

**MINUTES of REGULAR MEETING
of the BOARD of COMMISSIONERS
of the CITY of BOWLING GREEN, KENTUCKY
held March 2, 2004**

The Board of Commissioners of the City of Bowling Green, Kentucky met in regular session in the Commission Chamber of City Hall, Bowling Green, Kentucky at 7:00 p.m. on March 2, 2004. Mayor Sandy Jones called the meeting to order. An invocation was given by Police Chaplain Don Dorris, and all present recited the Pledge of Allegiance. City Clerk Katie Schaller called the roll, and the following members were present: Commissioner Jim Bullington, Commissioner Joe W. Denning, Commissioner Dan Hall, Commissioner Alan Palmer and Mayor Sandy Jones. Absent: none. There was a full quorum of the Board of Commissioners.

RECOGNITION

Mayor Jones recognized members of Boy Scout Troop 710 from the Christ United Methodist Church who are working toward their Citizenship in the Community merit badge.

PUBLIC COMMENTS

Mayor Jones opened the floor for any public comments and there were none.

PRESENTATION

Bowling Green/Warren County Humane Society Board member Bill Hildreth briefly discussed the new no-kill facility recently opened and some of the programs the shelter offers for placement and care of animals. Board President Edward Krutulsky stated that the new facility is completely financed by private donation, grants and through fundraisers. He noted that any funds requested from the City and County would be used to maintain and operate the old building.

Lorri Hare, Manager of the Bowling Green/Warren County Humane Society Animal Shelter, presented the agency's accomplishments and achievements during the past year, including various programs to help control the pet population and placement of pets in good homes. Ms. Hare also presented the Humane Society's plans for the coming year and desire to address issues such as stricter licensing laws. Ms. Hare responded to questions regarding the location of shelters and spay/neuter programs offered in surrounding counties, the appropriate number of animals kept at one household, current adoption policies and the use of microchip implants in animals.

CITY MANAGER

City Manager Charles W. Coates requested the addition of a late filed item to the agenda, Ordinance No. BG2004 - 8 approving a right-of-way closing. Motion was made by Hall and seconded by Palmer to add Ordinance No. BG2004 - 8 to the agenda for consideration. Jones called for roll call vote.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
 Voting Nay: None

Motion to add Ordinance No. BG2004 - 8 to the agenda was approved by unanimous vote.

Coates also requested a closed session for the purpose of discussion on the future acquisition or sale of real property by the City as publicity would likely affect the value of the specific piece of property to be acquired for public use or sold by the City. Motion was made by Denning and seconded by Hall to convene in closed session following the regular meeting pursuant to KRS 61.810 (b). Jones called for roll call vote.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones

Voting Nay: None

Motion to convene in closed session pursuant to KRS 61.810 (b) was approved by unanimous vote.

APPROVAL OF MINUTES

Minutes of Regular Meeting February 17, 2004

Minutes of the above-referenced meeting were distributed to the Board of Commissioners with the Agenda for their review. Motion was made by Palmer and seconded by Hall to approve said minutes as written. Mayor Jones asked for discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones

Voting Nay: None

Motion to approve the minutes of the regular meeting of February 17, 2004 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 49

MUNICIPAL ORDER APPROVING THE REAPPOINTMENT OF PATSY T. SLOAN TO THE BOWLING GREEN-WARREN COUNTY REGIONAL AIRPORT BOARD

Summary of Municipal Order No. 2004 – 49 was read by City Clerk Katie Schaller. Mayor Jones recommended the reappointment. Motion was made by Palmer and seconded by Bullington for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones

Voting Nay: None

Municipal Order No. 2004 - 49 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 50

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2004- 32 FOR CHEMICALS AND FERTILIZER FOR THE PARKS AND RECREATION DEPARTMENT, GOLF DIVISION FROM VARIOUS VENDORS IN THE AMOUNT OF \$133,319.35

Summary of Municipal Order No. 2004 - 50 was read by the City Clerk. Golf Course Maintenance Superintendent Tony Whitmer reviewed the bids and subsequent recommendations for award. Motion was made by Denning and seconded by Bullington for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones

Voting Nay: None

Municipal Order No. 2004 - 50 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 51

