

**MINUTES of REGULAR MEETING  
of the BOARD of COMMISSIONERS  
of the CITY of BOWLING GREEN, KENTUCKY  
held JUNE 20, 2017**

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 June 20, 2017. Mayor Bruce Wilkerson called the meeting to order. An invocation was given by Fire Chaplain Ryan Meredith, 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 Rick Williams, Commissioner Joe W. Denning, Commissioner Brian "Slim" Nash, Commissioner Sue Parrigin and Mayor Bruce Wilkerson. Absent: none. There was a full quorum of the Board of Commissioners.

**AWARDS & RECOGNITIONS**

Executive Assistant/Public Information Officer Kim Lancaster presented certificates and gift prizes to the winners of the inaugural "We are Bowling Green" photo contest: 1<sup>st</sup> place – *Bowling Green Water Tower* by Jason Dority; 2<sup>nd</sup> place – *Kentucky Sunset* by Brandy Ohlschwager; 3<sup>rd</sup> place – *Bringing Color to the Night* by Barry Freas; and the people's choice – *Lost River After a Spring Shower* by Debbie Richey. Ms. Lancaster stated there were 55 entries and she hoped this contest becomes an annual event. She also indicated many of the photographs will be used in future Annual Report Calendars to showcase the entries.

**CITY MANAGER**

City Manager Kevin D. DeFebbo requested a closed session for the purpose of discussion about proposed litigation on behalf of the City and pending litigation against the City. Motion was made by Nash and seconded by Williams 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: Williams, Denning, Nash, Parrigin and Wilkerson  
                      Voting Nay: None

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

**DISCUSSION REGARDING A POTENTIAL REZONING OF 1318 NUTWOOD STREET**

Since the City-County Planning Commission forwarded this potential rezoning to the Board of Commissioners with no recommendation based on a tie vote (4-4) at the public hearing on May 18<sup>th</sup>, City Attorney Gene Harmon outlined the options to be considered for the Board to make a final decision, such as: 1) do nothing and allow the 90 day time to lapse; 2) determine findings and conclusions based on the Planning Commission's record; or 3) hold a new hearing. After a brief discussion about how to proceed, the Mayor requested City-County Planning Commission Director Ben Peterson provide a summary of the public hearing, including staff report and any public comments received. Mr. Peterson confirmed there was no opposition at the public hearing for this case to rezone the property from RM-3 to RM-4. He also confirmed the proposed rezoning would allow for two duplexes with a total of four units to be developed, requiring a minimum of two parking spaces per unit (8 spaces total), on the site versus the ability to only have one duplex under the current

RM-3 designation. Although there was no concept plan provided for reference with this item, Mr. Peterson responded to questions about lot lines and parking requirements which are based on the number of spaces per unit and not the number of bedrooms in each unit. He noted a reconfiguring of the lots would be needed to clean up the property lines, but was not required prior to the zone change to take place.

Commissioner Parrigin inquired about the differences between this item and the Cherry Way rezoning heard the same night which was unanimously opposed by the Planning Commission. Mr. Peterson indicated the main differences were the specific location, property owner/developer and voiced opposition at the hearing, otherwise they were similar in lot size and proposal to rezone from RM-3 to RM-4 in order to have two duplexes on the site. He also identified some of the issues discussed at the hearing related to the Cherry Way rezoning which centered around the small lot size and concerns about minimum parking requirements not being adequate.

Following the discussion, Mayor Wilkerson made a motion to add Ordinance No. BG2017 – 27 to the agenda for consideration to approve the rezoning. He noted that of the three Planning Commission City-appointees present during the public hearing two voted in favor and one opposed. The motion was seconded by Williams, and a roll call vote was taken to add the Ordinance to the agenda for first reading.

ROLL CALL:           Voting Yea: Williams, Denning, Nash and Wilkerson  
                          Voting Nay: Parrigin

Motion to add Ordinance No. BG2017 – 27 to the agenda was approved by majority vote. With the item now on the agenda, Commissioner Nash inquired about the ability to table the Ordinance since he wanted more time to consider the proposal. Mayor Wilkerson responded the vote at first reading was simply a formality based on the meeting procedures but did not matter and there would be at least four weeks before second reading would occur since the July 4<sup>th</sup> meeting was canceled. Commissioner Nash agreed four weeks should be ample time for him to make a final decision, but he would abstain at this time since he was not prepared to voice his position.

