

- BID OPENING - ADMINISTRATIVE SERVICES FOR THE ADMINISTRATION OF AMERICAN RESCUE PLAN
- ACT OF 2021 FUNDS - Mayor Fraley
- BID RECOMMENDATION FOR ALTITUDE VALVE REPLACEMENT - Kevin Howard
- 0. BALANCING CHANGE ORDER FOR 2021 SANITARY SEWER REHABILITATION & CHERRY ROAD/CHESTNUT COURT IMPROVEMENTS - Kevin Howard
- 1. AMENDMENT TO ORIGINAL BID LINE ITEM SCHEDULE OF SANITARY REHAB. PROJECT - Kevin Howard
- 2. **RESOLUTION #17-2021** - INTENTION TO OPERATE JOINT PUBLIC SAFETY RADIO SYSTEM WITH MADISON COUNTY FISCAL AND CITY OF RICHMOND - Mayor Fraley
- 3. **RESOLUTION #18-2021** - DESIGNATION OF A PORTION OF KY HWY 21 AS THE "CAPTAIN HUGH M. "MAC" BYRD MEMORIAL HIGHWAY" - Mayor Fraley
- 4. **ORDINANCE #26-2021** - ANNEXATION OF 1628 MENELAUS ROAD - **2ND READING**
- 5. **ORDINANCE #27-2021** - ZONE CHANGE FOR 136 & 164 NEELY ST. - **2ND READING**
- 6. **ORDINANCE #28-2021** - AMENDING PERSONNEL POLICIES & PROCEDURES - **1ST READING**
- 7. CITY ADMINISTRATOR'S REPORT - Rose Beverly
- 8. MAYOR'S COMMENTS
- 9. COUNCIL COMMENTS
- 0. ADJOURNMENT

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Invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of private citizen. The views or
s 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."

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**AGENDA
BEREA CITY COUNCIL
BUSINESS MEETING
TUESDAY, DECEMBER 7, 2021
COUNCIL CHAMBERS
304 CHESTNUT STREET
6:30 PM**

**WORK SESSION
6:00 PM – 6:30 PM**

**RESOLUTION #17-2021 - INTENTION TO OPERATE JOINT PUBLIC SAFETY RADIO SYSTEM
RESOLUTION #18-2021 - HIGHWAY NAMING
ORDINANCE #28-2021 - AMENDING PERSONNEL POLICIES & PROCEDURES**

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

- CALL TO ORDER
- "Any in INVOCATION - Teresa Scenters
- beliefs PLEDGE OF ALLEGIANCE - Teresa Scenters
- APPROVAL OF AGENDA
- APPROVAL OF MINUTES - November 16, 2021
- PUBLIC COMMENTS
- RECOGNITION OF POLICE DEPARTMENT PROMOTIONS - Major Jason Hays

The Berea City Council met in a regular session, Tuesday, November 16, 2021.
Mayor Bruce Fraley presiding.
A quorum being present, the meeting was called to order at 6:35 p.m.

WORK SESSION

5:45 PM – 6:00 PM ORDINANCE #26-2021 ANNEXATION OF 1628 MENELAUS ROAD
AMANDA HANEY
6:00 PM – 6:30 PM ROOM IN THE INN 2022 NEEDS UPDATE
JEANNIE HOGG / DENNIS JACOBS

COUNCIL PRESENT: Teresa Scenters, Katie Startzman, John Payne, Jerry Little, Steve Caudill,
Cora Wilson, Ronnie Terrill

COUNCIL ABSENT: Jim Davis

OFFICIALS PRESENT: Jerry Gilbert, Rose Beverly, Robin Adams, Daniel Brindley,
Kevin Howard, Donna Angel, Amanda Haney, Priscilla Bloom, Eric Scott,
Zinnia Hensley

INVOCATION: John Payne

PLEDGE OF ALLEGIANCE: John Payne

APPROVAL OF AGENDA

Caudill motioned; Wilson seconded motion to approve agenda as amended.
Vote: All ayes

APPROVAL OF MINUTES - November 2, 2021

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

PUBLIC COMMENTS

None

ORDINANCE #26-2021 - AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, ANNEXING CERTAIN REAL PROPERTY LOCATED NEAR BEREA, MADISON COUNTY, KENTUCKY. - 1ST READING

Corporate Counsel, Gilbert, read Ordinance #26-2021 in entirety.

