

**AGENDA**  
**BEREA CITY COUNCIL**  
**BUSINESS MEETING**  
**TUESDAY, MAY 3, 2022**  
**COUNCIL CHAMBERS**  
**304 CHESTNUT STREET**  
**6:30 PM**

The public is given an opportunity to speak to the City Council during public comment portion of the meeting. Any public comments exceeding three-minutes should be scheduled as a presentation through the Mayor's office and will be placed on the agenda. When recognized by the mayor, please go to the podium, state your name for the record. Comments should be business oriented and we ask for no inappropriate language or naming any person individually during your comments.

1. CALL TO ORDER
2. INVOCATION - Cora Wilson
3. PLEDGE OF ALLEGIANCE - Cora Wilson
4. APPROVAL OF AGENDA
5. APPROVAL OF MINUTES - April 19, 2022
6. PUBLIC COMMENTS
7. CODES ENFORCEMENT BOARD APPOINTMENT, James Anderson - Mayor Fraley
8. HOUSING AUTHORITY BOARD APPOINTMENT, Rick Fulton - Mayor Fraley
9. ETHICS BOARD APPOINTMENT, Peggy Baker - Mayor Fraley
10. ETHICS BOARD ALTERNATE APPOINTMENT, Diane Kerby - Mayor Fraley
11. **ORDINANCE #08-2022** - FY21-22 BUDGET AMENDMENT - **2<sup>ND</sup> READING**
12. CITY ADMINISTRATOR'S REPORT - Rose Beverly
13. MAYOR'S COMMENTS
14. COUNCIL COMMENTS
15. ADJOURNMENT

"Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of private citizen. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council, and the Council does not endorse the religious beliefs or views of this, or any other speaker."

The Berea City Council met in a regular session, Tuesday, April 19, 2022.  
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, John Payne, Jerry Little,  
Steve Caudill, Cora Wilson, Ronnie Terrill

**COUNCIL ABSENT:** None

**OFFICIALS PRESENT:** Jerry Gilbert, Rose Beverly, Robin Adams, Tommy Horn, Donna Angel,  
Priscilla Bloom, Shawn Sandlin, Eric Scott, Kevin Howard, Roy Curtis

**INVOCATION:** Cora Wilson

**PLEDGE OF ALLEGIANCE:** Ronnie Terrill

**APPROVAL OF AGENDA**

Payne motioned; Davis seconded motion to approve agenda as presented.  
Voice Vote: All ayes

**APPROVAL OF MINUTES - April 5, 2022**

Little motioned; Payne seconded motion to approve minutes as presented.  
Voice Vote: All ayes

**PUBLIC COMMENTS**

None

**AUTISM AWARENESS MONTH PROCLAMATION - Mayor Fraley**

Mayor Fraley read and presented a proclamation to Nicole Ingold, proclaiming April 2022 as Autism Awareness Month in Berea, urging all citizens to become better educated about autism and create a better community for individuals with autism. Ingold thanked Mayor Fraley and Council. Working with Police Chief, Eric Scott, doors were opened to superheroes of the community, in uniform, and to an autism awareness video campaign with the assistance of Zinnia Hensley, Community Resources Coordinator. Her hopes were to bring the community close together to embrace autism, opening the door of opportunity with acceptance and kindness.

**NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK PROCLAMATION - Mayor Fraley**

Mayor Fraley read and signed a joint proclamation with the City of Richmond and Madison County Fiscal Court recognizing the week of April 10, 2022, as National Public Safety Telecommunicators Week. Jodi Webb, Madison County 911, was presented the proclamation. Webb thanked Mayor Fraley and the City of Berea for partnering with other communities they served as Madison County 911. It was an honor as the telecommunicators worked hard and went through a lot of training to serve the community.

**RESOLUTION #04-2022 - HONORING THE LIFE OF THOMAS M. HOWSER - Mayor Fraley**

Mayor Fraley read and presented a proclamation to the family of Tom Howser honoring Howser for his contributions to youth sports and the fight against cancer. Howser founded the "Swing for a Cure" Softball Tournaments fundraiser for cancer research and helping families with loved ones living with the disease. To date, the tournaments had raised over \$40,000.

Davis motioned; Payne seconded motion to approve Resolution #04-2022, Honoring the Life of Thomas M. Howser.