ORDINANCE NO. BG2017 – 27  
(First Reading)

ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING TRACTS OF LAND CONTAINING  
0.2296 ACRE FROM RM-3 (MULTI-FAMILY RESIDENTIAL) TO  
RM-4 (MULTI-FAMILY RESIDENTIAL) LOCATED AT 1318  
NUTWOOD STREET, PRESENTLY OWNED BY BRIAN TODD  
UTLEY

Title and summary of Ordinance No. BG2017 - 27 was read by the Assistant City Manager/City Clerk. After reviewing all of the available information related to this rezoning, including the summary of evidence presented to the Planning Commission and the Board of Commissioners, the testimony before the Planning Commission, the packet provided by the Planning Commission, the summary minutes and binding elements, Mayor Wilkerson, with assistance from the City Attorney, moved to rezone 1318 Nutwood Street from RM-3 to RM-4 with binding elements and based on the findings that the proposed rezoning is in compliance with the Focus 2030 Comprehensive Plan as demonstrated by its compliance with the following objectives and action plan: LU-1.1.1, LU-1.1.2, LU-1.1.3, HN-1 and HN-1.3 and is further in compliance with the Future Land Use Map. The

motion was seconded by Williams. With no further discussion, a roll call vote was taken for first reading of the Ordinance.

ROLL CALL:       Voting Yea: Williams and Wilkerson  
                  Voting Nay: Denning and Parrigin  
                  Abstain: Nash

Regardless of not receiving a majority vote, first reading of Ordinance No. BG2017 - 27 was accomplished.

#### APPROVAL OF MINUTES

##### Minutes of Regular Meeting June 6, 2017

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

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

Motion to approve the minutes of the regular meeting of June 6, 2017 was approved by unanimous vote.

#### REGULAR AGENDA

##### ORDINANCE NO. BG2017 - 23

(Second Reading)

##### ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING TRACTS OF LAND CONTAINING 4.6431 ACRES FROM HB (HIGHWAY BUSINESS) TO RM-4 (MULTI-FAMILY RESIDENTIAL) LOCATED AT 2353 AND 2361 RUSSELLVILLE ROAD, PRESENTLY OWNED BY WILLIAMS FAMILY LTD PARTNERSHIP II WITH JOHN GROVES AND SHANE VANMETER AS CONTRACT VENDEE

Title and summary of Ordinance No. BG2017 - 23 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin 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: Williams, Denning, Nash, Parrigin and Wilkerson  
                  Voting Nay: None

Ordinance No. BG2017 - 23 was adopted by unanimous vote.

##### ORDINANCE NO. BG2017 - 24

(Second Reading)

##### ORDINANCE ADOPTING ANNUAL CITY BUDGET

ORDINANCE ADOPTING THE CITY OF BOWLING GREEN, KENTUCKY ANNUAL OPERATING BUDGET FOR FISCAL YEAR BEGINNING JULY 1, 2017 AND ENDING JUNE 30, 2018, BY ESTIMATING REVENUES AND APPROPRIATING FUNDS FOR THE OPERATION OF CITY GOVERNMENT

Title and summary of Ordinance No. BG2017 - 24 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Williams for second reading of said Ordinance. DeFebbo reiterated he believed this budget recommendation met the needs of the City without raising taxes. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Ordinance No. BG2017 - 24 was adopted by unanimous vote.

**ORDINANCE NO. BG2017 - 25**

(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 FISCAL YEAR 2018**

Title and summary of Ordinance No. BG2017 - 25 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin 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: Williams, Denning, Nash, Parrigin and Wilkerson  
Voting Nay: None

Ordinance No. BG2017 - 25 was adopted by unanimous vote.

