

**MINUTES of REGULAR MEETING  
of the BOARD of COMMISSIONERS  
of the CITY of BOWLING GREEN, KENTUCKY  
held JUNE 19, 2012**

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 June 19, 2012. Mayor Bruce Wilkerson called the meeting to order. An invocation was given by Mayor Wilkerson, 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 and Mayor Bruce Wilkerson. Absent: Commissioner Joe W. Denning. There was a quorum of the Board of Commissioners.

**SEEKING VOLUNTEERS**

Mayor Wilkerson indicated he was seeking volunteers who would be willing to give the invocation at a Board of Commissioners meeting. He instructed anyone who had interest in volunteering to contact the Mayor's Office or City Clerk's Office to get signed up.

**AWARDS & RECOGNITIONS**

Operation P.R.I.D.E. Executive Director Ray Lackey presented P.R.I.D.E.'s July 2012 monthly commercial award to the Eloise B. Houchens Center for Women located at 1115 Adams Street. The award was accepted by the President and Treasurer of the charitable organization.

**CITY MANAGER**

City Manager Kevin D. DeFebbo requested a closed session for the purpose of discussion on the future acquisition 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; for pending litigation against the City; and for discussion which might lead to the discipline or dismissal of an individual employee without restricting that employee's right to a public hearing if requested. Motion was made by Waltrip and seconded by Hill to convene in closed session following the regular meeting pursuant to KRS 61.810 (1) (b), (c) and (f). Mayor Wilkerson called for roll call vote.

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

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

Mr. DeFebbo also withdrew item number 24 (Municipal Order No. 2012 - 118) relating to cellular telephone services from the agenda.

**APPROVAL OF MINUTES**

Minutes of Regular Meeting June 5, 2012 and Special Meeting June 7, 2012

Minutes of the above-referenced meetings were distributed to the Board of Commissioners with the Agenda for their review. Motion was made by Nash and seconded by Hill 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, Nash, Waltrip and Wilkerson  
                          Voting Nay: None

Motion to approve the minutes of the regular meeting of June 5, 2012 and special meeting of June 7, 2012 was approved by unanimous vote.

## PUBLIC COMMENTS

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

## REGULAR AGENDA

### ORDINANCE NO. BG2012 - 16 (Second Reading) ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING A TRACT OF LAND CONTAINING 6.09 ACRES FROM AG (AGRICULTURE) AND HB (HIGHWAY BUSINESS) TO PUD (PLANNED UNIT DEVELOPMENT) LOCATED AT 1791 OLD LOUISVILLE ROAD, PRESENTLY OWNED BY FARMERS INVESTMENT COMPANY, LLC WITH WABUCK DEVELOPMENT COMPANY, LLC AS CONTRACT VENDEE

Title and summary of Ordinance No. BG2012 - 16 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Hill for second reading of said Ordinance. Attorney Chris Davenport, representing several parties opposed to the rezoning, stated that his clients had substantial and specific objections concerning due process and for substantive reasons. He purported those reasons were the lack of adequate notice given by the applicant and the development's incompatibility with existing zoning regulations. He continued that he did not think the property owners in the surrounding area had been given an adequate opportunity to be heard. Mr. Davenport once again requested that the Board deny the rezoning.

Mayor Wilkerson asked if the members of the Board had any interest in conducting its own public hearing on the matter, and there was no support for such an action given. With no other discussion, a roll call vote was taken.

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

Ordinance No. BG2012 - 16 was adopted by unanimous vote.

### ORDINANCE NO. BG2012 - 17 (Second Reading) ORDINANCE APPROVING APPOINTMENT TO CITY BOARD

ORDINANCE APPROVING THE APPOINTMENT OF STEVE SNODGRASS TO THE BOWLING GREEN MUNICIPAL UTILITIES BOARD

Title and summary of Ordinance No. BG2012 - 17 was read by the Assistant City Manager/City Clerk. Motion was made by Waltrip and seconded by Hill 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, Nash, Waltrip and Wilkerson  
Voting Nay: None

Ordinance No. BG2012 - 17 was adopted by unanimous vote.

ORDINANCE NO. BG2012 - 18  
(Second Reading)  
ORDINANCE RENAMING STREET

ORDINANCE APPROVING THE RENAMING OF A PORTION OF  
14<sup>TH</sup> AVENUE EAST TO ALUMNI AVENUE

Title and summary of Ordinance No. BG2012 - 18 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Waltrip 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, Nash, Waltrip and Wilkerson  
Voting Nay: None

Ordinance No. BG2012 - 18 was adopted by unanimous vote.

