

**MINUTES of REGULAR MEETING  
of the BOARD of COMMISSIONERS  
of the CITY of BOWLING GREEN, KENTUCKY  
held AUGUST 16, 2016**

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 4:30 p.m. on August 16, 2016. Mayor Bruce Wilkerson called the meeting to order. An invocation was given by Pastor Dave Deerman from CenterPointe Church, and all present recited the Pledge of Allegiance. Assistant City Manager/City Clerk Katie Schaller-Ward called the roll, and the following members were present: Commissioner Melinda M. Hill, Commissioner Sue Parrigin, Commissioner Rick Williams, Commissioner Joe W. Denning and Mayor Bruce Wilkerson. Absent: none. There was a full quorum of the Board of Commissioners.

**AWARDS & RECOGNITIONS**

Mayor Wilkerson congratulated Bowling Green East Little League for its advancement to the Little League World Series.

**CITY MANAGER**

City Manager Kevin D. DeFebbo requested a closed session for the purpose of discussion of pending litigation against the City. Motion was made by Hill and seconded by Parrigin to convene in closed session following the regular meeting pursuant to KRS 61.810 (1) (c). Mayor Wilkerson called for roll call vote.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Motion to convene in closed session pursuant to KRS 61.810 (1) (c) was approved by unanimous vote.

**CROSSWINDS LAKES REHABILITATION DISCUSSION**

Parks and Recreation Director Brent Belcher explained that at the Board's direction following a discussion at the June 21<sup>st</sup> meeting, a survey was issued and public gathering held to collect feedback from golf course neighbors and golfers to determine the future of CrossWinds Lakes #2 and #9. He reported the results of the survey and public gathering were to repair and keep the lakes intact. In order to accomplish this task, Mr. Belcher recommended the lake liners be replaced and other improvements made. He approximated the project completion would take 120 days, weather depending, with the construction work being done during the upcoming fall/winter season and early spring. He surmised the golf course could remain open through most of the construction with the possibility of reducing play to 9 holes on a temporary basis if needed. He also confirmed notification of the project construction schedule would be provided to neighbors and golfers to keep them informed. Commissioner Williams indicated everyone he had spoken to about the lakes also wanted to keep them.

At the request of the City Manager, Environmental Compliance Manager Matt Powell shared information about the challenges with living in a karst environment and the affects that has on these lakes. He explained the issues to be addressed and changes to be made with the type of liner being

installed and other improvements made in order to keep the lakes and avoid similar issues in the future. With no opposition voiced, Mr. DeFebbo confirmed design work on the project would start immediately.

### APPROVAL OF MINUTES

#### Minutes of Regular Meeting August 2, 2016

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

ROLL CALL: Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson

Voting Nay: None

Motion to approve the minutes of the regular meeting of August 2, 2016 was approved by unanimous vote.

### PUBLIC COMMENTS

D. Andrew Porter, founder of West Kentucky Pride Association, spoke in favor of a fairness ordinance. He encouraged the Board of Commissioners to step up and support equality in Kentucky's third largest city. He indicated that smaller cities often look to Bowling Green for guidance and leadership on such matters. Mr. Porter stated it was time for a call to action and the Board needed to engage in the discussion.

### REGULAR AGENDA

#### ORDINANCE NO. BG2016 - 25

(Second Reading)

#### ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING A TRACT OF LAND CONTAINING 6.17 ACRES FROM RS-1A (SINGLE FAMILY RESIDENTIAL) AND HB (HIGHWAY BUSINESS) TO HB (HIGHWAY BUSINESS) LOCATED AT 1818 CAMPBELL LANE, PRESENTLY OWNED BY PARK STREET CHURCH OF CHRIST, INC.

Title and summary of Ordinance No. BG2016 - 25 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Denning for second reading of said Ordinance. Mayor Wilkerson asked for discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson

Voting Nay: None

Ordinance No. BG2016 - 25 was adopted by unanimous vote.