MUNICIPAL ORDER APPROVING CONSTRUCTION AND
ACCEPTING MAINTENANCE OF A PORTION OF CHERRY FARM
LANE IN CHERRY FARM SUBDIVISION

Summary of Municipal Order No. 2004 - 51 was read by the City Clerk. City Engineer Jeff Lashlee described the location of right-of-way to be accepted for maintenance by the City. Motion was made by Hall and seconded by Bullington for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
 Voting Nay: None

Municipal Order No. 2004 - 51 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 52

MUNICIPAL ORDER AUTHORIZING A TAX-EXEMPT LEASE
PURCHASE IN THE AMOUNT OF \$765,000 WITH BANK ONE
LEASING CORPORATION IN ORDER TO PROVIDE FINANCING
FOR THE REIMBURSEMENT OF FUNDS USED TO PURCHASE
VEHICLES AND EQUIPMENT IN FISCAL YEAR 2004

Summary of Municipal Order No. 2004 - 52 was read by the City Clerk. Chief Financial Officer Davis Cooper reviewed the purchases which would replace existing equipment and noted the bid being recommended provided a 2.443% fixed interest rate over six years. Motion was made by Hall and seconded by Palmer for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
 Voting Nay: None

Municipal Order No. 2004 - 52 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 53

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2004-
33 FOR THERMAL IMAGING CAMERAS FROM FIRST IN RESCUE
EQUIPMENT, INC. OF FLORENCE, KENTUCKY IN THE AMOUNT
OF \$29,568.68

Summary of Municipal Order No. 2004 - 53 was read by the City Clerk. Assistant Fire Chief—Suppression Greg Johnson indicated that with the purchase of these two thermal imaging cameras, the Fire Department would have eight total cameras which provides one per fire truck. Motion was made by Bullington and seconded by Denning for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
 Voting Nay: None

Municipal Order No. 2004 - 53 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 54

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2004-37 FOR GOLF CARTS FOR THE PARKS AND RECREATION DEPARTMENT, GOLF DIVISION FROM CLUB CAR, INC. OF AUGUSTA, GEORGIA IN THE AMOUNT OF \$148,452.97

Summary of Municipal Order No. 2004 - 54 was read by the City Clerk. Golf Division Manager/Professional Bob Jeffers reviewed the on-line reverse auction bid process and the evaluation of the bids. Jeffers noted the differences between the cart models bid and the maintenance of the carts. Motion was made by Denning and seconded by Hall for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
Voting Nay: None

Municipal Order No. 2004 - 54 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 55

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2004-14 FOR SANDBLASTING AND PAINTING OF POOL FLOOR AT RUSSELL SIMS AQUATIC CENTER FOR THE PARKS AND RECREATION DEPARTMENT FROM SMITH PAINTING OF BOWLING GREEN, KENTUCKY IN THE AMOUNT OF \$56,900

Summary of Municipal Order No. 2004 – 55 was read by the City Clerk. Parks and Recreation Director Ernie Gouvas indicated this purchase was for routine maintenance of the pool. Motion was made by Bullington and seconded by Palmer for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
Voting Nay: None

Municipal Order No. 2004 - 55 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 56

MUNICIPAL ORDER AUTHORIZING REIMBURSEMENT OF WARREN COUNTY WATER DISTRICT FOR WATER LINE/FIRE FLOW IMPROVEMENTS TO BENEFIT LIND-CLIFF MEADOWS SUBDIVISION IN THE AMOUNT OF \$53,965

Summary of Municipal Order No. 2004 - 56 was read by the City Clerk. Lashlee reviewed the process undertaken over the past year to resolve the water flow issues for this neighborhood. Motion was made by Palmer and seconded by Hall for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
Voting Nay: None

Municipal Order No. 2004 - 56 was approved by unanimous vote.

