**BEREA CITY COUNCIL \_ \_\_\_\_\_\_ \_ REGULAR MEETING \_\_\_\_\_ \_\_\_\_\_\_ FEBRUARY 6, 2024**

The Berea City Council met in regular session, Tuesday, February 6, 2024.

Mayor Bruce Fraley presiding.

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

WORK SESSION

5:45 PM – 6:15 PM

ORDINANCE #06-2024 RELEASE OF OAK STREET ALLEY - Amanda Haney

ORDINANCE #07-2024 RELEASE OF NEELY STREET RIGHT-OF-WAY - Amanda Haney

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

Ronnie Terrill

**COUNCIL ABSENT:** David Rowlette, Cora Jane Wilson

**OFFICIALS PRESENT:** J.T. Gilbert, Rose Beverly, Robin Adams, Daniel Brindley, Donna Angel,

Priscilla Bloom, Roy Curtis, Amanda Haney, Jason Hays, Kevin Howard,

Shawn Sandlin, Brian Reed

**INVOCATION:** Teresa Scenters

**PLEDGE OF ALLEGIANCE:** Teresa Scenters

**APPROVAL OF AGENDA**

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

Voice Vote: All ayes

**APPROVAL OF MINUTES - JANUARY 16, 2024**

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

Voice Vote: All ayes

**ST. JOSEPH BEREA HOSPITAL**

Rhonda Anglin McMaster, Cardiovascular Services & Nuclear Medicine Manager, CHI St. Joseph Hospital, shared information regarding new technology at CHI St. Joseph. The City of Berea had worked collaboratively with the hospital for years. On this specific project, CHI St. Joseph Berea had worked with the City of Berea and Congressman Barr’s office for obtaining Congressional funding for Health Resources & Services Association (HRSA) funding of $350,000 for new potentially life-saving technology, i.e., a nuclear medicine camera.

The new equipment would provide more comprehensive results with less radiation exposure to patients and staff during testing. Radioactive isotopes were injected into the patient, allowing the camera to detect photons that give physicians and technicians a better picture of the patient’s health.

As heart disease remained the leading killer in the United States with an increase of 146% in 2023, according to the American Heart Association, the new equipment would help diagnose and treat the disease. St. Joseph Berea wanted to make Kentucky and the City of Berea a healthier place for everyone.

Mayor Fraley expressed his thanks for the job the hospital was doing for Berea and the region commenting it was obvious McMaster shared the City’s passion for improving the quality of life, working together with the Council, the City, and the hospital. The City appreciated everything McMaster did and her colleagues at the hospital.

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**RESOLUTION #01-2024 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEREA, KENTUCKY, REGARDING ECONOMIC DEVELOPMENT PARTNERSHIP PURSUANT TO KRS 154.05 *ET. SEQ,* WITH THE FISCAL COURT OF MADISON COUNTY, KENTUCKY; THE FISCAL COURT OF SCOTT COUNTY, KENTUCKY; THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT; THE CITY OF GEORGETOWN, KENTUCKY; AND THE CITY OF RICHMOND, KENTUCKY; AND AUTHORIZING THE MAYOR TO REPRESENT THE CITY OF BEREA IN ALL MATTERS RELATING TO THE DEVELOPMENT OF A JOINT INDUSTRIAL DEVELOPMENT PARK IN CONJUNCTION WITH ITS PARTNERS REFERENCED HEREIN.**

Resolution was subject to a Work Session on February 5, 2024.

Mayor Fraley read Resolution #01-2024 in entirety.

Per Council Member Little’s request, Mayor Fraley explained the Resolution simply represented a real estate partnership. Revenue would be derived from the sale of real estate within the partnership, after development, from occupational license fees, insurance premium taxes, and property taxes, and divided among partners determined by their initial investment in the Industrial Development Corporation.

Davis motioned; Caudill seconded motion to approve and adopt Resolution #01-2024.