#### MUNICIPAL ORDER NO. 2016 - 150

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF ROBERT A. ALVEY TO THE POSITION OF ATHLETICS FACILITY COORDINATOR IN THE PARKS AND RECREATION DEPARTMENT

Summary of Municipal Order No. 2016 - 150 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Williams for consideration of said Municipal Order. DeFebbo stated a vacancy in this position was created following a recent promotion. He reviewed the qualifications and recommended the appointment. Mr. Alvey commented he was looking forward to bringing his experience to the position. Once the discussion ended, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 150 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2016 - 151**

**MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF JULEE J. MYERS TO THE POSITION OF EXECUTIVE ASSISTANT IN THE POLICE DEPARTMENT**

Summary of Municipal Order No. 2016 - 151 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Parrigin for consideration of said Municipal Order. DeFebbo reviewed the application and interview process undertaken to fill the position. He also reviewed the qualifications of the recommended candidate for appointment. Having known her through the hospitality industry, Commissioner Parrigin commented about Ms. Myers abilities. With no additional discussion, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 151 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2016 - 152**

**MUNICIPAL ORDER AUTHORIZING AND ACCEPTING THE PURCHASE OF SLOAN CONVENTION CENTER CARPET FROM INTERIOR DESIGNER Y FACTOR STUDIO OF EVANSVILLE, INDIANA IN THE AMOUNT NOT TO EXCEED \$38,000**

Summary of Municipal Order No. 2016 - 152 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Parrigin for consideration of said Municipal Order. DeFebbo indicated an upgrade to the Convention Center was underway which included replacement of carpet. In an effort to save money when the renovation project was initially bid, he reported the purchase of the carpet was removed from the final bid award to allow the City to purchase it later using its tax exempt status. He recommended approval of the purchase through the interior design company and explained it would be installed under the renovation project bid. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 152 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 153

MUNICIPAL ORDER APPROVING A CONTRACT THROUGH COOPERATIVE PURCHASE WITH RICOH USA, INC. OF HOUSTON, TEXAS UNDER THE KENTUCKY STATE PRICING CONTRACT FOR THE PURCHASE OF RICOH COPIERS, INCLUDING A SERVICE CONTRACT, IN THE AMOUNT OF \$118,372.63

Summary of Municipal Order No. 2016 - 153 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Denning for consideration of said Municipal Order. DeFebbo stated the City produces a lot of records and information which requires the use of copiers and printers. He recommended the replacement of 23 of the copiers/printers in the worst condition at this time and said the remaining copiers/printers would be replaced next year under a two-year replacement schedule adopted in the FY2017 budget. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 153 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 154

MUNICIPAL ORDER AUTHORIZING SOFTWARE SUBSCRIPTION SERVICES FROM TYLER TECHNOLOGIES, INC. IN THE AMOUNT OF \$111,591 FOR FISCAL YEAR 2017

Summary of Municipal Order No. 2016 - 154 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Parrigin for consideration of said Municipal Order. DeFebbo reviewed the software formerly known as New World Services and recommended approval of the annual maintenance services. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 154 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 155

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING THE TRADE-IN AND PURCHASE OF PATROL RIFLES AND ACCESSORIES FOR THE POLICE DEPARTMENT FROM BUD'S POLICE SUPPLY OF LEXINGTON, KENTUCKY FOR A TOTAL NET AMOUNT OF \$38,359.50

Summary of Municipal Order No. 2016 - 155 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Williams for consideration of said Municipal Order. DeFebbo explained the change in weaponry proposed by the Police Chief and the ability to trade-in existing equipment to reduce the total cost. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:        Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                      Voting Nay: None  
Municipal Order No. 2016 - 155 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 156

MUNICIPAL ORDER APPROVING THE CONTINUATION OF AN AGREEMENT WITH WESTERN KENTUCKY UNIVERSITY (WKU) FOR LEAF COMPOSTING SERVICES FOR FISCAL YEAR 2017 IN THE AMOUNT NOT TO EXCEED \$45,900

Summary of Municipal Order No. 2016 - 156 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Parrigin for consideration of said Municipal Order. With leaf collection as one of the City's signature services, DeFebbo recommended continuation of the collaborative efforts with WKU to take the leaves collected for composting. He noted the City receives 25% of the revenues collected by WKU from the sale of the compost material. Mayor Wilkerson commented about the benefits of the leaf pick-up program. Commissioner Denning remarked about the importance of keeping the leaves off the streets. Following the discussion, a roll call vote was taken.

ROLL CALL:        Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                      Voting Nay: None  
Municipal Order No. 2016 - 156 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 157

MUNICIPAL ORDER AUTHORIZING A CONTRACT THROUGH NONCOMPETITIVE NEGOTIATIONS WITH DK BAST FOUNDATION SERVICES, LLC OF LEITCHFIELD, KENTUCKY FOR FIRE STATION #4 MITIGATION PROJECT IN THE AMOUNT OF \$35,000

Summary of Municipal Order No. 2016 - 157 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Williams for consideration of said Municipal Order. DeFebbo indicated there are some issues to be addressed with the settling of the fire station building located on Morgantown Road. He described the stabilization process to be used to mitigate the issues and recommended approval of the contract. Public Works Director Greg Meredith further described the project and anticipated outcome. Once the discussion ended, a roll call vote was taken.