ORDINANCE #27-2021 - AN ORDINANCE OF THE CITYH OF BEREA, KENTUCKY, CHANGING THE ZONING CLASSIFICATION OF PROPERTYH DESCRIBED AS 136 NEELY STREET AND 164 NEELY STREET AND OWNED BY RUTH BAKER HEREIN FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO MP/C (MOBILE/MANUFACTURED HOME/COMMUNITY DEVELOPMENT). - 1ST READING

Corporate Counsel, Gilbert read Ordinance #27-2021 in entirety.

CITY ADMINISTRATOR'S REPORT

- Donna Angel, Economic Development, and staff had planned a job fair for Thursday, November 18th, at the Folk Center.
- Requested Council approval on two budget line-item changes due to overages.

010-1011-56430 Information Technology / Other Equipment
Increase from \$10,761.92 to \$13,357.42
Purchase of two servers

Caudill motioned; Scenters seconded motion to approve overage.
Voice Vote: All ayes

200-9300-55090 Sewer Division / Contingency
Increase from \$10,000 to \$30,000
Fine incurred at the Waste-Water Treatment Plant

Payne motioned; Caudill seconded motion to approve overage.
Voice Vote: All ayes

- Donna Angel, Tourism, and the Public Works Department had been working on the City's Christmas lights and/or decorations. Excited to see Berea decorated for the holidays.

MAYOR'S REPORT / COMMENTS

- Appointed Mark Workman to the Human Rights Commission for a three-year term, effective November 17, 2021.
- Thanked Peter Hille for his service, on the Human Rights Commission, to the City, and citizens of Berea.

COUNCIL COMMENTS

Caudill Thanked those representing Room in the Inn during the Work Session. The presentation gave a better understanding and idea of their needs. Encouraged everyone to take part in the Room in the Inn's Home for the Holidays giving opportunity.

Startzman Had participated on the Artist Search Committee which had recently been re-created to a Committee for a Creative Economy. A survey had been conducted with approximately seventy responses of artists and craftsmen in the community. They are now working on ways to support and address challenges for working artists. Shared an event happening this week, i.e., Creative Promotion, November 18th, at the Berea College Forestry Outreach Center.

Terrill Thanked Mayor Fraley, Jerry Little, and Jim Gray, Secretary, Kentucky Transportation Cabinet, that the blacktopping was being done on Chestnut Street. Wished everyone a happy and safe Thanksgiving.

Little No comment.

Wilson Echoed Terrill's comments. Streets are nice driving through town. Happy Thanksgiving.

Payne Wishes for a happy and healthy Thanksgiving. Canceled Parks meeting scheduled for November.

Scenters Loved looking at the holiday decorations through town. Condolences to Conley Saylor's family, a long time Berean. Noted Paul Rominger's book signing, The Battle of Richmond, Kentucky, 1862 Weather and Civil War Digest, on November 19th at the Kentucky Artisan Center. Have a very happy Thanksgiving, count your blessings.

ADJOURNMENT

Wilson motioned; Caudill seconded motion to adjourn at 7:08 p.m.

All ayes

Mayor Bruce Fraley

City Clerk

RESOLUTION NO. 17 - 2021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEREA, KENTUCKY, EXPRESSING INTENTION TO OPERATE A JOINT PUBLIC SAFETY RADIO SYSTEM WITH THE MADISON COUNTY FISCAL COURT AND THE CITY OF RICHMOND.