**MUNICIPAL ORDER NO. 2017 - 106**

**MUNICIPAL ORDER APPROVING THE PROMOTION OF KIMBERLY S. IVES TO THE POSITION OF SENIOR OFFICE ASSOCIATE IN THE HUMAN RESOURCES AND RISK MANAGEMENT DEPARTMENT**

Summary of Municipal Order No. 2017 - 106 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Nash for consideration of said Municipal Order. DeFebbo recommended the promotion based on an established career path program for Office Associate. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2017 - 106 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2017 - 107**

**MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF CHARLES E. JAMES, JR. TO THE POSITION**

OF CUSTODIAN IN THE PARKS AND RECREATION  
DEPARTMENT

Summary of Municipal Order No. 2017 - 107 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Williams for consideration of said Municipal Order. DeFebbo reviewed the qualifications for the recommended appointment. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2017 - 107 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2017 - 108

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 2018

Summary of Municipal Order No. 2017 - 108 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Williams for consideration of said Municipal Order. DeFebbo reviewed and recommended approval of the annual insurance coverage. Safety / Risk Manager David Weisbrodt summarized the premiums and savings for FY2018. He also mentioned the City had the lowest worker's compensation modification factor at 0.57, which was down from 0.67 the prior year, of all cities covered by KLCIS. DeFebbo disclosed he was appointed to and serves on the KLCIS Board. When the discussion ended, a roll call vote was taken.

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

Municipal Order No. 2017 - 108 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2017 - 109

MUNICIPAL ORDER AUTHORIZING INSURANCE PREMIUM PAYMENTS TO THE KENTUCKY LEAGUE OF CITIES INSURANCE SERVICES 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 2018

Summary of Municipal Order No. 2017 - 109 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Williams for consideration of said Municipal Order. DeFebbo indicated The Convention Center Corporation Board of Directors met earlier in the day and approved this item. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:     Voting Yea: Williams, Denning, Nash, Parrigin and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2017 - 109 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2017 - 110

MUNICIPAL ORDER AUTHORIZING PUBLIC SAFETY SOFTWARE SUBSCRIPTION SERVICES FROM INFOR PUBLIC SECTOR, INC. IN THE AMOUNT OF \$64,818.65 FOR FISCAL YEAR 2018

Summary of Municipal Order No. 2017 - 110 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Denning for consideration of said Municipal Order. DeFebbo recommended approval of the annual software maintenance at a three (3%) percent increase over the previous year. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:     Voting Yea: Williams, Denning, Nash, Parrigin and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2017 - 110 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2017 - 111

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2017-64 FOR CISCO SMARTNET ANNUAL RENEWAL FROM JBK NETWORK CONSULTING, LTD OF BOWLING GREEN, KENTUCKY IN THE AMOUNT OF \$42,596

Summary of Municipal Order No. 2017 - 111 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Williams for consideration of said Municipal Order. DeFebbo reviewed and recommended the bid award. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:     Voting Yea: Williams, Denning, Nash, Parrigin and Wilkerson  
                  Voting Nay: None  
Municipal Order No. 2017 - 111 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2017 - 112

MUNICIPAL ORDER AUTHORIZING AND APPROVING A CONTRACT EXTENSION FOR CONCRETE WITH KENWAY CONCRETE OF KENTUCKY, LLC OF BOWLING GREEN, KENTUCKY AT DESIGNATED UNIT PRICES PER CUBIC YARD

Summary of Municipal Order No. 2017 - 112 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Williams for consideration of said Municipal Order. DeFebbo reviewed and recommended the contract extension. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL:           Voting Yea: Williams, Denning, Nash, Parrigin and Wilkerson  
                          Voting Nay: None  
Municipal Order No. 2017 - 112 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2017 - 113**

**MUNICIPAL ORDER APPROVING THE CONTINUATION OF AN AGREEMENT WITH WESTERN KENTUCKY UNIVERSITY FOR LEAF COMPOSTING SERVICES FOR FISCAL YEAR 2018 IN THE AMOUNT NOT TO EXCEED \$45,900**

Summary of Municipal Order No. 2017 - 113 was read by the Assistant City Manager/City Clerk. Motion was made by Williams and seconded by Nash for consideration of said Municipal Order. DeFebbo remarked that on the City's resident survey, the leaf pick-up program receives some of the highest marks. He reviewed and recommended approval to continue the program and partnership with WKU for the 30<sup>th</sup> year. Mayor Wilkerson stated this program also helps keep the stormwater drainage system clear of leaves and debris. Commissioner Williams encouraged residents to read the programs requirements found on the City's website and know where to properly place leaves when raking them to the curb. Commissioner Denning emphasized leaves should not be placed on or in any street as that creates a dangerous situation for motorists. Once the discussion ended, a roll call vote was taken.