ORDINANCE NO. BG2012 - 19  
(Second Reading)  
ORDINANCE AMENDING CODE OF ORDINANCES

ORDINANCE AMENDING CHAPTER 6 (BUILDING REGULATIONS) OF THE CITY OF BOWLING GREEN CODE OF ORDINANCES TO REVISE THE COMPOSITION OF THE BUILDING CODE BOARD OF APPEAL

Title and summary of Ordinance No. BG2012 - 19 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Waltrip 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, Nash, Waltrip and Wilkerson  
Voting Nay: None

Ordinance No. BG2012 - 19 was adopted by unanimous vote.

ORDINANCE NO. BG2012 - 20  
(Second Reading)  
ORDINANCE ADOPTING ANNUAL CITY BUDGET

ORDINANCE ADOPTING THE CITY OF BOWLING GREEN, KENTUCKY ANNUAL OPERATING BUDGET FOR FISCAL YEAR BEGINNING JULY 1, 2012 AND ENDING JUNE 30, 2013, BY ESTIMATING REVENUES AND APPROPRIATING FUNDS FOR THE OPERATION OF CITY GOVERNMENT

Title and summary of Ordinance No. BG2012 - 20 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Nash 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, Nash, Waltrip and Wilkerson  
                  Voting Nay: None

Ordinance No. BG2012 - 20 was adopted by unanimous vote.

**ORDINANCE NO. BG2012 - 21**

**(Second Reading)**

**ORDINANCE RELATING TO CLASSIFICATION/PAY SCHEDULES**

**ORDINANCE AMENDING THE CLASSIFICATION/PAY SCHEDULES "G" FOR GENERAL CLASSIFIED, "S" FOR PROTECTIVE/SWORN, "D" FOR DEPARTMENT HEAD/MANAGEMENT, AND "U" FOR UNCLASSIFIED PART TIME EMPLOYEES, AND AUTHORIZING PAY INCREASES FOR FY2013**

Title and summary of Ordinance No. BG2012 - 21 was read by the Assistant City Manager/City Clerk. Motion was made by Waltrip and seconded by Hill 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, Nash, Waltrip and Wilkerson  
                  Voting Nay: None

Ordinance No. BG2012 - 21 was adopted by unanimous vote.

Mayor Wilkerson acknowledged the Board moved quickly through the second reading ordinances because the items were discussed during their first reading.

**MUNICIPAL ORDER NO. 2012 - 101**

**MUNICIPAL ORDER APPROVING THE APPOINTMENT OF CLARK ARNOLD TO THE BOWLING GREEN-WARREN COUNTY MILITARY LIAISON BOARD**

Summary of Municipal Order No. 2012 - 101 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Waltrip for consideration of said Municipal Order. Mayor Wilkerson asked for discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2012 - 101 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2012 - 102**

**MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENTS OF BRYAN R. KOZAK AND JUSTIN E.**

STEARNS TO THE POSITION OF FIREFIGHTER IN THE FIRE DEPARTMENT

Summary of Municipal Order No. 2012 - 102 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Nash for consideration of said Municipal Order. DeFebbo reviewed the application and testing process, including the creation of an eligibility list. He recommended the appointments which were next on the list. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2012 - 102 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 103

MUNICIPAL ORDER APPROVING THE PROMOTION OF TIGRACE L. TOOLEY TO THE POSITION OF HUMAN RESOURCES SPECIALIST IN THE HUMAN RESOURCES AND RISK MANAGEMENT DEPARTMENT

Summary of Municipal Order No. 2012 - 103 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Nash for consideration of said Municipal Order. DeFebbo mentioned that with the resignation of Quenna Norris to take a position at WKU, a vacancy was created. Human Resources and Risk Management Director J. Michael Grubbs indicated that Ms. Tooley had been performing the work of this position since Ms. Norris left. He reviewed Ms. Tooley's qualifications and recommended that she be promoted. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2012 - 103 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 104

MUNICIPAL ORDER APPROVING THE PROMOTION OF KYLE L. HUNT TO THE POSITION OF ASSISTANT CITY ENGINEER IN THE PUBLIC WORKS DEPARTMENT

