

**MINUTES of REGULAR MEETING  
of the BOARD of COMMISSIONERS  
of the CITY of BOWLING GREEN, KENTUCKY  
held APRIL 4, 2006**

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 April 4, 2006. Mayor Elaine N. Walker called the meeting to order. An invocation was given by Bowling Green Police Detective David Dunn, and all present recited the Pledge of Allegiance. City Clerk Katie Schaller called the roll, and the following members were present: Commissioner Mark D. Alcott, Commissioner Brian "Slim" Nash, Commissioner Delane Simpson, Commissioner Brian K. Strow and Mayor Elaine N. Walker. Absent: none. There was a full quorum of the Board of Commissioners.

**PUBLIC HEARING**

Housing and Community Development Director Alice Burks conducted a public hearing for the purpose of providing the public an opportunity to comment on the draft of the City's 2006-2007 (Year 3) Community Development Block Grant Action Plan. There were no comments from the public.

**PUBLIC COMMENTS**

City/County Planning Commission Director Andy Gillies reminded the Board of Commissioners about the Public Officials Community Coordination Meeting at 12:00 p.m. on Friday, April 7, 2006 in the Commission Chamber. He noted that the Federal Emergency Management Agency (FEMA) would be seeking comments from public officials regarding the new Flood Insurance Rate Maps.

**CITY MANAGER**

City Manager Kevin D. DeFebbo reminded the Board that a special meeting of the Board would be held at 4:00 p.m. on April 11, 2006 for presentation of his health plan recommendations.

**APPROVAL OF MINUTES**

Minutes of Regular Meeting March 21, 2006

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

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

Motion to approve the minutes of the regular meeting of March 21, 2006 was approved by unanimous vote.

**MUNICIPAL ORDER NO. 2006 - 59**

MUNICIPAL ORDER AUTHORIZING CHANGES AND APPROVING REVISIONS TO THE ADMINISTRATIVE PLAN FOR THE CITY'S SECTION 8 HOUSING CHOICE VOUCHER HOMEOWNERSHIP PROGRAM

Summary of Municipal Order No. 2006 - 59 was read by City Clerk Katie Schaller. DeFebbo reviewed the required changes to the Plan. Motion was made by Nash 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:   Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay:   None

Municipal Order No. 2006 - 59 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 60

MUNICIPAL ORDER AUTHORIZING AND APPROVING A REVISION TO INCLUDE THE EXPANDED ADMISSIONS PREFERENCE TO THE SECTION 8 HOUSING CHOICE VOUCHER (HCV) ADMINISTRATIVE PLAN FOR THE CITY'S SECTION 8 HOUSING CHOICE VOUCHER PROGRAM

Summary of Municipal Order No. 2006 - 60 was read by the City Clerk. DeFebbo stated that this item was related to the previous item and it provided for amendments to the voucher component of the overall Plan. Motion was made by Simpson and seconded by Alcott 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:   Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay:   None

Municipal Order No. 2006 - 60 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 61

MUNICIPAL ORDER AUTHORIZING THE SUBMISSION AND ACCEPTANCE, IF AWARDED, OF A GRANT APPLICATION TO THE U. S. CONFERENCE OF MAYORS NATIONAL DOLLAR WISE CAMPAIGN CAPACITY GRANTS PROGRAM IN THE AMOUNT OF \$25,000

Summary of Municipal Order No. 2006 - 61 was read by the City Clerk. Mayor Walker commented about the benefits of the program. Family Counselor Carol McClure responded to questions about the ability of this program to reach high school students. Motion was made by Nash and seconded by Alcott 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:   Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay:   None

Municipal Order No. 2006 - 61 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 62

MUNICIPAL ORDER AUTHORIZING CHANGE ORDER NO. 1 FOR  
THE FISCAL YEAR 2006 SIDEWALK, CURB AND GUTTER  
RECONSTRUCTION PROJECT IN THE AMOUNT OF \$49,775

Summary of Municipal Order No. 2006 - 62 was read by the City Clerk. DeFebbo reviewed the project and the proposed use of remaining funds. Motion was made by Nash 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:   Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay:   None

Municipal Order No. 2006 - 62 was approved by unanimous vote.

RESOLUTION NO. 2006 - 4

RESOLUTION SUPPORTING A REDUCTION IN THE CITY OF  
BOWLING GREEN OCCUPATIONAL TAX AND NET PROFITS  
TAX RATES BEGINNING JANUARY 1, 2007

Summary of Resolution No. 2006 - 4 was read by the City Clerk. Comm. Strow stated that this was his attempt to set a policy to reduce the occupational tax since the City was expecting a multi-million dollar surplus. He indicated that a tax reduction would assist with economic development prospects and existing business retention. He also stated that he was not calling for a specified cut amount, but rather would allow the City Manager to determine the appropriate amount within his budget proposal for the upcoming year.

