

**MINUTES of REGULAR MEETING
of the BOARD of COMMISSIONERS
of the CITY of BOWLING GREEN, KENTUCKY
held JANUARY 20, 2009**

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 January 20, 2009. In the absence of Mayor Elaine N. Walker, Mayor Pro Tem Catherine Hamilton called the meeting to order. An invocation was given by Brian Carson, 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 Brian “Slim” Nash, Commissioner Bruce Wilkerson, Commissioner Joe W. Denning and Commissioner (Mayor Pro Tem) Catherine Hamilton. Absent: Mayor Elaine N. Walker. There was a quorum of the Board of Commissioners.

PUBLIC HEARING

Housing and Community Development Director Alice Burks conducted a public hearing to review the findings and recommendations in the Community Development Block Grant—Entitlement Consolidated Plan and to obtain public comments regarding the Consolidated 5 Year Strategic Plan. Ms. Burks reviewed the priority needs which included affordable housing opportunities in both homeownership and rental, economic opportunities, and education and counseling. She stated that comments regarding the Plan could be submitted through February 2, 2009. In addition, Ms. Burks reviewed the application process to be established for agencies interested in receiving funding through the Plan. There were no comments made from the public during the hearing.

AWARDS & RECOGNITIONS

Mayor Pro Tem Hamilton acknowledged Commissioner Bruce Wilkerson who recently received the Bowling Green Area Chamber of Commerce’s Ambassador of the Year Award.

Operation P.R.I.D.E. Executive Director Ray Lackey presented two awards for the month of February 2009 for improvements to residential and non-residential property. The first award was given to Mitchell Reed for the property at 700 Old Morgantown Road and the second award was given to the City for the Standard Oil Filling Station rehabilitation project at 638 College Street.

Judy Jewel, Martin Luther King, Jr. Committee Chair, recognized Murrell Martin an 8th Grade student at Henry F. Moss Middle School who received first place in a statewide art contest honoring Martin Luther King, Jr.

CITY MANAGER

City Manager Kevin D. DeFebbo requested a closed session for the purpose of discussion on the future sale of real property by the City as publicity would likely affect the value of the specific piece of property to be sold by the City, and for discussion between the City and a representative of business entities and discussions concerning specific proposals, if open discussions would jeopardize the siting, retention, expansion or upgrading of the businesses. Motion was made by Wilkerson and seconded by Nash to convene in closed session following the regular meeting pursuant to KRS 61.810 (b) and (g). Hamilton called for roll call vote.

(Minutes-Board of Commissioners-January 20, 2009)

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

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

APPROVAL OF MINUTES

Minutes of Regular Meeting January 6, 2009

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

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

Motion to approve the minutes of the regular meeting of January 6, 2009 was approved by unanimous vote.

PUBLIC COMMENTS

Mayor Pro Tem Hamilton opened the floor for any public comments and there were none.

CONSENT AGENDA

Mayor Pro Tem Hamilton requested if there were any items to be removed from the Consent Agenda prior to its consideration. With none, Assistant City Manager/City Clerk Katie Schaller read the summaries of each of the following items:

MUNICIPAL ORDER NO. 2009 – 17

MUNICIPAL ORDER APPROVING THE APPOINTMENT OF
WALTER HAWKINS TO THE CITY OF BOWLING GREEN BOARD
OF ETHICS

MUNICIPAL ORDER NO. 2009 – 18

MUNICIPAL ORDER APPROVING THE APPOINTMENT OF LISA
CARTER TO THE BOWLING GREEN COMMUNITY TREE
ADVISORY BOARD

Motion was made by Wilkerson and seconded by Nash for acceptance of the Consent Agenda as presented. With no discussion, a roll call vote was taken.

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

Motion to accept the Consent Agenda as presented was approved by unanimous vote.

REGULAR AGENDA

ORDINANCE NO. BG2009 – 1

(Second Reading)

ORDINANCE APPROVING APPOINTMENT TO CITY BOARD

ORDINANCE APPROVING THE REAPPOINTMENT OF
COMMISSIONER BRIAN "SLIM" NASH TO THE BOWLING
GREEN MUNICIPAL UTILITIES BOARD

Title and summary of Ordinance No. BG2009 - 1 was read by the Assistant City Manager/City Clerk. Motion was made by Wilkerson and seconded by Denning for second reading of said Ordinance. Mayor Pro Tem Hamilton asked for discussion, and with none, a roll call vote was taken.

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

Ordinance No. BG2009 - 1 was adopted by unanimous vote.

ORDINANCE NO. BG2009 - 2

(Second Reading)

ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING A TRACT OF LAND CONTAINING
18.0619 ACRES FROM HB (HIGHWAY BUSINESS) AND RS-1A
(SINGLE FAMILY RESIDENTIAL) TO PUD (PLANNED UNIT
DEVELOPMENT) LOCATED AT 5013 RUSSELLVILLE ROAD,
WITH BINDING ELEMENTS, PRESENTLY OWNED BY
CLUBHOUSE GOLF TEE TO GREEN, INC.