Voice Vote: All ayes

**MUNICIPAL ORDER #03-2022 - A MUNICIPAL ORDER OF THE CITY OF BEREA, KENTUCKY, AMENDING MUNICIPAL ORDER 2-2019, REVISING POLICIES AND PROCEDURES FOR THE CONDUCT OF COUNCIL MEETINGS, PROVIDING FOR A POLICY REGARDING ELECTRONIC COMMUNICATIONS DURING COUNCIL MEETINGS.**

Corporate Counsel, Gilbert, read Municipal Order #03-2022 by summary and amendments.

Terrill motioned, Wilson seconded motion to approve Municipal Order #03-2022.

After opening for discussion by Mayor Fraley, with discussion regarding why amendments were being made and where and/or what did the amendments originate from, the following motions were made:

Payne motioned, Startzman seconded motion to strike Section V. Standing Rules, D. Electronic Communications During Meetings.

Roll Call Vote: Ayes - Payne, Little, Startzman, Caudill  
Nays - Scenters, Wilson, Davis, Terrill, Fraley  
Motion defeated.

Caudill motioned; Payne seconded motion to postpone Municipal Order #03-2022 until the May 3, City Council Meeting.

Roll Call Vote: Ayes - Caudill, Little, Davis, Scenters, Startzman, Payne  
Nays - Wilson, Terrill  
Motion carried.

**ORDINANCE #07-2022 ORDINANCE - 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 MEMBER; AMENDING THE CODE OF ORDINANCES BY REVISING SECTIONS 80.004, 22.603, AND 22.202 TO INCREASE THE COMPENSATION OF PLANNING COMMISSIONERS, TOURISM COMMISSIONERS, AND CODE ENFORCEMENT BOARD MEMBERS; AND PROVIDING FOR A NEW SECTION 81.002, CODIFYING THE BOARD OF ADJUSTMENT AND PROVIDING FOR COMPENSATION OF ITS MEMBERS. - 2<sup>ND</sup> READING**

Corporate Counsel, Gilbert, read Ordinance #07-2022 in entirety.

After opening for discussion by Mayor Fraley, with mixed opinions among Council Members, and possibly making future changes to the proposed ordinance only for non-elected officials, i.e., boards and commissions. Mayor Fraley stated changes for boards and/or commissions only were subject to a separate ordinance.

Terrill motioned; Wilson seconded motion to approve and adopt Ordinance #07-2022.

Roll Call Vote: Ayes - Little, Wilson, Terrill  
Nays - Caudill, Startzman, Payne, Scenters, Davis  
Motion defeated.

**ORDINANCE #08-2022 - AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, AMENDING THE 2021-2022 FISCAL YEAR BUDGET FOR THE CITY OF BEREA, ORDINANCE #05-2022 REVENUES AND EXPENDITURES. - 1<sup>ST</sup> READING**

Corporate Counsel, Gilbert, read Ordinance #08-2022 in entirety.

City Administrator, Beverly, explained the proposed budget amendment was to purchase a Public Works Department tractor/boom mower with the American Rescue Plan Act (ARPA) funds. Amending the budget would allow for an RFP to be sent out to purchase the tractor/mower.

**MADISON COUNTY PUBLIC SCHOOLS CAREER & TECHNICAL CENTERS UPDATE -**

Dr. David Gilliam

Gilliam, Superintendent, Madison County Schools, and Chris Clark, Assistant Principal, Madison Southern High School, gave an update for the Ignite Academy, the new Career Technical Educational Center for the City of Berea, located next to Farristown Middle School.

Clark presented photos of the future Center, along with schematics outlining the various areas of instruction. Clark stated the Center was for all students, training them to be successful workers and citizens in whatever educational path they chose. Plans were to open in August of 2022.