Voice Vote: All ayes

**RESOLUTION #02-2024 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEREA, KENTUCKY, APPROVING AN ALL-REQUIREMENTS CONTRACT WITH THE KENTUCKY MUNICIPAL ENERGY AGENCY FOR THE PURCHASE OF ELECTRIC POWER AND ENERGY FOR THE CITY’S ELECTRIC SYSTEM.**

As subject to a Work Session on February 5, 2024, Corporate Counsel, Gilbert, read Resolution #02-2024 by summary.

Little motioned; Terrill seconded motion to approve and adopt Resolution #02-2024.

Voice Vote: All ayes

**ORDINANCE #01-2024 AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, CHANGING THE ZONING CLASSIFICATION OF PROPERTY DESCRIBED HEREIN AND REFERRED TO AS 334 RASH ROAD AND OWNED BY ROY TODD BUILDERS, LLC FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO B-2 (MAJOR BUSINESS DISTRICT). - 2ND READING**

Corporate Counsel, Gilbert, read Ordinance #01-2024 by summary. Based on Findings of Fact, Zone Change was recommended for approval by the City of Berea Planning & Zoning Commission.

Little motioned; Davis seconded motion to approve and adopt Ordinance #01-2024 as recommended by the City of Berea Planning & Zoning Commission.

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

Nays - None

**ORDINANCE #02-2024 AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, ADOPTING THE 2024 STORMWATER DESIGN MANUAL AS REFERENCE STANDARD FROM CODE OF ORDINANCES CHAPTER 34 STORMWATER CONTROL (SPECIFICALLY REFERENCED IN SECTION 34.005, 34.205.C, 34.206.E(4), AND 34.301.E). - 2ND READING**

As subject to a Work Session, Corporate Counsel, Gilbert, read Ordinance #02-2024 by summary.

Startzman motioned; Caudill seconded motion to approve and adopt Ordinance #02-2024.

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

Nays - None

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**ORDINANCE #03-2024 AN ORDINANCE REVISING THE AUTHORIZED POSITIONS’ ASSIGNED PAY GRADE AND PAY SCALE BY ADDING THE POSITION OF METERING COORDINATOR, ADDING THE POSITION OF SMALL ENGINE REPAIR TECHNICIAN, AND DELETING THE POSITIONS OF ELECTRIC METER TECHNICIAN AND WATER METER TECHNICIAN. - 2ND READING**

As subject to a Work Session, Corporate Counsel, Gilbert, read Ordinance #03-2024 by summary.

Caudill motioned; Scenters seconded motion to approve and adopt Ordinance #03-2024.

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

Nays - None

**ORDINANCE #04-2024 AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, AMENDING THE CODE OF ORDINANCES OF THE CITY OF BEREA, KENTUCKY, BY REVISING SECTION 20.100 AND SECTION 20.201 TO PROVIDE FOR AN INCREASE IN THE COMPENSATION OF THE POSITIONS OF MAYOR AND COUNCIL MEMBERS. - 2ND READING**

As subject to a Work Session, Corporate Counsel, Gilbert, read Ordinance #04-2024 by summary.

Little motioned; Terrill seconded motion to approve and adopt Ordinance #04-2024 by summary.

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

Nays - None

Little reiterated the said Ordinance #04-2024 would not go into effect until after the 2024 Election of the next seated Council in January of 2025 and the next seated Mayor in January of 2027.

**ORDINANCE #05-2024 AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, CHANGING THE ZONING CLASSIFICATION OF PROPERTY DESCRIBED HEREIN AND REFERRED TO AS 688 SCAFFOLD CANE ROAD AND OWNED BY MICHAEL W. KING FROM B-1 (MINOR BUSINESS DISTRICT) TO B-2 (MAJOR BUSINESS DISTRICT). - 1ST READING**

Corporate Counsel, Gilbert, read Ordinance #05-2024 by summary. Based on Findings of Fact, Zone Change was recommended for approval by the City of Berea Planning & Zoning Commission.