ROLL CALL:        Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                      Voting Nay: None  
Municipal Order No. 2016 - 157 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 158

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2017-05 FOR CLEARLANE ENHANCED DEICER FROM CARGILL, INC., DEICING TECHNOLOGY BUSINESS UNIT, OF NORTH OLMSTED, OHIO IN THE AMOUNT OF \$59,154

Summary of Municipal Order No. 2016 - 158 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Denning for consideration of said Municipal Order. DeFebbo recommended the purchase to restock 600 tons of deicer to prepare for the upcoming winter season. He also noted the price per ton was less expansive this year than last year. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 158 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2016 - 159**

**MUNICIPAL ORDER AUTHORIZING AND ACCEPTING NEGOTIATIONS AFTER SEALED BIDDING FOR BID #2016-55 FOR STRUCTURAL FIREFIGHTING TURNOUT GEAR FOR THE FIRE DEPARTMENT FROM 911 FLEET & FIRE EQUIPMENT OF FLORENCE, KENTUCKY IN THE AMOUNT OF \$77,700**

Summary of Municipal Order No. 2016 - 159 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Parrigin for consideration of said Municipal Order. DeFebbo recommended the bid award to purchase 30 sets of turnout gear from a new authorized product dealer. Deputy Fire Chief Jason Sowders confirmed Bluegrass Uniforms was no longer an authorized dealer for the Honeywell Morning Pride product, which was the turnout gear of choice for the Fire Department. Following the discussion, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 159 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2016 - 160**

**MUNICIPAL ORDER APPROVING A CONTRACT THROUGH COOPERATIVE PURCHASE WITH DEERE AND COMPANY OF CARY, NORTH CAROLINA THROUGH WRIGHT IMPLEMENT 1, LLC OF BOWLING GREEN, KENTUCKY UNDER THE KENTUCKY STATE PRICING CONTRACT FOR THE TRADE-IN AND PURCHASE OF FOUR ZERO TURN MOWERS FOR THE PARKS AND RECREATION DEPARTMENT IN THE NET AMOUNT OF \$32,949.36**

Summary of Municipal Order No. 2016 - 160 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Parrigin for consideration of said Municipal Order. DeFebbo reviewed and recommended the trade-in and purchase of four new mowers under State pricing contract. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 160 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 161

MUNICIPAL ORDER ACCEPTING DONATION OF A LOT  
LOCATED IN CREEKWOOD VILLAGE TO BE USED AS A PART  
OF THE CITY OF BOWLING GREEN'S GREENWAYS TRAIL  
PROGRAM

Summary of Municipal Order No. 2016 - 161 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Williams for consideration of said Municipal Order. DeFebbo recommended the acceptance of property for the Moss Middle School Greenways Project. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 161 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 162

MUNICIPAL ORDER AUTHORIZING AND DIRECTING THE  
MAYOR TO ENTER INTO GRANT AGREEMENTS FOR SELECT  
NEIGHBORHOOD ACTION PROGRAM (SNAP) GRANTS WITH  
VARIOUS NEIGHBORHOODS

Summary of Municipal Order No. 2016 - 162 was read by the Assistant City Manager/City Clerk. Motion was made by Denning and seconded by Hill for consideration of said Municipal Order. DeFebbo indicated this was the 18<sup>th</sup> year for offering incentives for neighborhood improvements. He recommended the funding of all twelve applicants at a total cost of \$35,525.63. Neighborhood Services Coordinator Karen Foley reviewed the program application and selection process, and highlighted a few of the proposed projects to be funded.

Ms. Foley and Neighborhood and Community Services Director Brent Childers responded to questions about funding the Best African Club and the inclusion of international-based community groups as a defined organization eligible to receive SNAP funds. Commissioner Hill expressed concern about the longevity of the Club. Mayor Wilkerson indicated he preferred these funds be used for brick and motor type improvements verses events. Mr. Childers explained the term community no longer represented just a geographical area, it was expanded to help international communities integrate into American life. He reiterated the program was limited to foreign-born clubs and was part of the City's outreach efforts through the International Communities Liaison Program. Ms. Foley further described the Club's proposed use of funds and its ability to qualify as a first time applicant for the maximum amount allowed. Commissioner Williams surmised the Club may or may not receive the full \$5,000 since payment will be based on actual spending. Commissioner Hill asked for verification that all Club participants be City residents. Ms. Foley agreed to make that verification.