**CITY ADMINISTRATOR'S REPORT - R. Beverly**

- Currently preparing the budget, along with the Department Heads and the City's Finance Director, Susan Meeks. Appreciated all their hard work.
- Wine Down Wednesdays, Boone Tavern's patio event was up and going, every Wednesday night.
- Jamming on the Porch, Bluegrass music, was playing at the Russel Acton Folk Center every Thursday night.
- Spotlight Playhouse Theater is now showing "Moana Jr." through April 29<sup>th</sup>. "A Broadway Revue" would begin playing after April 29<sup>th</sup>.
- The Berea Celtic Fest would be celebrating their 19<sup>th</sup> year of the Hands Four Spring Dance, April 23<sup>rd</sup>, at the Russel Acton Folk Center.
- A Cinco de Mayo cooking class would be hosted at the Log House Gallery on April 29<sup>th</sup>.
- National Travel & Tourism Week would be celebrated May 1<sup>st</sup> through May 7<sup>th</sup>.
- Berea was hosting the Kentucky Association of Chiefs board meeting at the Artisan Center on Wednesday, April 20<sup>th</sup>. Police Chief, Scott, was the Central Kentucky Regional Chair making the event a great way to showcase Berea. Nearly 50 Chiefs, from across the state, would be visiting giving them the opportunity to see all Berea has to offer.
- Saturday, April 23<sup>rd</sup>, was the Berea Police Department's 2<sup>nd</sup> Annual Community Spring Clean Up. The event was a BereaCARES initiative in partnership with Berea Earth Warriors, a non-profit local group that donates their time to cleaning Berea year-round. The group would meet at City Hall with the event running from 9:00 a.m. to 12:00 p.m.
- Berea Police Department hired two certified officers from the University of Kentucky. The positions would keep the Police Department within their 36 approved staff.
- Saturday, April 23<sup>rd</sup>, was the opening day for the Berea Youth League.
- The Parks & Rec Department were currently accepting applications for seasonal maintenance, lifeguards, and concession workers.
- The employee survey was sent out last week and going well.

**MAYOR'S REPORT / COMMENTS**

- Announced two appointments to the Berea Recreation, Tourism and Convention Commission, i.e., Becky Brown and Bill West, beginning April 18, 2022. Recognized the expired terms of Linda Ross and Charles Arnold. Ross brought energy and perspective to the Commission. Charles Arnold brought historical facts about Tourism. Grateful for their services.
- The City of Berea's Purchasing Policy & Manual requires City Council to approve purchases between \$20,000 - \$30,000. Requested City Council approval for a vehicle for the Codes & Planning Department. The Department had budgeted \$35,000 with a bid of \$29,371.63 for a 2022 Buick Encore, all-wheel drive.

Mayor Fraley requested a motion, of Council approval, for purchase of the 2022 Buick Encore. Payne motioned; Little seconded motion to approve purchase.

Voice Vote: All ayes

**COUNCIL COMMENTS**

**Little** A Public Works meeting was scheduled for May 2<sup>nd</sup>, City Hall, Randy Stone Community Room.

**Caudill** The Autism Awareness Proclamation was uplifting and although Ingold felt she wasn't the voice for the community, she was a good one. Appreciated the wonderful work of Tom Howser, missed him coming to City Council meetings. Thank you to everyone who came tonight. Although there was a lot of discussion and/or arguing tonight, this was a sign of a great meeting.

**Startzman** Took her job, as a City Council member, seriously and wanted to treat colleagues as professionals. If there was something the other members were not happy with, reach out to her. Sunhouse Craft, Chestnut Street, was having a grand opening on April 23<sup>rd</sup>. Thrive Studio had moved to Old Town, 136 North Broadway. An active facebook group, Women Entrepreneurs of Berea, was having an event on April 20<sup>th</sup> in the Berea City Annex Building, a resource meet-up opportunity. She was able to attend the Levitt Foundation National Convening, Los Angeles. As Berea was a Levitt Amp city, First Friday Berea had been successful in receiving funding to provide free concerts in the past several years. Out of 21 Levitt Amp cities, three cities represented Kentucky. In the future, Berea would be receiving significant long-term investment due to the Levitt Amp Foundation's plans to spend down all their funding within the next twenty years.

**Payne** The Easter Geode Hunt, a free program, was taking place at the Skate Park, April 23<sup>rd</sup>.

**Cora Wilson** Thanked everyone for coming. As a Council Member, voting was hard. Hoped the pay increase for Boards and Commissions did not get dropped. Pay increases were things the Council needed to look at. Have a good evening.

**Ronnie Terrill** While the City was reviewing salaries, asked if Berea needed to change to a full time Mayor and City Manager.

**Scenters** Happy to see everyone. Expressed how much Tom Howser was missed to Patty Howser and family. Tom created a win, win, win for the City, the cancer center, and the Matt Ross Fund. Thanked Linda Ross and Charles Arnold for serving on the Tourism Commission. Saw a sign of spring on her way to the City Council meeting, i.e., a motorcoach at the Tavern!

**Davis** Echoed comments regarding Tom Howser. As Lexington's new recycling facility had opened, asked if Berea was able to begin recycling again.

**ADJOURNMENT**

Payne motioned; Caudill seconded motion to adjourn at 8:21 p.m.