When asked his thoughts, City Manager Kevin DeFebbo stated he would do what the Board directed. He expressed some concerns with the timing of the item as he has been deeply involved with the development of a pay plan recommendation and a health insurance plan recommendation, and that he was just beginning to dive into the budget preparation which must be completed by June.

Comm. Alcott indicated that a tax increase was apparently not needed in 2003 based upon the recent evidence of surplus revenues generated to date. He stated that if a property tax and/or occupational tax cut could be done, then the City should do it. However, he noted that this resolution did not direct a tax cut, it simply requested that the City Manager consider it during the budget preparation.

Comm. Simpson agreed that the City should look into the ability to lower its tax rates.

Comm. Nash stated that since the City was running significant reserves, he thought it prudent to pass this resolution. He also stated that he would like to see a reduction by budget time. However, he acknowledged that there may be a need sometime in the future to once again consider a tax increase.

Mayor Walker stated that she supported tax reduction. However, she indicated there were reasons for the tax increase and that there were expenditures which may need to be considered before

a clear picture can be determined. She stated that she would prefer to allow the City Manager the discretion of making a determination and recommendation regarding where any cuts should occur.

Once all discussion ended, motion was made by Nash and seconded by Alcott for consideration of said Resolution. Mayor Walker asked for additional discussion, and with none, a roll call vote was taken.

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

Resolution No. 2006 - 4 was approved by majority vote.

MUNICIPAL ORDER NO. 2006 - 63

MUNICIPAL ORDER AUTHORIZING SUBMISSION OF AN APPLICATION TO THE KENTUCKY JUSTICE CABINET IN THE AMOUNT OF \$17,500 FOR OVERTIME TRAFFIC ALCOHOL PATROL (TAP) THROUGH THE LAW ENFORCEMENT SERVICE FEE PROGRAM

Summary of Municipal Order No. 2006 - 63 was read by the City Clerk. DeFebbo reviewed the grant application for funds to purchase additional in-car cameras and to provide funds for police overtime. He noted that a grant match was required. Motion was made by Nash and seconded by Alcott 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: Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay: None

Municipal Order No. 2006 - 63 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 64

MUNICIPAL ORDER AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, BULLETPROOF VEST PARTNERSHIP PROGRAM IN THE AMOUNT OF \$8,063

Summary of Municipal Order No. 2006 - 64 was read by the City Clerk. DeFebbo reviewed the grant application to request funds to assist with the purchase of bulletproof vests. Motion was made by Nash and seconded by Alcott 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: Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay: None

Municipal Order No. 2006 - 64 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 65

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF JOSHUA KELLY YATES TO THE POSITION

OF LANDSCAPE GARDNER IN THE PARKS AND RECREATION  
DEPARTMENT, LANDSCAPE DIVISION

Summary of Municipal Order No. 2006 - 65 was read by the City Clerk. DeFebbo recommended this personnel appointment. Motion was made by Alcott and seconded by Strow 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: Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay: None

Municipal Order No. 2006 - 65 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 66

MUNICIPAL ORDER APPROVING THE PROBATIONARY  
APPOINTMENT OF KYLE LEE HUNT TO THE POSITION OF  
CIVIL ENGINEER IN THE PUBLIC WORKS DEPARTMENT

Summary of Municipal Order No. 2006 - 66 was read by the City Clerk. DeFebbo recommended this personnel appointment. Motion was made by Strow and seconded by Nash 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: Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay: None

Municipal Order No. 2006 - 66 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 67

MUNICIPAL ORDER AUTHORIZING SUBMISSION OF A GRANT  
APPLICATION TO THE DEPARTMENT OF HOMELAND  
SECURITY'S ASSISTANCE TO FIREFIGHTERS GRANT  
PROGRAM IN THE AMOUNT OF \$135,000

Summary of Municipal Order No. 2006 - 67 was read by the City Clerk. DeFebbo reviewed the grant application to request funds for the purchase a public safety training tool. He noted that a match was required. Motion was made by Nash and seconded by Strow 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: Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay: None

Municipal Order No. 2006 - 67 was approved by unanimous vote.

ORDINANCE NO. BG2006 - 9

(First Reading)

ORDINANCE DE-ANNEXING PROPERTY

ORDINANCE DE-ANNEXING APPROXIMATELY 44.838 ACRES  
LOCATED ON THE NORTHERN SIDE OF DOUBLE SPRINGS

ROAD, BETWEEN BEECH BEND ROAD AND KENTUCKY  
HIGHWAY 185, AS REQUESTED BY THE HOUSING AUTHORITY  
OF BOWLING GREEN

Title and summary of Ordinance No. BG2006 - 9 was read by the City Clerk. DeFebbo reviewed the de-annexation of property to allow the Housing Authority to apply for Community Development Block Grant funds through Warren County. City Attorney Gene Harmon clarified the procedure requirements for de-annexation. Motion was made by Simpson and seconded by Alcott for first reading of said Ordinance. Mayor Walker asked for additional discussion, and with none, a roll call vote was taken.