There was additional discussion about the accountability of all SNAP recipients. Ms. Foley stated all funds were issued on a reimbursement basis and had to have the appropriate accompanying paperwork to document the expenses. She also confirmed neither churches nor schools were eligible to apply for funding, however, a neighborhood group could partner with one on a project. Once all the discussion ended, a roll call vote was taken.

ROLL CALL:       Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2016 - 162 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 163

MUNICIPAL ORDER APPROVING AND AUTHORIZING AN AGREEMENT TO EXPAND AND IMPROVE DRAINAGE FACILITY BETWEEN THE CITY OF BOWLING GREEN AND GREENVIEW HOSPITAL, INC. RELATED TO THE CANTON AVENUE DRAINAGE PROJECT

Summary of Municipal Order No. 2016 - 163 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Parrigin for consideration of said Municipal Order. DeFebbo reviewed the drainage project and required easements. He also explained as part of the agreement, the City would close an undeveloped right-of-way (referred to as Loudon Drive) and give the property to the hospital as part of the exchange. City Attorney Gene Harmon further described the property location and agreement. With no additional discussion, a roll call vote was taken.

ROLL CALL:       Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2016 - 163 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 164

MUNICIPAL ORDER DECLARING EXCESS RIGHT-OF-WAY ALONG WESTEN AVENUE SURPLUS AND AUTHORIZING THE EXCHANGE OF THE SURPLUS RIGHT-OF-WAY TO LIVING HOPE BAPTIST CHURCH (MISSIONARY), INC. FOR PROPERTY NECESSARY FOR THE SMALLHOUSE ROAD IMPROVEMENTS PROJECT

Summary of Municipal Order No. 2016 - 164 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Parrigin for consideration of said Municipal Order. As the current flagship road project, DeFebbo confirmed all property necessary for the first phase of the project had been acquired. City Attorney Gene Harmon explained the Church was the most impacted by the road-widening project and had requested the excess right-of-way along Westen Avenue, which touched the other side of its property, be transferred as a part of the compensation from the City for property acquired for the Smallhouse Road project. He confirmed this excess right-of-way was not needed by the City and could be declared as surplus. Once the discussion ended, a roll call vote was taken.

ROLL CALL:       Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2016 - 164 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2016 - 165

MUNICIPAL ORDER AUTHORIZING AND APPROVING THE SUBMITTAL OF A LOAN APPLICATION TO THE KENTUCKY



INFRASTRUCTURE AUTHORITY (KIA) TO FUND A WATER  
INFRASTRUCTURE PROJECT IN THE AMOUNT OF \$6,800,000

Summary of Municipal Order No. 2016 - 165 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Williams for consideration of said Municipal Order. DeFebbo recommended the partnership with BGMU to apply for the KIA loan for development of a new water disinfection system. He confirmed BGMU would be solely responsible for the loan repayment. BGMU Water/Wastewater Systems Manager Mike Gardner stated there would be no impact to utility rates or City taxes as a result of this loan.

Janice Miller, a Bowling Green resident, asked for accountability related to the previous water and sewer rate increases by BGMU and what projects it had completed as a result of those additional revenues collected. She recounted the rate increase was sold to the public as an immediate need to pay for the replacement of out of date pipes. Commissioner Williams confirmed the aging infrastructure was being replaced over time. Ms. Miller expressed concern the water and sewer lines were not being fixed and there should not be anything more important. Mr. Gardner identified the projects which had been completed to date as well as upgrades to the wastewater treatment plant. He reiterated this loan would specifically be used to address regulatory concerns with the disinfection system.

As the discussion continued, Mr. Gardner responded to additional questions and stated BGMU continues to hold costs down as best as possible while addressing on-going maintenance and other needs. Commissioner Parrigin suggested identifying projects already done and those forthcoming on BGMU's website so the public could be informed of where things stand. Mr. Gardner agreed that was a good idea.

Commissioner Hill thanked Ms. Miller for coming to the meeting and asking her questions. Following the discussion, a roll call vote was taken.

ROLL CALL:       Voting Yea: Hill, Parrigin, Williams and Wilkerson  
                  Voting Nay: None

Municipal Order No. 2016 - 165 was approved by unanimous vote of those present. Commissioner Denning stepped out of the room prior to the vote being taken.

MUNICIPAL ORDER NO. 2016 - 166

MUNICIPAL ORDER APPROVING AN AMENDMENT TO THE  
ECONOMIC DEVELOPMENT BOND (EDB) GRANT AGREEMENT  
FROM THE KENTUCKY CABINET FOR ECONOMIC  
DEVELOPMENT FOR QUIVER VENTURES, LLC TO  
ACKNOWLEDGE THE CHANGE OF THE COMPANY NAME TO  
CONSTELLIUM-UACJ ABS LLC AND CHANGES IN THE  
COMPANY ADDRESS AND CONTACT; AND AUTHORIZING  
EXECUTION OF THE AMENDMENT TO THE GRANT  
AGREEMENT

Summary of Municipal Order No. 2016 - 166 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Williams for consideration of said Municipal Order. DeFebbo recounted the City was acting as the pass through for the grant and explained the

need to officially update the company name and amend the grant agreement. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 166 was approved by unanimous vote of those present.