All ayes

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Mayor Bruce Fraley

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City Clerk

## ORDINANCE # 08-2022

### AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, AMENDING THE 2021-2022 FISCAL YEAR BUDGET FOR THE CITY OF BEREA, ORDINANCE #05-2022 REVENUES AND EXPENDITURES.

The City Council of the City of Berea, Kentucky, does ordain as follows:

#### SECTION I

That Ordinance #05-2022, Fiscal Year 2021-2022 Annual Budget, be and the same is hereby amended so that the amended fund revenue, fund expenditures, and ending fund balances for each fund shall be as follows:

#### GOVERNMENTAL FUNDS

|                                    | General Fund        | Road Aid          | Tourism             | BIDA              | ARPA               | Police Restrict - State | Berea Corridor | Police Restrict - Fed | Craft Festival  | AMENDED TOTAL        | ORIGINAL BUDGET     | Increase/ (Decrease) |
|------------------------------------|---------------------|-------------------|---------------------|-------------------|--------------------|-------------------------|----------------|-----------------------|-----------------|----------------------|---------------------|----------------------|
| Estimated FUND BALANCE @ JULY 1    | \$14,384,385        | \$ 307,993        | \$ 1,961,401        | \$ 1,139,885      | \$ -               | \$57,476                | \$ -           | \$33,613              | \$68,148        | \$ 17,952,901        | \$17,952,901        | \$ -                 |
| <b>REVENUE</b>                     |                     |                   |                     |                   |                    |                         |                |                       |                 |                      |                     |                      |
| Tax                                | 1,981,000           | 278,500           | 1,075,000           |                   |                    |                         |                |                       |                 | 3,334,500            | 3,334,500           | -                    |
| Licenses & Permits                 | 8,481,200           | -                 | -                   |                   |                    |                         |                |                       |                 | 8,481,200            | 8,481,200           | -                    |
| Charges for Service                | 80,000              | -                 | 15,000              |                   |                    |                         |                |                       | 61,825          | 156,825              | 156,825             | -                    |
| Fines & Forfeitures                | 32,000              | -                 | 1,000               |                   |                    |                         |                |                       |                 | 33,000               | 33,000              | -                    |
| Intergovernmental Revenue          | 908,500             | -                 | 15,000              |                   | 2,075,039          | 15,000                  | 20,000         | 7,000                 |                 | 3,040,539            | 3,040,539           | -                    |
| Investment Income                  | 71,400              | 200               | 30,200              | 620               |                    | 30                      |                | 20                    | 50              | 102,520              | 102,520             | -                    |
| Other Financing Sources            | 28,000              | -                 | -                   | 339,000           |                    |                         |                |                       |                 | 367,000              | 367,000             | -                    |
| Transfers To/From Other Funds      | 1,094,300           | -                 | (396,000)           |                   |                    |                         |                |                       |                 | 698,300              | 698,300             | -                    |
| <b>TOTAL REVENUE</b>               | <b>12,676,400</b>   | <b>278,700</b>    | <b>740,200</b>      | <b>339,620</b>    | <b>2,075,039</b>   | <b>15,030</b>           | <b>20,000</b>  | <b>7,020</b>          | <b>61,875</b>   | <b>16,213,884</b>    | <b>16,213,884</b>   | <b>-</b>             |
| <b>EXPENDITURE SUMMARY BY DEPT</b> |                     |                   |                     |                   |                    |                         |                |                       |                 |                      |                     |                      |
| <b>General Government</b>          |                     |                   |                     |                   |                    |                         |                |                       |                 |                      |                     |                      |
| General Services                   | 1,195,162           |                   |                     |                   | 42,000             |                         |                |                       |                 | 1,237,162            | 1,237,162           | -                    |
| Administration Department          | 655,700             |                   |                     |                   |                    |                         |                |                       |                 | 655,700              | 655,700             | -                    |
| Business Development               | 179,200             |                   |                     | 70,000            |                    |                         |                |                       |                 | 249,200              | 249,200             | -                    |
| Mayor and City Council             | 471,200             |                   |                     |                   |                    |                         |                |                       |                 | 471,200              | 471,200             | -                    |
| IT                                 | 343,669             |                   |                     |                   |                    |                         |                |                       |                 | 343,669              | 343,669             | -                    |