WHEREAS, Madison County, the City of Richmond, and the City of Berea have greatly benefited from the Chemical Stockpile Preparedness Program (CSEPP) in Madison County, Kentucky for the last thirty (30) years; and

WHEREAS, the CSEPP is nearing the completion of the mission which will end all funding from CSEPP for all systems currently funded with the CSEPP funds; and

WHEREAS, Madison County EMA/CSEPP maintains and operates a Harris P25 Digital Trunked Simulcast Public Safety Radio System (Radio System) for all public safety agencies in Madison County, Kentucky with the funding provided by the CSEPP; and

WHEREAS, the current Radio System has reached its life cycle refresh as defined by CSEPP regulations and funding has been provided by the CSEPP to upgrade and enhance all components of the Radio System; and

WHEREAS, it is in the best interest of all public safety agencies in Madison County, Kentucky to operate a joint Radio System for public safety communications that enhances interoperability among all jurisdictions, and provides for consolidated 911 services and cost efficiency for all parties involved; and

WHEREAS, Madison County EMA/CSEPP will use allocated CSEPP Funds to upgrade and enhance the current Radio System to extend the life cycle of current Radio System; and

WHEREAS, Madison County EMA/CSEPP will continue to operate, maintain and pay all cost associated with the Radio System until the end of the CSEPP funding; and

WHEREAS, the Berea City Council agrees with the concept of the public necessity of continuing to operate a joint Radio System now and after the end of the CSEPP funding;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEREA, KENTUCKY, AS FOLLOWS:

1. The City Council hereby expresses its intention to jointly, along with the Madison County Fiscal Court and the City of Richmond, maintain and replace as necessary the Radio System, to continue to share the telecommunication system incorporated in the Radio System, so as to have a county-wide unified joint telecommunication system after the conclusion of CSEPP funding.

2. This Resolution shall take effect immediately upon passage.

CITY OF BEREA, KENTUCKY

APPROVED BY:

Bruce Fraley, Mayor

Date: _____

ATTEST:

Clerk of the City Council

Date: _____

Prepared by:

Corporation Counsel

RESOLUTION NO. 18 - 2021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEREAS, KENTUCKY, REQUESTING THAT THE KENTUCKY DEPARTMENT OF HIGHWAYS, TRANSPORTATION CABINET, DESIGNATE A PORTION OF KENTUCKY MEMORIAL 21 IN THE CITY OF BEREAS AS THE "CAPTAIN HUGH M. "MAC" BYRD, JR. MEMORIAL HIGHWAY."

WHEREAS, Captain Hugh M. "Mac" Byrd, Jr., a native of Bereas, Kentucky, served our country during the Vietnam War as a member of the 1st Aviation Brigade, 220th Aviation Company; and,

WHEREAS, during such service, Captain Byrd piloted aircraft known as the "Bird Dog," a small Cessna used for reconnaissance and forward air control; and,

WHEREAS, on 9 January 1969, Captain Byrd was returning to his home base when his aircraft was lost in action; and,

WHEREAS, Captain Byrd's remains were never located and he is among the Vietnam War's Missing in Action, Presumed Dead; and,

WHEREAS, Captain Byrd was survived by a wife Elaine Seales Byrd and a daughter Scott; and,

WHEREAS, Captain Byrd's death in service to our country is no more important than other Bereans who died in service to their country in foreign wars; however, the others who died were repatriated and received a proper burial, which was denied to Captain Byrd; and,

WHEREAS, it is proper and fitting that Captain Byrd's sacrifice be honored by the designation of a portion of KY HWY 21 as the "Hugh M. "Mac" Byrd, Jr. Memorial Highway";

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The City Council of the City of Bereas respectfully requests that the Kentucky Department of Highways, Transportation Cabinet, designate a portion of KY HWY 21, beginning at the bridge over Brushy Fork Creek, MP 10.082, to the Bereas City Limits, MP 12.791, as the "Captain Hugh M. "Mac" Byrd, Jr. Memorial Highway," pursuant to the provisions of 603 KAR 5:240.

Section 2. The City of Bereas agrees to reimburse the Transportation Cabinet for the cost of preparing and erecting appropriate signs.

