

**MINUTES of SPECIAL MEETING
of the BOARD of COMMISSIONERS
of the CITY of BOWLING GREEN, KENTUCKY
held AUGUST 17, 2006**

The Board of Commissioners of the City of Bowling Green, Kentucky met in special session in the Commission Chamber of City Hall, Bowling Green, Kentucky at 9:00 a.m. on August 17, 2006. Mayor Elaine N. Walker called the meeting to order. Assistant City Manager/City Clerk Katie Schaller called the roll, and the following members were present: Commissioner Brian "Slim" Nash, Commissioner Delane Simpson, Commissioner Brian K. Strow and Mayor Elaine N. Walker. Absent: Commissioner Mark D. Alcott. There was a quorum of the Board of Commissioners.

CLOSED SESSION

Assistant City Manager/City Clerk Katie Schaller read the purpose of a closed session for discussion of proposed litigation on behalf of the City of Bowling Green. Motion was made by Nash and seconded by Simpson to convene in closed session pursuant to KRS 61.810 (c). Walker called for roll call vote.

ROLL CALL: Voting Yea: Nash, Simpson, Strow and Walker
 Voting Nay: None

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

OPEN SESSION

Once all discussion concluded in closed session, the Board of Commissioners reconvened in open session in order to consider action. Motion was made by Nash and seconded by Strow to add Municipal Order No. 2006 – 199 to the agenda for consideration. With no discussion, a roll call vote was taken.

ROLL CALL: Voting Yea: Nash, Simpson, Strow and Walker
 Voting Nay: None

Motion to add Municipal Order No. 2006 – 199 to the agenda was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 – 199

**MUNICIPAL ORDER ACCEPTING AND AUTHORIZING THE
MAYOR TO EXECUTE A DISPUTE RESOLUTION BETWEEN THE
CITY OF BOWLING GREEN AND U.S. BANK**

Summary of Municipal Order No. 2006 - 199 was read by the Assistant City Manager/City Clerk. City Attorney Gene Harmon read the following statement on behalf of both parties:

“We have reviewed, with the assistance of U.S. Bank, thousands of transactions involving Davis Cooper’s embezzlement. We have identified eight (8) checks which Cooper caused to be issued to the Kentucky State Treasurer and which were diverted. U.S. Bank, in

recognition of its long-standing relationship with the City of Bowling Green, has agreed to credit the City's account with the sum of \$100,000 for these checks. The Bank admits no liability in this regard and vigorously denies any wrong-doing, and the City is satisfied with this resolution.

In demonstration of its continuing commitment to the future of the City of Bowling Green, U.S. Bank has graciously committed to be lead corporate sponsor of the City's Heritage Trail Project, and will commit a total of \$175,000 being paid over a period of six years."

Motion was made by Strow and seconded by Simpson for consideration of said Municipal Order. Mayor Walker asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Nash, Simpson, Strow and Walker

Voting Nay: None

Municipal Order No. 2006 - 199 was approved by unanimous vote.

ADJOURNMENT

This being a special meeting and with no further business to come before the Board of Commissioners, at approximately 2:20 p.m., Mayor Walker declared this meeting adjourned.

ADOPTED: _____

APPROVED: _____
Mayor, Chairman of Board of Commissioners

ATTEST: _____
City Clerk

Minutes prepared by Assistant City Manager/City Clerk Katie Schaller