left of water supply. Levels were significantly low as this was normally a wet time of year.

Good news regarding Owsley Fork Dam progress with 90% plan submittal by Thanksgiving, anticipating 90% approval by end of year, 100% approval by March 2024 with bid documents ready. Working with Jackson County for road closure. Archeological survey was performed on alternative grave relocation site and came back clear. Thanked Berea College for site donation. Working with local resident for off-site storage. Mapping on land rights regarding new water levels had been completed. Relocation of existing utilities to begin soon.

**Terrill** No comment.

**Scenters** Requested bypass update.

Although no news from the Kentucky Transportation Cabinet (KYTC), Mayor Fraley commented that all signage was in place. Currently, the only holdup was traffic signals for Highway US 25.

**Wilson** No comment.

**Startzman** Requested updates regarding the Red Lick area East Kentucky Power substation / powerlines project. Currently, Mayor Fraley had not heard any updates from East Kentucky Power.

In response to Public Comment, as being a public record, she felt it showed a fundamental misunderstanding of alcohol licensing as licensing was specific of what could be done.

Ordinance #09-2023 was specific and limited, not relating to the type of alcohol license she had for her business. If there was any benefit to her, she would not participate in the conversation. She valued the diverse experience of her colleagues in their respective businesses.

**Caudill** No comment.

**Little** No comment.

**BEREA CITY COUNCIL \_\_\_\_\_\_\_ \_ REGULAR MEETING \_\_\_\_ \_\_\_\_\_ \_\_NOVEMBER 7, 2023**

**ADJOURNMENT**

Scenters motioned; Little seconded motion to adjourn at 7:07 p.m.

Voice Vote: All ayes

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Mayor Bruce Fraley \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

City Clerk