Summary of Municipal Order No. 2012 - 104 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Waltrip for consideration of said Municipal Order. DeFebbo explained that with the promotion of Melissa Cansler to City Engineer, the Assistant City Engineer position opened up. He noted that he had held the position vacant for over a year to extract savings in the budget as he has done with several management level positions. Public Works Director Jeff Lashlee reviewed Mr. Hunt's qualifications and recommended the promotion. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2012 - 104 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 105

MUNICIPAL ORDER APPROVING THE PROMOTIONS OF EMILY M. ANGEL AND ADAM E. SMITH TO THE POSITION OF COMMUNICATIONS DISPATCHER SUPERVISOR IN THE POLICE DEPARTMENT

Summary of Municipal Order No. 2012 - 105 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Nash for consideration of said Municipal Order. DeFebbo indicated that the City was always looking for good leadership, especially in public safety positions. Police Chief Doug Hawkins gave a brief description of what it takes to be a dispatcher and the demands of the job which often leads to high turnover. He stated he was pleased to have two long term employees to recommend for promotion, and he reviewed their qualifications. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Nash, Waltrip and Wilkerson

Voting Nay: None

Municipal Order No. 2012 - 105 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 106

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF CHRISTY L. MONTGOMERY TO THE POSITION OF COMMUNICATIONS DISPATCHER IN THE POLICE DEPARTMENT

Summary of Municipal Order No. 2012 - 106 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Nash for consideration of said Municipal Order. With the two previously approved promotions, Mr. DeFebbo indicated that this recommended appointment would fill one of the entry level positions that opened up. He reported that Ms. Montgomery (formerly Christy Cotton) had previously worked for the Police Department, but moved away causing her employment to end. However, she had recently returned to Bowling Green. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Hill, Nash, Waltrip and Wilkerson

Voting Nay: None

Municipal Order No. 2012 - 106 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 107

MUNICIPAL ORDER APPROVING THE CAREER PATH ADVANCEMENT OF DAYAN M. RAILEY TO THE POSITION OF OPERATIONS TECHNICIAN I IN THE PUBLIC WORKS DEPARTMENT

Summary of Municipal Order No. 2012 - 107 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 reviewed the career path program established a few years ago and recommended the

promotion. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2012 - 107 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2012 – 108**

**MUNICIPAL ORDER APPROVING THE ADVANCED POLICE OFFICER PLAN (APO) / MASTER POLICE OFFICER PLAN (MPO) / ADVANCED COMMUNICATIONS DISPATCHER (ACD) PLAN FOR THE POLICE DEPARTMENT**

Summary of Municipal Order No. 2012 - 108 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Waltrip for consideration of said Municipal Order. DeFebbo recounted that the Police Career Development Program through the Kentucky Law Enforcement Council (KLEC) was discussed at the March 20<sup>th</sup> work session. He commented that the program would not adversely affect existing employees (who would have an option to switch over to the new program or continue in the existing program) and would be implemented with all new hires, eventually fading out the old program. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2012 - 108 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2012 – 109**

**MUNICIPAL ORDER AUTHORIZING CONTINUATION OF AN AGREEMENT WITH PARK STREET PARTNERS D/B/A URGENTCARE AND CORPCARE TO PROVIDE EMPLOYEE MEDICAL SERVICES (PHYSICALS AND MEDICAL TESTING) FOR FISCAL YEAR 2013**

Summary of Municipal Order No. 2012 - 109 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Nash for consideration of said Municipal Order. DeFebbo indicated that the City went out to bid for this service last year and this was the second year of a three year agreement. He also noted there was no change in price. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2012 - 109 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2012 – 110**

**MUNICIPAL ORDER AUTHORIZING THE CONTINUATION OF AN AGREEMENT WITH MCCANN ASSOCIATES RELATING TO PUBLIC SAFETY TESTING FOR THE POLICE DEPARTMENT;**

AND AUTHORIZING CONTINUATION OF AN AGREEMENT  
WITH RESOURCE MANAGEMENT ASSOCIATES FOR  
PROMOTIONAL TESTING SERVICES FOR THE FIRE  
DEPARTMENT FOR FISCAL YEAR 2013

Summary of Municipal Order No. 2012 - 110 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Nash for consideration of said Municipal Order. DeFebbo gave an overview of the hiring and promotional processes and the services provided by both companies. He specified this was the third year for the agreements and there was no change in price. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2012 - 110 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 111