Section 3. This Resolution was adopted after an advertised public hearing held on December 7, 2021, where public comment was solicited and received on the proposed highway designation.

CITY OF BEREA, KENTUCKY

APPROVED BY:

_____ Date: _____
Bruce Fraley, Mayor

ATTEST:

_____ Date: _____
Clerk of the City Council

Prepared by:

Corporation Counsel

ORDINANCE NO. 26 - 2021

AN ORDINANCE OF THE CITY OF BEREА, KENTUCKY, ANNEXING CERTAIN REAL PROPERTY LOCATED NEAR BEREА, MADISON COUNTY, KENTUCKY.

WHEREAS, Bereа Industrial Development Authority (hereafter "BIDA"), is the owner of a certain tract of land located at 1628 Menelaus Road, Bereа, Madison County, Kentucky, which currently lies outside of the city limits of the City of Bereа; and

WHEREAS, BIDA has requested the property located at 1628 Menelaus Road, containing 1.26 acres, more or less, be annexed into the City of Bereа; and

WHEREAS, the City of Bereа has determined that the annexation would be beneficial to the City; and

WHEREAS, the City will be in the position to extend certain municipal services to said property; and

WHEREAS, the owner of the land agrees to the annexation;

NOW, THEREFORE, the City Council of the City of Bereа, Kentucky does ordain as follows:

SECTION I

That the City of Bereа, Kentucky, pursuant to KRS 81A.412 and KRS 81A.420, hereby annexes and makes a part of the corporate area certain real property, as more particularly described in the attached Exhibit A, consisting of a plat and a metes and bounds property description.

SECTION II

Pursuant to KRS 100.209(1), after the enactment of this Ordinance, the Planning Commission shall hold a public hearing for the purpose of recommending the zoning classification to be assigned to the property to be annexed.

SECTION III

Upon the enactment of this ordinance, the territory described in Section I is part of the City of Berea for all purposes.

SECTION IV

The City Clerk or any other officer having custody of official maps or records of the City is hereby directed to amend such maps or records to reflect the annexation and zoning classification provided for and assigned herein.

SECTION V

All ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.

FIRST READING: November 16, 2021.

SECOND READING & ENACTMENT: December 7, 2021.

CITY OF BEREA, KENTUCKY

APPROVED:

Bruce Fraley, Mayor

ATTEST:

Clerk of the City Council

PREPARED BY:

Corporate Counsel

ORDINANCE # 27 - 2021

AN ORDINANCE OF THE CITY OF BEREА, KENTUCKY, CHANGING THE ZONING CLASSIFICATION OF PROPERTY DESCRIBED AS 136 NEELY STREET AND 164 NEELY STREET AND OWNED BY RUTH BAKER HEREIN FROM R-1 (SINGLE-FAMILY RESIDENTIAL) TO MP/C (MOBILE/MANUFACTURED HOME/COMMUNITY DEVELOPMENT)

WHEREAS, Ruth Baker made application for zone change for property located at 100 Neely Street, 136 Neely Street and 164 Neely Street to change the current zoning classification of R-1 (Single Family Residential) to MP/C (Mobile/Manufactured Home Park/Community District); and

WHEREAS, the application was before the Planning Commission on August 24, 2021, for consideration; and

WHEREAS, the Planning Commission reviewed evidence and heard testimony and arguments by the applicant and adjoining land owners and determined the current classification of R-1 (Single Family Residential) continues to be the appropriate classification for the property and the requested classification of MP/C (Mobile/Manufactured Home Park/Community District) is inappropriate; and

WHEREAS, the land owner thereafter filed an appeal of the Planning Commission's recommendation to the City Council, and prior to the Council hearing the appeal, amended her zone change application by removing 100 Neely Street from the zone change application; and

WHEREAS, on November 3, 2021, the City Council considered the appeal of the zone change denial as it pertains to 136 Neely Street and 164 Neely Street and by majority vote determined that the current zoning classification of R-1 (Single Family Residential) is an inappropriate classification for 136 Neely Street and 164 Neely Street and that the zoning classification of MP/C (Mobile/Manufactured Home Park/Community District) is the more appropriate classification for the subject property;