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

First reading of Ordinance No. BG2006 - 9 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 68

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID  
#2006-32 FOR 14<sup>TH</sup> STREET REALIGNMENT CONSTRUCTION  
FOR THE PUBLIC WORKS DEPARTMENT FROM SCOTTY'S  
CONTRACTING & STONE, LLC OF BOWLING GREEN,  
KENTUCKY IN THE AMOUNT OF \$193,500

Summary of Municipal Order No. 2006 - 68 was read by the City Clerk. DeFebbo reviewed the project and recommended bid award. Project Manager Dan Chaney responded to when the project was expected to begin. Motion was made by Alcott 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: Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay: None

Municipal Order No. 2006 - 68 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 69

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID  
#2006-42 FOR HP THOMAS PARK DOG AREA FENCING FOR THE  
PARKS AND RECREATION DEPARTMENT FROM FLNER  
BROTHERS, INC. OF LEITCHFIELD, KENTUCKY IN THE  
AMOUNT OF \$34,900

Summary of Municipal Order No. 2006 - 69 was read by the City Clerk. DeFebbo reviewed the project and recommended bid award. Motion was made by Nash and seconded by Alcott 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: Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay: None

Municipal Order No. 2006 - 69 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 70

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2006-43 FOR THE FAIRVIEW/KROGER GREENWAY FENCE FOR THE PARKS AND RECREATION DEPARTMENT FROM FLENER BROTHERS, INC. OF LEITCHFIELD, KENTUCKY IN THE AMOUNT OF \$30,500

Summary of Municipal Order No. 2006 - 70 was read by the City Clerk. DeFebbo reviewed the project and recommended bid award. Motion was made by Strow and seconded by Alcott 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: Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay: None

Municipal Order No. 2006 - 70 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2006 - 71

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2006-44 FOR FIRE DEPARTMENT COMMUNICATIONS EQUIPMENT FOR THE FIRE DEPARTMENT FROM FIRST IN RESCUE EQUIPMENT, INC. OF WALTON, KENTUCKY IN THE AMOUNT OF \$69,059.73

Summary of Municipal Order No. 2006 - 71 was read by the City Clerk. DeFebbo reviewed recommended bid award. Deputy Fire Chief Walter Jordan described the equipment to be purchased. Motion was made by Simpson and seconded by Nash 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: Alcott, Nash, Simpson, Strow and Walker  
                          Voting Nay: None

Municipal Order No. 2006 - 71 was approved by unanimous vote.

ORDINANCE NO. BG2006 - 10

(First Reading)

ORDINANCE RELATING TO CLASSIFICATION/PAY SCHEDULE

ORDINANCE ESTABLISHING THE CLASSIFICATION/PAY SCHEDULES FOR PROTECTIVE/SWORN AND GENERAL CLASSIFIED EMPLOYEES OF THE CITY OF BOWLING GREEN, KENTUCKY FOR FISCAL YEAR 2007

Title and summary of Ordinance No. BG2006 - 10 was read by the City Clerk. DeFebbo reviewed his recommendation, with included a slight correction to the Safety Schedule that was previously presented at the March 21, 2006 work session. He noted that after meeting with the employees, several 10-step pay plan models had been prepared for the Safety Schedule for consideration by the Board. Board members thanked the City Manager and his staff for their work in developing the recommendations. All agreed they would like time to absorb the additional models that

were prepared before making a decision. Comm. Nash indicated that it was his intent to table this ordinance indefinitely and to present an ordinance including one of the alternate 10-step plans for the Safety Schedule for consideration at the April 11, 2006 special meeting. Motion was made by Nash and seconded by Alcott to table first reading of said Ordinance. With no discussion, a roll call vote was taken.

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

Motion to table first reading of Ordinance No. BG2006 - 10 was approved by unanimous vote.

#### ADJOURNMENT

There being no further business to come before the Board of Commissioners, at approximately 8:10 p.m., Mayor Walker declared this meeting adjourned.

#### WORK SESSION

Prior to the regular meeting and with no action taken, the Board of Commissioners convened at 4:00 p.m. in the Commission Chamber of City Hall for a regular work session to discuss the following subjects: (1) the City of Bowling Green's website redesign; and (2) the Fire Department's Strategic Plan.

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

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

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

*Minutes prepared by City Clerk Katie Schaller*