

**MINUTES of REGULAR MEETING
of the BOARD of COMMISSIONERS
of the CITY of BOWLING GREEN, KENTUCKY
held NOVEMBER 1, 2011**

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 November 1, 2011. Mayor Joe W. Denning called the meeting to order. An invocation was given by Bob Smith of Living Hope Baptist Church, and all present recited the Pledge of Allegiance. Assistant City Manager/City Clerk Katie Schaller called the roll, and the following members were present: Commissioner Melinda M. Hill, Commissioner Brian "Slim" Nash, Commissioner Bill Waltrip, Commissioner Bruce Wilkerson and Mayor Joe W. Denning. Absent: none. There was a full quorum of the Board of Commissioners.

AWARDS & RECOGNITIONS

Mayor Denning announced the recent retirements of Firefighter/EMT II Albert Bailey with over 19 years of service and Code Enforcement Coordinator Alex Colovos with over 16 years of service.

Mayor Denning also welcomed some emerging young leaders attending the meeting with members of the Omicron Sigma Omega Chapter of Alpha Kappa Alpha Sorority.

CITY MANAGER

City Manager Kevin D. DeFebbo reminded everyone about the ribbon cutting for the completion of the Old Morgantown Road improvements which was scheduled for 9:00 a.m. on Thursday, November 3rd in front of Dishman McGinnis Elementary School.

APPROVAL OF MINUTES

Minutes of Regular Meeting October 18, 2011

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

ROLL CALL: Voting Yea: Hill, Nash, Waltrip, Wilkerson and Denning
 Voting Nay: None

Motion to approve the minutes of the regular meeting of October 18, 2011 was approved by unanimous vote.

PUBLIC COMMENTS

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

REGULAR AGENDA

MUNICIPAL ORDER NO. 2011 - 202

MUNICIPAL ORDER APPROVING THE PROMOTIONS OF NORMAN R. SIMPSON TO THE POSITION OF ASSISTANT FIRE CHIEF - TRAINING, DONALD W. FRYE AND JERRY M. STAHL TO THE POSITION OF ASSISTANT FIRE CHIEF - SUPPRESSION AND ISAAC G. ANTHONY, BENJAMIN T. STOREY AND CHARLES A. TUCKER TO THE POSITION OF COMPANY COMMANDER/EMT IN THE FIRE DEPARTMENT

Summary of Municipal Order No. 2011 - 202 was read by the Assistant City Manager/City Clerk. Motion was made by Waltrip and seconded by Nash for consideration of said Municipal Order. DeFebbo noted that some recent retirements and promotions created vacancies to be filled through more promotions. Fire Chief Greg Johnson reviewed each position and recommended the individuals for promotion. Mayor Denning congratulated all of them and commented about the quality of the Fire Department and the service they provide to the community. He also recognized retired Assistant Fire Chief - Prevention Richard Storey who was in attendance to support his son. With no additional discussion, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Nash, Waltrip, Wilkerson and Denning
 Voting Nay: None

Municipal Order No. 2011 - 202 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2011 - 203

MUNICIPAL ORDER APPROVING AMENDMENTS TO THE ADMINISTRATIVE PERSONNEL POLICY AND PROCEDURES MANUAL FOR CLASSIFIED EMPLOYEES

Summary of Municipal Order No. 2011 - 203 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Wilkerson for consideration of said Municipal Order. DeFebbo recounted that the amendments to the manual were discussed at the October 18th work session. He specified that comments from the Board of Commissioners during that discussion were incorporated into the final document recommended for approval.

Comm. Nash commented that he had been contacted by employees about the proposed language in Section 6-8.2 and some confusion about the ability to file a grievance with the City. He confirmed that there was never any intent to imply that anyone had to file a lawsuit, so the language was further revised to clarify when grievances should be resolved using the state statute. Once the discussion ended, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Nash, Waltrip, Wilkerson and Denning
 Voting Nay: None

Municipal Order No. 2011 - 203 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2011 - 204

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2012-05 FOR FITNESS EQUIPMENT FOR THE PARKS AND

RECREATION DEPARTMENT FROM VARIOUS VENDORS IN
THE TOTAL AMOUNT OF \$175,126

Summary of Municipal Order No. 2011 - 204 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Wilkerson for consideration of said Municipal Order. DeFebbo reviewed and recommended the bid awards to replace some fitness equipment. Fitness/Wellness Supervisor Frank LaManna explained that the selectorized equipment to be replaced was eleven years old and the cardiovascular equipment was six years old and each were limited in their range of motion. With the ability to replace the equipment, he indicated that there would be a better variety of options available for use by participants at the fitness facility. Mayor Denning asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Nash, Waltrip, Wilkerson and Denning
 Voting Nay: None

Municipal Order No. 2011 - 204 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2011 - 205

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING
NEGOTIATIONS AFTER SEALED BIDDING FOR BID #2011-32
FOR COVINGTON STREET DRAINAGE IMPROVEMENTS FROM
HOLLAND, INC. OF BOWLING GREEN, KENTUCKY IN THE
AMOUNT OF \$503,738.94

Summary of Municipal Order No. 2011 - 205 was read by the Assistant City Manager/City Clerk. Motion was made by Wilkerson and seconded by Hill for consideration of said Municipal Order. With moving toward the goal of improving drainage issues in the Covington/Batsel sink area, Mr. DeFebbo reviewed and recommended the bid award. In response to questions from Comm. Waltrip, Public Works Director Jeff Lashlee indicated that the project should be underway in the next couple of weeks and completed in 120 days depending on the weather. Mayor Denning asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Nash, Waltrip, Wilkerson and Denning
 Voting Nay: None

Municipal Order No. 2011 - 205 was approved by unanimous vote.