ROLL CALL:           Voting Yea: Williams, Denning, Nash, Parrigin and Wilkerson  
                          Voting Nay: None  
Municipal Order No. 2017 - 113 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2017 - 114**

**MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2017-61 FOR THE SLOAN CONVENTION CENTER ROOF REPLACEMENT AND FISCAL YEAR 2017 CAPITAL PROJECTS FROM SCOTT, MURPHY & DANIEL, LLC OF BOWLING GREEN, KENTUCKY IN THE AMOUNT OF \$738,310**

Summary of Municipal Order No. 2017 - 114 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Williams for consideration of said Municipal Order. DeFebbo reviewed and recommended the bid award. Mayor Wilkerson stated this item was approved by The Convention Center Corporation Board of Directors at its earlier meeting. With no other discussion, a roll call vote was taken.

ROLL CALL:           Voting Yea: Williams, Denning, Nash, Parrigin and Wilkerson  
                          Voting Nay: None  
Municipal Order No. 2017 - 114 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2017 - 115**

**MUNICIPAL ORDER APPROVING APPROPRIATIONS FOR VARIOUS CITY CREATED / CONTRACT AGENCIES FOR FISCAL YEAR 2018**

Summary of Municipal Order No. 2017 - 115 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Nash for consideration of said Municipal Order. DeFebbo indicated this was an annual consideration as part of the budget process. Ms. Schaller-Ward identified there was one change made at the direction of a majority of the Board from those amounts presented during the budget presentation on May 16<sup>th</sup>. She confirmed the amount to be directed to the Welfare Center was increased by \$19,880 for a funding allocation of \$50,000, bringing the total allocation for contract agencies to \$1,392,615. With no additional discussion, a roll call vote was taken.

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

Municipal Order No. 2017 - 115 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2017 - 116

MUNICIPAL ORDER AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE U. S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR THE PURCHASE OF BULLETPROOF VESTS FOR THE POLICE DEPARTMENT IN THE AMOUNT OF \$21,863

Summary of Municipal Order No. 2017 - 116 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Williams for consideration of said Municipal Order. DeFebbo reviewed and recommended the grant application which would fund fifty (50%) percent of the costs to purchase up to 53 bulletproof vests over a two-year period. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2017 - 116 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2017 - 117

MUNICIPAL ORDER AUTHORIZING THE SUBMISSION OF A 2017 GRANT APPLICATION TO THE GEORGIA-PACIFIC BUCKET BRIGADE FOR FIRE STATION EQUIPMENT IN THE AMOUNT UP TO \$5,500

Summary of Municipal Order No. 2017 - 117 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Nash for consideration of said Municipal Order. DeFebbo reviewed and recommended the grant application for funds to purchase two heavy duty dryers for turnout gear with no match requirement. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2017 - 117 was approved by unanimous vote.



MUNICIPAL ORDER NO. 2017 - 118

MUNICIPAL ORDER AUTHORIZING THE APPROVAL OF A MEMORANDUM OF AGREEMENT WITH THE U. S. DEPARTMENT OF THE ARMY, REPRESENTED BY THE DISTRICT ENGINEER, FOR A FEASIBILITY OF WATER SUPPLY STORAGE REALLOCATION STUDY AT BARREN RIVER LAKE

Summary of Municipal Order No. 2017 - 118 was read by the Assistant City Manager/City Clerk. Motion was made by Nash and seconded by Parrigin for consideration of said Municipal Order. DeFebbo recommended approval. Bowling Green Municipal Utilities (BGMU) Water/Wastewater Systems Manager Mike Gardner indicated this was the next phase of a process to obtain a water supply storage reallocation within Barren River Lake to augment the water supply for Bowling Green and Warren County. This study will evaluate the impacts of additional withdrawals on other lake purposes and uses. He specified there would be no cost to the City. He also confirmed BGMU would be fully responsible for the administration of the study and funding will be provided by BGMU and Warren County Water District. With no other discussion, a roll call vote was taken.