**ORDINANCE #06-2024 AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY VACATING AND CLOSING A CERTAIN PLATTED RIGHT-OF-WAY WITHIN THE CITY OF BEREA, KENTUCKY, KNOWN AS OAK STREET ALLEY. - 1ST READING**

Corporate Counsel, Gilbert, read Ordinance #06-2024 by summary. Ordinance was based on request from and agreement with property owners for closure of alley.

**ORDINANCE #07-2024 AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, VACATING AND CLOSING A CERTAIN PLATTED RIGHT-OF-WAY WITHIN THE CITY OF BEREA, KENTUCKY, PROVIDING ACCESS TO AND FROM NEELY STREET. - 1ST READING**

Corporate Counsel, Gilbert, read Ordinance #07-2024 by summary. Ordinance was based on request from and agreement with property owners for release of right-of-way.

**DEPARTMENT HEAD REPORTS**

**Jason Hays, Chief, Police Department**

Per the City’s Alcoholic Beverage Control (ABC) Administrator, Casey Botkin, Berea currently had thirty-one businesses with alcohol licenses and/or applications; of those, four were approved typical liquor stores with others in the process of meeting requirements for approval.

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Specialized Training, outside of their required training, for the Police Department included a Police Chaplain, two Defensive Tactics Instructor Certifications, Criminal Justice Executive Development, Kentucky Criminalistics Academy (specialized training for investigators), Tact Med Course to become instructors for other officers.

Promotions within the Police Department included Ocelli promoted to Sergeant, Goforth promoted to Sergeant, Davidson promoted to Lieutenant, and Kenny promoted to Lieutenant.

Statistics included the following:

* Service calls increased in 2023 to 20,203 calls from 15,843 calls in 2022; an average increase of 12 calls/day.
* Crimes reported had decreased showing in 2021 - 620 reported, 2022 – 539 reported (decrease of 13%), and 2023 – 458 crimes reported (decrease of 15%). Hoped to continue with this trend.
* Collisions for 2023 totaled 423. The top four locations for collisions were Richmond Road with 50 collisions, I-75 Northbound with 45 collisions, Walnut Meadow Road with 41 collisions, and Walmart parking lot with 40 collisions.

Although speed was not always the determining factor in collisions, they were attempting to bring down those numbers by utilizing speed signs and direct speed enforcement in specific areas. To date, four collisions had been reported on the bypass.

More information and/or statistics were available by contacting Chief Hays.

The drug tip line was now easier to access and available on the City of Berea’s website, listed as the first item on the Berea Police Department page and calls were completely anonymous.

**Roy Curtis, Director, Public Works Department**

Curtis reported the following:

Finished Projects

* OSHA survey report had been closed out.
* Forklift training and certification had been completed.
* Snow removal equipment had been cleaned and repaired.
* Low hanging limbs had been cut and removed from streets and roadways.
* Pothole repairs
* Brush pick-up and storm drain cleaning

Current Projects

* Sign repair and maintenance
* Vehicle and equipment repairs
* Shooting range
* Building maintenance and cleaning
* Pothole and street repairs
* Cleaning out the shop

Future Projects

* Curb and sidewalk repairs
* Spring street resurfacing; streets to resurface had been identified.
* Pauley Court drainage project

Curtis shared training and licensing which had been completed and upcoming training within the Public Works Department.

Preston Chandler retired on January 31st with twenty-three years of service.

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**Kevin Howard, General Manager, Berea Municipal Utilities**

1500KVA Pad Mount Transformer Bid Recommendation

Four Bid Proposals were received and opened on January 26th for a 1500KVA Pad Mount Transformer.

After review of bids and being satisfied that all specs had been met, Howard recommended Cape Electrical, Richmond, Kentucky, with the lowest bid at $56,999.00, and the shortest delivery time of forty-one weeks.