| Finance                            | 483,950             |                   |                     |                   |                    |                         |                |                       |                 | 483,950              | 483,950             | -                    |
| Capital Projects                   | 1,026,000           |                   |                     | 925,000           |                    |                         |                |                       |                 | 1,951,000            | 1,951,000           | -                    |
| Total Administration               | 4,354,881           | -                 | -                   | 995,000           | 42,000             | -                       | -              | -                     | -               | 5,391,881            | 5,391,881           | -                    |
| <b>Public Safety</b>               |                     |                   |                     |                   |                    |                         |                |                       |                 |                      |                     |                      |
| Police                             | 3,970,795           |                   |                     |                   |                    | 10,000                  |                | 6,000                 |                 | 3,986,795            | 3,986,795           | -                    |
| Fire                               | 2,451,200           |                   |                     |                   |                    |                         |                |                       |                 | 2,451,200            | 2,451,200           | -                    |
| Total Public Safety                | 6,421,995           | -                 | -                   | -                 | -                  | 10,000                  | -              | 6,000                 | -               | 6,437,995            | 6,437,995           | -                    |
| <b>Public Works</b>                | 2,180,000           | 287,000           |                     |                   | 380,000            |                         | 20,000         |                       |                 | 2,867,000            | 2,737,000           | 130,000              |
| <b>Parks</b>                       |                     |                   |                     |                   |                    |                         |                |                       |                 |                      |                     |                      |
| Parks Operation                    | 684,400             |                   |                     |                   |                    |                         |                |                       |                 | 684,400              | 684,400             | -                    |
| Swimming Pool                      | 237,450             |                   |                     |                   |                    |                         |                |                       |                 | 237,450              | 237,450             | -                    |
| Total Parks                        | 921,850             | -                 | -                   | -                 | -                  | -                       | -              | -                     | -               | 921,850              | 921,850             | -                    |
| <b>Tourism</b>                     |                     |                   | 1,568,811           |                   |                    |                         |                |                       | 55,296          | 1,624,107            | 1,624,107           | -                    |
| <b>Codes and Planning</b>          |                     |                   |                     |                   |                    |                         |                |                       |                 |                      |                     |                      |
| Codes & Planning                   | 593,500             |                   |                     |                   |                    |                         |                |                       |                 | 593,500              | 593,500             | -                    |
| GIS                                | 190,550             |                   |                     |                   |                    |                         |                |                       |                 | 190,550              | 190,550             | -                    |
| Total Public Works                 | 784,050             | -                 | 1,568,811           | -                 | -                  | -                       | -              | -                     | 55,296          | 2,408,157            | 2,408,157           | -                    |
| <b>TOTAL EXPENDITURES</b>          | <b>14,662,776</b>   | <b>287,000</b>    | <b>1,568,811</b>    | <b>995,000</b>    | <b>422,000</b>     | <b>10,000</b>           | <b>20,000</b>  | <b>6,000</b>          | <b>55,296</b>   | <b>18,026,883</b>    | <b>17,896,883</b>   | <b>130,000</b>       |
| <b>REVENUE OVER/(UNDER) EXP</b>    | <b>(1,986,376)</b>  | <b>(8,300)</b>    | <b>(828,611)</b>    | <b>(655,380)</b>  | <b>1,653,039</b>   | <b>5,030</b>            | <b>-</b>       | <b>1,020</b>          | <b>6,579</b>    | <b>(1,812,999)</b>   | <b>(1,682,999)</b>  | <b>(130,000)</b>     |
| <b>ENDING FUND BALANCE</b>         | <b>\$12,398,009</b> | <b>\$ 299,693</b> | <b>\$ 1,132,790</b> | <b>\$ 484,505</b> | <b>\$1,653,039</b> | <b>\$62,506</b>         | <b>\$ -</b>    | <b>\$34,633</b>       | <b>\$74,727</b> | <b>\$ 16,139,902</b> | <b>\$16,269,902</b> | <b>\$ (130,000)</b>  |

**PROPRIETARY FUND**

**(No amendments to proprietary fund budget)**

**SECTION II**

Each of the amendments made in Section I are hereby determined to be for a public purpose and in the interest and for the benefit of the City of Berea and its citizens.

**SECTION III**

Other than specified in Section I above, the provisions of Ordinance No. 05-2022 as amended, remains in full force and effect.

**SECTION IV**

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be published according to law.

FIRST READING: April 19, 2022.

SECOND READING AND ENACTMENT: May 3, 2022.

CITY OF BEREА, KENTUCKY

APPROVED:

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

ATTEST:

\_\_\_\_\_  
City Clerk

Published this 4<sup>th</sup> day of May, 2022.

Seen and approved by:

\_\_\_\_\_  
Corporation Counsel