MUNICIPAL ORDER AUTHORIZING INSURANCE PREMIUM  
PAYMENTS TO THE KENTUCKY LEAGUE OF CITIES  
INSURANCE SERVICES (KLCIS) FOR INSURANCE COVERAGES  
OF GENERAL LIABILITY, PUBLIC OFFICIALS LIABILITY, LAW  
ENFORCEMENT LIABILITY, AUTOMOBILE LIABILITY AND  
PHYSICAL DAMAGE, PROPERTY, AND WORKERS  
COMPENSATION FOR FISCAL YEAR 2013

Summary of Municipal Order No. 2012 - 111 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 commented that the City proactively managed its insurance programs to save money where possible. He recommended approval to continue utilizing KLCIS at a cost of 1.4% less than FY2012. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2012 - 111 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 112

MUNICIPAL ORDER AUTHORIZING THE CONTINUATION OF  
AN AGREEMENT WITH HUMANA RELATING TO MANAGED  
HEALTH CARE AND CLAIMS ADMINISTRATION SERVICES FOR  
FISCAL YEAR 2013

Summary of Municipal Order No. 2012 - 112 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 recounted that the City had changed its claims administration about five years ago to allow more flexibility for employees. Although the contract allowed for up to a 4% increase, he specified that medical claims administration fees were only going up by 3%, with dental up by 4%. He recommended the continuation of the agreement for another year. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.



ROLL CALL:           Voting Yea: Hill, Nash, Waltrip and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2012 - 112 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 113

MUNICIPAL ORDER AUTHORIZING AN AGREEMENT WITH SYMETRA LIFE INSURANCE COMPANY RELATING TO MANAGED HEALTH CARE AND SPECIFIC AND AGGREGATE STOP-LOSS / EXCESS INSURANCE FOR FISCAL YEAR 2013

Summary of Municipal Order No. 2012 - 113 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Waltrip for consideration of said Municipal Order. With a self-insured healthcare program, Mr. DeFebbo emphasized the importance of managing risk and reward to protect the City against larger claims. He recommended approval of the agreement. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Nash, Waltrip and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2012 - 113 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 114

MUNICIPAL ORDER AUTHORIZING INSURANCE PREMIUM PAYMENTS TO THE KENTUCKY LEAGUE OF CITIES INSURANCE SERVICES (KLCIS) FOR INSURANCE COVERAGES OF GENERAL LIABILITY, PUBLIC OFFICIALS ERRORS AND OMISSIONS, BUILDINGS AND PROPERTY, AND BUSINESS AUTOMOBILE FOR THE CONVENTION CENTER CORPORATION FOR FISCAL YEAR 2013

Summary of Municipal Order No. 2012 - 114 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Nash for consideration of said Municipal Order. DeFebbo recommended continuing the use of KLCIS for The Convention Center Corporation's insurance requirements at a modest increase in cost. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Nash, Waltrip and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2012 - 114 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 115

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2012-39 FOR PLANNING AND ZONING ROOF PROJECT FROM GUNTER CONSTRUCTION ROOFING OF SCOTTSVILLE, KENTUCKY IN THE AMOUNT OF \$56,730

Summary of Municipal Order No. 2012 - 115 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Nash for consideration of said Municipal Order. With the City and County both the owners of the building that the City-County Planning Commission uses, Mr. DeFebbo explained that each government would equally share in the cost to make repairs to the facility. He reviewed and recommended the bid award for which the City would be responsible for \$28,365 (50%) of the cost. In addition, he mentioned that there would likely be other improvements to come later.

City-County Planning Commission Director Steve Hunter specified that the Planning Commission submitted a 5% reduction in its FY2013 agency appropriation request to both the City and County to make its contribution to the project. He also stated that he hoped to keep the same reduced level of funding for FY2014 to continue with Phase 2 of the project to address maintenance needs of the building. Once discussion ended, a roll call vote was taken.