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

Municipal Order No. 2017 - 118 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2017 - 119

MUNICIPAL ORDER APPROVING THE APPOINTMENT OF TROY BROOKS TO THE BOWLING GREEN HISTORIC PRESERVATION BOARD

Summary of Municipal Order No. 2017 - 119 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Williams for consideration of said Municipal Order. Mayor Wilkerson recommended the appointment which met specific requirements. With no other discussion, a roll call vote was taken.

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

Municipal Order No. 2017 - 119 was approved by unanimous vote.

ORDINANCE NO. BG2017 - 26

(First Reading)

ORDINANCE RELATING TO BUDGET AMENDMENT

ORDINANCE APPROVING AMENDMENT NUMBER THREE TO THE CITY OF BOWLING GREEN, KENTUCKY ANNUAL OPERATING BUDGET FOR FISCAL YEAR 2017

Title and summary of Ordinance No. BG2017 - 26 was read by the Assistant City Manager/City Clerk. Motion was made by Williams and seconded by Nash for first reading of said Ordinance. As an essential function of the Board of Commissioners, DeFebbo recommended approval of the budget amendment. Since the allocation of revenues was included in this amendment,

Commissioner Nash expressed his appreciation to the Kelly Trust for its donation and support of Camp Happy Days. When the discussion ended, a roll call vote was taken.

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

First reading of Ordinance No. BG2017 - 26 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2017 - 120

MUNICIPAL ORDER APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT WITH SRP ENTERPRISES, LLC, D/B/A THE NIGHT CAP, RELATED TO THE LEASE OF A PORTION OF CITY SIDEWALK IN FRONT OF 923 AND 927 COLLEGE STREET

Summary of Municipal Order No. 2017 - 120 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Williams for consideration of said Municipal Order. City Attorney Gene Harmon reviewed the agreements for this item and the next (Municipal Order No. 2017 - 121) which were required in order to extend the Alcohol Beverage Control (ABC) licensed premises to a portion of the sidewalk in front of the businesses. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2017 - 120 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2017 - 121

MUNICIPAL ORDER APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT WITH AKER, LLC, D/B/A ROCKY'S, RELATED TO THE LEASE OF A PORTION OF CITY SIDEWALK IN FRONT OF 332 MAIN AVENUE

Summary of Municipal Order No. 2017 - 121 was read by the Assistant City Manager/City Clerk. Motion was made by Parrigin and seconded by Nash for consideration of said Municipal Order. City Attorney Gene Harmon responded to questions regarding the proposal to place benches on the sidewalk at this location versus tables and chairs since Rocky's did not sell food. Once the discussion ended, a roll call vote was taken.

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

Municipal Order No. 2017 - 121 was approved by unanimous vote.

**PUBLIC COMMENTS**

Following the conclusion of the regular agenda, Mayor Wilkerson opened the floor for any public comments about items not included on the agenda. Fabian Alvarez, Summer Bolton and Jennifer Morlan each spoke in favor of a fairness ordinance and urged the Board take action. Ms. Morlan again asked the Board to support small business development by providing financial assistance or grants like the City of Paducah.

Dan Myers extended appreciation for his neighborhood near Reservoir Hill being among the first to receive new sidewalks and be part of the inaugural Neighborhood Improvements Program of the BG Reinvestment Area. However, in reference to a recent request for proposals (RFP) for the sale of City property, he urged the Board to reconsider selling off the triangular open green space at the foot of Reservoir Hill Park across Cherry Drive, which his property overlooks. He said the space is regularly used by walkers with dogs and for sledding in the winter. Mr. Myers stated he would never support giving up park space in the downtown area as it is already so limited, and he invited the Board to visit the neighborhood and talk to the residents about their concerns.

NEXT MEETING

Mayor Wilkerson announced the next Board meeting would be on July 18, 2017 since the July 4, 2017 regularly scheduled meeting was canceled due to the holiday.

CLOSED SESSION

Following a brief recess to clear the Commission Chamber, the Board of Commissioners met at approximately 6:10 p.m. in closed session pursuant to KRS 61.810 (1) (c) as previously approved. DeFebbo confirmed no formal action would 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 6:55 p.m., Mayor Wilkerson declared this meeting adjourned.

ADOPTED: July 18, 2017

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*