Terrill motioned; Scenters seconded motion to approve purchase of one 1500KVA Pad Mount Transformer in the amount of $56,999.00 from Cape Electrical, Richmond, Kentucky.

Voice Vote: All ayes

**PUBLIC COMMENTS**

Eleanor Workman, Berea

Requested an explanation of the Neely Street Right-of-Way wanting to know if a new street would eventually be added. Haney responded that a new street would not be added.

As she had experienced an unknown water leak, asked if there was a way to address these in the future to prevent an increased bill. Workman to contact Kevin Howard, General Manager, Berea Municipal Utilities.

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

* Parks Department was gearing up for spring beginning with Seasonal Maintenance interviews this week.
* Several Parks Department programs were also taking place in the next few weeks. Information could be found on the Parks Department’s Facebook page.
* Parks Department had partnered with Madison County Special Olympics to make Valentine’s Day cards for local nursing home residents. Event was scheduled for Monday, February 12th, 6:00 p.m. – 8:00 p.m., at the Russel Acton Folk Center.
* Public Works Committee helped finalize a list of streets for the Spring Resurfacing Project. Plans were to put out a Request for Proposal (RFP) in the next two weeks.
* Other RFPs planned to go out by April, or sooner, included the basketball court, the trailhead restroom/concession stand, the pool deck and plumbing, and the Folk Center windows.

**MAYOR’S REPORT / COMMENTS**

* Shared retirement of Jake Lake, Fire Department, with plans to retire on April 1, 2024.
* Although the Conserving Water Advisory had been lifted, requested citizens to continue water conservation. Water Supply Levels had increased to 219 days of supply in lieu of previous supply of approximately 120 days, with normal supply at 300 days.
* Monthly Business & Economic Development Training for small businesses, “Productivity Platform,” had been scheduled. Training was free, 6:00 p.m. to 7:30 p.m., with Vallorie Henderson, Business and Development Partner. Contact Donna Angel, Business & Economic Development Director, for more information.
* The week of February 10th – 17th was United States Department of Agriculture National Entrepreneurship Week recognizing all entrepreneurs, especially those in agriculture business, i.e., cattle producers, food industry, farmers in the agriculture industry, including value-added agriculture producers.

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* Thanked those involved in the Purchase Power Agreement, i.e., Jerry Little (Council Member), Kevin Howard (General Manager, Berea Municipal Utilities) , Adrian Isaacs (Supervisor, Electric Division) , Rose Beverly (City Administrator), J.T. Gilbert (Corporate Counsel), and Allyson Honaker (Consultant). Felt a choice was made that was in the best interest of the citizens. Thanked everyone involved in the process for their time and effort, being objective, analytical, thorough, and professional.

**COUNCIL COMMENTS**

**Terrill** No comment.

**Caudill** Appreciated the work of Mayor Fraley and Administration regarding Resolution #01-2024, Multi-County Joint Industrial Development Authority, and the vision of the work the City does on a weekly basis. Although it may never affect many of us, it was exciting for the future of our City and felt it would benefit our City for decades to come.

**Little** No comment.

**Startzman** As there had been two Work Sessions, back-to-back, grateful for Administration, Department Heads, and others bringing diverse information, thus helping them to make decisions and understanding that these type of projects were carried out every day. Pleased to see the exterior construction work on the Tolle Building.

**Scenters** As tonight’s agenda had been a packed agenda, was glad to get all items taken care of.

Thankful for all in attendance.

**Davis** EchoedScenters’ comments. Thankful for the Work Sessions as it gave the Council time to think about the more involved agenda items before voting. Echoed Caudill’s comments regarding the Economic Development parcel. Noted the vacant seat of Council Member, David Rowlette, as he was going through a tough time, asked everyone to remember David and his family.

**ADJOURNMENT**

Scenters motioned; Caudill seconded motion to adjourn at 7:39 p.m.

Voice Vote: All ayes

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

City Clerk