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

Municipal Order No. 2012 - 115 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2012 - 116**

**MUNICIPAL ORDER AUTHORIZING SOFTWARE SUBSCRIPTION SERVICES FROM ENROUTE EMERGENCY SYSTEMS IN THE AMOUNT OF \$117,103.89 FOR FISCAL YEAR 2013**

Summary of Municipal Order No. 2012 - 116 was read by the Assistant City Manager/City Clerk. Motion was made by Waltrip and seconded by Hill for consideration of said Municipal Order. DeFebbo reviewed and recommended the continued subscription services for the 911 Communications Center. He noted that an upgrade to the software system was anticipated in the next year and a prorated savings from the subscription service costs would be extracted. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2012 - 116 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2012 - 117**

**MUNICIPAL ORDER AUTHORIZING MAINTENANCE SERVICES FOR RADIO AND COMMUNICATION EQUIPMENT THROUGH NONCOMPETITIVE NEGOTIATIONS WITH MOTOROLA SOLUTIONS, INC. IN AN AMOUNT NOT TO EXCEED \$39,228.84 FOR FISCAL YEAR 2013**

Summary of Municipal Order No. 2012 - 117 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 commented about the need to maintain the radio and communications equipment. He recommended approval of maintenance services for another year at a 3% increase in cost. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Nash, Waltrip and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2012 - 117 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 118

MUNICIPAL ORDER APPROVING A CONTRACT THROUGH  
NONCOMPETITIVE NEGOTIATIONS WITH AT&T MOBILITY  
UNDER THE KENTUCKY STATE PRICING CONTRACT FOR THE  
PURCHASE OF CELLULAR SERVICE AND EQUIPMENT

Municipal Order No. 2012 - 118 was previously withdrawn from the agenda.

MUNICIPAL ORDER NO. 2012 - 119

MUNICIPAL ORDER APPROVING A SUBSTANTIAL  
AMENDMENT TO THE ANNUAL ACTION PLAN FOR YEAR 6 OF  
THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)  
ENTITLEMENT PROGRAM

Summary of Municipal Order No. 2012 - 119 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Nash for consideration of said Municipal Order. With a public hearing held at the last Board of Commissioners meeting, Mr. DeFebbo recommended approval to reprogram CDBG under spending to finish the Parker-Bennett Community Center improvement projects. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Hill, Nash, Waltrip and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2012 - 119 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2012 - 120

MUNICIPAL ORDER APPROVING A CONTRACT WITH  
COMMUNITY ACTION OF SOUTHERN KENTUCKY, INC.  
(CASKY) FOR TRANSPORTATION SERVICES FOR FISCAL YEAR  
2013

Summary of Municipal Order No. 2012 - 120 was read by the Assistant City Manager/City Clerk. Motion was made by Waltrip and seconded by Hill for consideration of said Municipal Order. DeFebbo recommended continuing the contract for transit services. Community Action of Southern Kentucky Executive Director Cheryl Allen reported that the bus system continues to increase in ridership and was expected to reach double digits (15-17%) by the end of June. She also commented about their new maintenance facility located at the corner of 11<sup>th</sup> Avenue and Center Street which would be operational soon and would provide a start and stop point for at least two of the GO BG Transit routes to be realigned. Unfortunately, due to a decrease in federal funds, Ms. Allen reported that they were looking at some cut backs in the weekend route schedule. In response to a request from Mayor Wilkerson, Ms. Allen clarified the use of City funds and in-kind services provided to

CASKY which combine with other funding sources and assist with matching federal funds. Once the discussion ended, a roll call vote was taken.

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

Municipal Order No. 2012 - 120 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2012 - 121**

**MUNICIPAL ORDER ACCEPTING THE INTER-MODAL  
TRANSPORTATION AUTHORITY, INC. (ITA) FISCAL YEAR 2013  
OPERATING BUDGET AND FINANCIAL STATEMENTS ENDING  
JUNE 30, 2011**

Summary of Municipal Order No. 2012 - 121 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 referred to the requirement in the Interlocal Cooperation Agreement for the submission and approval of the ITA's annual budget and audit. Bowling Green Area Chamber of Commerce Chief Financial Officer Dave Alexander provided an overview of activities in the Transpark leading to a projected increase in wage assessment revenues. He also informed the Board that the ITA was holding its operating expenses below \$450,000 at \$410,000 for FY2013. In addition, Mr. Alexander reported that the ITA would be able to contribute \$2.1 million toward debt service payments on the ITA General Obligation Bond issue with some land sales related to the new State connector road under development. With no further discussion, a roll call vote was taken.

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

Municipal Order No. 2012 - 121 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2012 - 122**

**MUNICIPAL ORDER AMENDING PROCEDURES RELATING TO  
ANNUAL FUNDING OF NONPROFIT ENTITIES RECEIVING CITY  
APPROPRIATIONS AND APPROVING APPROPRIATIONS FOR  
VARIOUS CITY CREATED / CONTRACT AGENCIES FOR FISCAL  
YEAR 2013**

Summary of Municipal Order No. 2012 - 122 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 recounted that as part of the annual budget process, various agency appropriations were recommended, two of which were revised by the Board during the June 5<sup>th</sup> work session. He also provided an overview of the recommended changes to the annual agency funding procedures, including the removal of two agencies from the list of approved contract agencies, Capitol Arts Alliance and Friends of L&N Depot, as well as eliminating the process for funding of competitive agencies (also referred to as contributory agencies).