ORDINANCE NO. BG2011 - 43

(First Reading)

ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING A TRACT OF LAND CONTAINING 0.23
ACRE FROM RM-3 (MULTI-FAMILY RESIDENTIAL) TO OP-R
(OFFICE AND PROFESSIONAL - RESIDENTIAL) LOCATED AT
1225 CHESTNUT STREET, PRESENTLY OWNED BY SENAD AND
SLADJANA VELETANLIC

Title and summary of Ordinance No. BG2011 - 43 was read by the Assistant City Manager/City Clerk. Motion was made by Wilkerson and seconded by Hill for first reading of said Ordinance. Mayor Denning asked for discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Nash, Waltrip, Wilkerson and Denning
 Voting Nay: None
First reading of Ordinance No. BG2011 - 43 was approved by unanimous vote.

ORDINANCE NO. BG2011 - 44
(First Reading)
ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING A TRACT OF LAND CONTAINING 14.2 ACRES FROM RM-3 (MULTI-FAMILY RESIDENTIAL) TO PUD (PLANNED UNIT DEVELOPMENT) LOCATED AT 350 GLEN LILY ROAD, PRESENTLY OWNED BY HABITAT FOR HUMANITY

Title and summary of Ordinance No. BG2011 - 44 was read by the Assistant City Manager/City Clerk. Motion was made by Wilkerson and seconded by Waltrip for first reading of said Ordinance. At the request of Comm. Wilkerson, Habitat for Humanity Director Rodney Goodman provided an overview of the development project which would be directed toward mixed income families and include environmentally friendly components, as well as using more sustainable materials in construction. Mayor Denning asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Nash, Waltrip, Wilkerson and Denning
 Voting Nay: None
First reading of Ordinance No. BG2011 - 44 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2011 - 206

MUNICIPAL ORDER ACCEPTING AND AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT ON BEHALF OF THE CITY OF BOWLING GREEN WITH THE KENTUCKY JUSTICE AND PUBLIC SAFETY CABINET FOR FEDERAL VICTIMS OF CRIME ACT (VOCA) 2011 FUNDS IN THE AMOUNT OF \$35,978

Summary of Municipal Order No. 2011 - 206 was read by the Assistant City Manager/City Clerk. Motion was made by Wilkerson and seconded by Nash for consideration of said Municipal Order. DeFebbo recommended the acceptance of grant funds to support the Victim Advocate position and its functions. He also thanked Office Associate Jennifer Nash for her efforts to procure grants for the Police Department. Mayor Denning asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Nash, Waltrip, Wilkerson and Denning
 Voting Nay: None
Municipal Order No. 2011 - 206 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2011 - 207

MUNICIPAL ORDER ESTABLISHING A MORATORIUM ON THE APPROVAL AND INSTALLATION OF BILLBOARD ADVERTISING SIGN PERMITS AND THE CREATION OF NEW BILLBOARD LOTS

Summary of Municipal Order No. 2011 - 207 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Hill for consideration of said Municipal Order. DeFebbo stated that this issue was discussed in detail at the earlier work session. He reiterated that the City-County Planning Commission and its appointed billboard committee members recommended and requested that a one year moratorium be implemented to allow more time to develop revisions to the Zoning Ordinance. Mayor Denning asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Nash, Waltrip, Wilkerson and Denning
 Voting Nay: None

Municipal Order No. 2011 - 207 was approved by unanimous vote.

ADJOURNMENT

There being no further business to come before the Board of Commissioners, at approximately 7:25 p.m., Mayor Denning declared this meeting adjourned.

WORK SESSION

Prior to the regular meeting and with no action taken, the Board of Commissioners, excluding Commissioner Nash, convened at 4:00 p.m. in the Commission Chamber of City Hall for a regular work session to discuss the following subjects: 1) establishing a moratorium on the approval and installation of billboard advertising sign permits and the creation of new billboard lots as recommended and requested by the City-County Planning Commission; 2) the Fiscal Year 2012 Sidewalk Program priority listing; and 3) Fiscal Years 2011/2012 through 2014/2015 multi-year Capital Improvement Program.

ADOPTED: _____

APPROVED: _____
Mayor, Chairman of Board of Commissioners

ATTEST: _____
City Clerk

Minutes prepared by Assistant City Manager/City Clerk Katie Schaller