NOW, THEREFORE, be it ordained by the City Council of the City of Berea, Kentucky, as follows:

Pursuant to the authority granted in KRS 100, and in Section 401.2 of the Land Management and Development Ordinance, and further pursuant to a hearing held on

November 3, 2021 by the Berea City Council following an appeal by the landowner of the Berea Planning Commission's findings of August 24, 2021, and the landowner's amended zoning application, the City Council found after reviewing the application, hearing arguments, findings of the Planning Commission, and having the opportunity to review the testimony and exhibits of the Planning Commission hearing, that the current zoning classification of R-1 (Single-Family Residential) was inappropriate and that the proposal for zoning map amendment from R-1 (Single-Family Residential) to MP/C (Mobile/Manufactured Home Park/Community District) was appropriate, and thereafter on November 2, 2021, by the City Council following the appeal, and further, pursuant to KRS 100.211, the area as hereinafter described on Exhibit "A" hereto and being known and designated as 136 Neely Street and 164 Neely Street, be and the same are reclassified to MP/C (Mobile/Manufactured Home Park/Community District) from R-1 (Single-Family Residential).

FIRST READING: November 16, 2021.

SECOND READING & ENACTMENT: December 7, 2021.

CITY OF BEREA, KENTUCKY

Bruce Fraley, Mayor

Attest:

City Clerk

Published according to law on the 8th day of December, 2021.

Prepared by:

Corporation Counsel

ORDINANCE 28 - 2021

AN ORDINANCE OF THE CITY OF BEREA, KENTUCKY, AMENDING THE PERSONNEL POLICIES AND PROCEDURES, BY AMENDING THE PROVISIONS FOR SEASONAL AND PART-TIME PAY.

WHEREAS, the City Council recognizes the need for the City's pay scale to remain current in order to maintain an effective and efficient workforce;

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

1. That the Personnel Policies of the City of Berea are hereby amended by the attached Part-time and Seasonal Pay Scale, and the revised Part-time and Seasonal Pay Scale replaces the existing Part-time and Seasonal Pay Scale in its entirety.

SECTION I

The pay rates herein shall be effective as of December 1, 2021.

SECTION II

That all ordinances or parts of ordinances in conflict herewith are repealed. This ordinance shall be published according to law.

FIRST READING: December 7, 2021.

SECOND READING AND ENACTMENT: _____, 2021.

APPROVED BY:

Bruce Fraley, Mayor

ATTEST:

Clerk of the City Council

Published this _____ day of _____, 2021.

PREPARED BY:

Corporate Counsel
City of Berea, Kentucky

Part-Time & Seasonal Pay

Proposed for 11/2021

Current Hourly Pay**TOURISM**

Tourism PT Reception	12.00-16.00	Increases based on budget and evaluation
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PARKS

Pool Manager	\$ 15.00	\$0.25 per hour increase each season returning
Asst Pool Manager	\$ 14.00	\$0.25 per hour increase each season returning
Head Guard	\$ 13.50	\$0.25 per hour increase each season returning
Lifeguard	\$ 13.00	\$0.25 per hour increase each season returning
Concession Manager	\$ 14.00	\$0.25 per hour increase each season returning
Asst Concession Manager	\$ 13.00	\$0.25 per hour increase each season returning
Concession Worker	\$ 12.00	\$0.25 per hour increase each season returning
Seasonal Maintenance	\$ 15.00	\$0.25 per hour increase each season returning

POLICE

Uniform Allowance	\$ 0.67	Begins at first year anniversary
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FIRE

Uniform Allowance	\$ 0.38	Begins at first year anniversary
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Public Works

Seasonal Maintenance	\$ 15.00	\$0.25 per hour increase each season returning
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Public Utilities

Seasonal Maintenance	\$ 15.00	\$0.25 per hour increase each season returning
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