Southern Kentucky Performing Arts Center (SKyPAC) Executive Director Tom Tomlinson requested one more year of funding in the amount of \$50,000 for the Capitol Theatre to assist with general operations of the facility during the transition period to SKyPAC's control. Mr. Tomlinson

responded to questions from Comm. Nash regarding the previous announcement to phase out funding for the Capitol and when he was made aware of the City's intentions.

In support of funding for the Capitol Theatre, Michael Barron of 408 E. Main Avenue reiterated that transitions under new management were always difficult. He emphasized the importance of the theater and support for the arts in the community, particularly for the youth. He also asked that the Board continue to fund the theater for another year.

Mayor Wilkerson replied that since the economic downturn, the City had taken a hit in its revenues which caused the deferment of facility maintenance and equipment replacement needs during the past few years. He recounted that several agencies had been transitioned off of the City's agency funding list and were encouraged to seek other sources of funding, allowing the City to refocus its priorities to maintain core responsibilities. Additionally, Mayor Wilkerson pointed out that the City continued to support the downtown, including assuming the debt for the Bowling Green Ballpark, acquiring property for SKyPAC and, most recently, backstopping the wrap development in Block 6 around the new parking garage. With no other discussion, a roll call vote was taken.

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

Municipal Order No. 2012 - 122 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2012 - 123**

**MUNICIPAL ORDER RECOGNIZING AND DESIGNATING  
SOUTHERN KENTUCKY PERFORMING ARTS FOUNDATION,  
INC. AS THE CITY OF BOWLING GREEN'S LOCAL ARTS  
AGENCY**

Summary of Municipal Order No. 2012 - 123 was read by the Assistant City Manager/City Clerk. Motion was made by Hill and seconded by Waltrip for consideration of said Municipal Order. Mayor Wilkerson explained this was a request from SKyPAC and followed actions already taken by Warren County. SKyPAC Executive Director Tom Tomlinson explained the benefit of being designated as the local arts agency, which included the ability to obtain other funding for cultural arts in the community. Once discussion ended, a roll call vote was taken.

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

Municipal Order No. 2012 - 123 was approved by unanimous vote.

**ORDINANCE NO. BG2012 - 22**

**(First Reading)**

**ORDINANCE RELATING TO BUDGET AMENDMENT**

**ORDINANCE APPROVING AMENDMENT NUMBER FOUR TO  
THE CITY OF BOWLING GREEN, KENTUCKY ANNUAL  
OPERATING BUDGET FOR FISCAL YEAR 2012**

Title and summary of Ordinance No. BG2012 - 22 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Waltrip for first reading of said

Ordinance. DeFebbo noted this was the fourth budget amendment for the year. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

First reading of Ordinance No. BG2012 - 22 was approved by unanimous vote.

CLOSED SESSION

Following a brief recess to clear the Commission Chamber, the Board of Commissioners met at approximately 8:10 p.m. in closed session pursuant to KRS 61.810 (1) (b), (c) and (f) 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 8:50 p.m., Mayor Wilkerson declared this meeting adjourned.

WORK SESSION

Prior to the regular meeting and with no action taken, the Board of Commissioners excluding Commissioners Joe W. Denning and Brian "Slim" 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) driver technology and product use recommendations to improve productivity and reduce property and casualty risks for the City of Bowling Green, including the implementation of a one-year driver capturing video pilot program; and 2) proposed revisions to Chapter 21 (Streets and Sidewalks) and Chapter 22 (Traffic and Motor Vehicles) of the Code of Ordinances and other various regulations, manuals and standards that the Public Work Department develops and enforces. The Board expressed its support to conduct the one-year pilot program partnering with DriveCam, Inc. and Kentucky League of Cities Insurance Services (KLCIS) with a cost to the City of \$29,000.

ADOPTED: \_\_\_\_\_

APPROVED: \_\_\_\_\_  
Mayor Pro Tem, Chairman of Board of Commissioners

ATTEST: \_\_\_\_\_  
City Clerk