ORDINANCE NO. BG2004 – 7

(First Reading)

ORDINANCE AMENDING CHAPTER 99 PLAN

ORDINANCE APPROVING AMENDMENT TO THE CHAPTER 99
COMMUNITY DEVELOPMENT PLAN (URBAN RENEWAL PLAN)
FOR THE HISTORIC BOWLING GREEN REVITALIZATION
PROJECT AREA

Title and summary of Ordinance No. BG2004 - 7 was read by the City Clerk. Assistant to the Housing and Community Development Director—Special Projects Alice Burks reviewed the proposed amendments to the Plan, which primarily related to adjustments in properties to be acquired or had previously been acquired. Motion was made by Hall and seconded by Bullington for first reading of said Ordinance. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
 Voting Nay: None

First reading of Ordinance No. BG2004 - 7 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 57

MUNICIPAL ORDER APPROVING AND AUTHORIZING THE
MAYOR TO EXECUTE A MOTORCYCLE LEASE AGREEMENT
WITH HARLEY-DAVIDSON BOWLING GREEN, INC. FOR LEASE
OF FOUR STANDARD POLICE PACKAGE HARLEY-DAVIDSON
MOTORCYCLES FOR THE SUM OF ONE DOLLAR (\$1.00)

Summary of Municipal Order No. 2004 - 57 was read by the City Clerk. Police Chief Bill Waltrip stated this was a great opportunity to partnership with a private company in the community with mutual benefit. Waltrip described the use of the motorcycles for various duties and the required training before use by police officers. Jay Culbertson, Operations Director for Harley-Davidson Bowling Green, also commented on the opportunity and its potential for the City and dealership. Motion was made by Denning and seconded by Hall for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
 Voting Nay: None

Municipal Order No. 2004 - 57 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 58

MUNICIPAL ORDER APPROVING THE PROBATIONARY
APPOINTMENT OF JOHN R. LEATHERS TO THE POSITION OF
IRRIGATION/SPRAY TECHNICIAN IN THE PARKS AND
RECREATION DEPARTMENT, GOLF DIVISION

Summary of Municipal Order No. 2004 - 58 was read by the City Clerk. Human Resources Director Michele Tolbert reviewed the position and qualifications of recommended applicant. Motion was made by Palmer and seconded by Hall for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
 Voting Nay: None

Municipal Order No. 2004 - 58 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2004 – 59

MUNICIPAL ORDER AUTHORIZING A CONTRIBUTION FROM THE CITY IN THE AMOUNT OF \$108,000 TO THE BOWLING GREEN POLICE AND FIREFIGHTERS RETIREMENT FUND FOR FISCAL YEAR 2004

Summary of Municipal Order No. 2004 - 59 was read by the City Clerk. Cooper indicated that in order for the closed fund to provide an annual cost of living of three (3%) percent according to the most recent actuarial study, the City must make a contribution to support the fund. Motion was made by Denning and seconded by Hall for consideration of said Municipal Order. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
 Voting Nay: None

Municipal Order No. 2004 - 59 was approved by unanimous vote.

ORDINANCE NO. BG2004 – 8

(First Reading)

ORDINANCE CLOSING A PUBLIC RIGHT-OF-WAY

ORDINANCE APPROVING THE CLOSING OF HAYS-MARTIN ROAD

Title and summary of Ordinance No. BG2004 - 8 was read by the City Clerk. Planning Commission Senior Planner Steve Hunter reviewed the recommended road closing and future use of the property. Motion was made by Bullington and seconded by Hall for first reading of said Ordinance. Mayor Jones asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bullington, Denning, Hall, Palmer and Jones
 Voting Nay: None

First reading of Ordinance No. BG2004 - 8 was approved by unanimous vote.

ANNOUNCEMENTS

Mayor Jones wished the Western Kentucky University Hilltoppers (men's and women's) basketball teams good luck in the upcoming Sunbelt Conference Tournament to be held at E.A. Diddle Area. She also announced that March 16, 2004 was the next scheduled meeting of the Board.

CLOSED SESSION

Following a brief recess to clear the chamber, the Board of Commissioners met in closed session pursuant to KRS 61.810 (b) as previously approved.

ADJOURNMENT

Once all discussion concluded in closed session and there being no further business to come before the Board of Commissioners, at approximately 9:20 p.m., Mayor Jones declared this meeting adjourned.

(Minutes-Board of Commissioners-March 2, 2004)

ADOPTED: _____

APPROVED: _____
Mayor, Chairman of Board of Commissioners

ATTEST: _____
City Clerk

Minutes prepared by City Clerk Katie Schaller