**MUNICIPAL ORDER NO. 2016 - 167**

**MUNICIPAL ORDER APPROVING THE REAPPOINTMENTS OF  
MICHAEL COLEMAN, NANCY BECKER AND GREG ALMOND  
TO THE HUMAN RIGHTS COMMISSION**

Summary of Municipal Order No. 2016 - 167 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Parrigin for consideration of said Municipal Order. Mayor Wilkerson recommended the reappointments. He asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 167 was approved by unanimous vote of those present.

**MUNICIPAL ORDER NO. 2016 - 168**

**MUNICIPAL ORDER APPROVING THE REAPPOINTMENT OF  
DR. GARY VERST TO THE BOWLING GREEN COMMUNITY  
TREE ADVISORY BOARD**

Summary of Municipal Order No. 2016 - 168 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Williams for consideration of said Municipal Order. Mayor Wilkerson recommended the reappointment. He asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

Municipal Order No. 2016 - 168 was approved by unanimous vote.

**ORDINANCE NO. BG2016 - 26**

**(First Reading)**

**ORDINANCE REZONING REAL ESTATE**

**ORDINANCE REZONING A TRACT OF LAND CONTAINING 0.19  
ACRE FROM GB (GENERAL BUSINESS) TO CB (CENTRAL  
BUSINESS) LOCATED AT 718 STATE STREET, PRESENTLY  
OWNED BY CMC PROPERTIES, LLC**

Title and summary of Ordinance No. BG2016 - 26 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Parrigin for first reading of said Ordinance. Mayor Wilkerson asked for discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                          Voting Nay: None

First reading of Ordinance No. BG2016 - 26 was approved by unanimous vote.

ORDINANCE NO. BG2016 - 27  
(First Reading)  
ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING A TRACT OF LAND CONTAINING 0.99  
ACRE FROM HB (HIGHWAY BUSINESS) TO RM-4 (MULTI-  
FAMILY RESIDENTIAL) LOCATED AT 556 EMMETT AVENUE,  
PRESENTLY OWNED BY NEW MILLENNIUM REAL ESTATE,  
LLC

Title and summary of Ordinance No. BG2016 - 27 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Williams for first reading of said Ordinance. At the request of the Mayor, City-County Planning Commission Director Ben Peterson confirmed the location of the property in question and responded to questions about its current use, proposed use, detailed development plan and other aspects of this zoning change. He also stated even if the rezoning did not go through the property could be used for a parking lot which was permissible under Highway Business.

Commissioner Williams expressed concern the traffic impact study was incomplete since it was done while WKU was not in session. Mr. Peterson reported the results of the impact study as presented at the public hearing and confirmed this issue was the most significant concern voiced by residents. He reiterated about 80-90% of the property was already zoned properly. He also confirmed the Planning Commission unanimously approved the zone change, but the detailed development plan was approved by a majority vote with one dissention and one abstention.

At the request of Commissioner Hill, City Attorney Gene Harmon explained the process involved if a majority of the Board of Commissioners was not in favor of the rezoning. He stated the Board could not simply vote it down, but would have to make its own independent findings of fact and conclusions. Once the discussion ended, a roll call vote was taken.

ROLL CALL:       Voting Yea: Hill, Parrigin, Williams, Denning and Wilkerson  
                  Voting Nay: None

First reading of Ordinance No. BG2016 - 27 was approved by unanimous vote.

CLOSED SESSION

Following a brief recess to clear the Commission Chamber, the Board of Commissioners met at approximately 6:20 p.m. in closed session pursuant to KRS 61.810 (1) (c) as previously approved. Mr. DeFebbo confirmed there would not be any action expected to follow the discussion.

ADJOURNMENT

Once all discussion concluded in closed session and there being no further business to come before the Board of Commissioners, at approximately 6:45 p.m., Mayor Wilkerson declared this meeting adjourned.

ADOPTED: September 6, 2016

APPROVED: Bruce Wilkerson  
Mayor, Chairman of Board of Commissioners

ATTEST: Katie Schaller Ward  
City Clerk

*Minutes prepared by Assistant City Manager/City Clerk Katie Schaller-Ward*