Title and summary of Ordinance No. BG2009 - 2 was read by the Assistant City Manager/City Clerk. Motion was made by Wilkerson and seconded by Nash for second reading of said Ordinance. Mayor Pro Tem Hamilton asked for discussion, and with none, a roll call vote was taken.

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

Ordinance No. BG2009 - 2 was adopted by unanimous vote.

MUNICIPAL ORDER NO. 2009 - 19

MUNICIPAL ORDER APPROVING THE PROBATIONARY
APPOINTMENT OF NORMAN L. SIMPSON TO THE POSITION OF
POLICE OFFICER IN THE POLICE DEPARTMENT

Summary of Municipal Order No. 2009 - 19 was read by the Assistant City Manager/City Clerk. Motion was made by Wilkerson and seconded by Denning for consideration of said Municipal Order. DeFebbo reviewed the opening from a recent resignation and recommended filling the vacancy with a certified officer. Police Chief Doug Hawkins commented that the department was once again at full compliment with this appointment. Mayor Pro Tem Hamilton asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2009 - 19 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2009 - 20

MUNICIPAL ORDER ACCEPTING RESPONSE TO REQUEST FOR PROPOSALS FOR AUDITING SERVICES FROM MOUNTJOY & BRESSLER, LLP OF LOUISVILLE, KENTUCKY BEGINNING FISCAL YEAR 2008-2009 IN THE AMOUNT OF \$71,750

Summary of Municipal Order No. 2009 - 20 was read by the Assistant City Manager/City Clerk. Motion was made by Wilkerson and seconded by Nash for consideration of said Municipal Order. DeFebbo recounted that Audit Committee Chair Charles Hays spoke at the previous Board of Commissioners meeting to recommend the continuation of the external audit contract with a couple conditions to ensure a rotation of project managers and associates. Mayor Pro Tem Hamilton asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2009 - 20 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2009 - 21

MUNICIPAL ORDER APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A MOTORCYCLE LEASE AGREEMENT WITH HARLEY-DAVIDSON BOWLING GREEN, INC. FOR LEASE OF FOUR STANDARD POLICE PACKAGE HARLEY-DAVIDSON MOTORCYCLES FOR THE SUM OF ONE DOLLAR (\$1.00)

Summary of Municipal Order No. 2009 - 21 was read by the Assistant City Manager/City Clerk. Motion was made by Denning and seconded by Wilkerson for consideration of said Municipal Order. DeFebbo reviewed the recommendation to continue the relationship with Harley Davidson for a motorcycle unit in the Police Department. Mayor Pro Tem Hamilton asked for additional discussion, and with none, a roll call vote was taken.

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

Municipal Order No. 2009 - 21 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2009 - 22

MUNICIPAL ORDER AUTHORIZING ASSIGNMENT OF NEIGHBORHOOD INVESTMENT INITIATIVE AGREEMENT WITH HOUSING ASSISTANCE AND DEVELOPMENT SERVICES (HANDS), INC. TO HABITAT FOR HUMANITY OF BOWLING GREEN / WARREN COUNTY, INC.

Summary of Municipal Order No. 2009 - 22 was read by the Assistant City Manager/City Clerk. Motion was made by Wilkerson and seconded by Nash for consideration of said Municipal Order. DeFebbo explained that HANDS would convey vacant lots from the City to Habitat for Humanity to construct five (5) new homes. Executive Director of Habitat for Humanity of Bowling Green/Warren County George Mendoza thanked the Board for the opportunity to complete this

project. He also responded to a question about the ability to find families to fill the homes. Mayor Pro Tem Hamilton asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Nash, Wilkerson, Denning and Hamilton

Voting Nay: None

Municipal Order No. 2009 - 22 was approved by unanimous vote.

CLOSED SESSION

Following a brief recess to clear the Commission Chamber at approximately 7:30 p.m., the Board of Commissioners met in closed session pursuant to KRS 61.810 (b) and (g) 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 8:25 p.m., Mayor Pro Tem Hamilton declared this meeting adjourned.

WORK SESSION

Prior to the regular meeting and with no action taken, the Board of Commissioners, excluding Mayor Elaine Walker, convened at 4:00 p.m. in the Commission Chamber of City Hall for a regular work session to discuss the following subjects: 1) a presentation of the findings of the Bowling Green Housing Market Analysis prepared by Real Estate Research Consultants, Inc. of Orlando, Florida; 2) public internet access and the City's wireless network; 3) recommended amendments to the Police Department 2009 Policy and Procedures Manual; and 4) potential surplus City property located at the corner of High Street and Cherry Drive.

ADOPTED: _____

APPROVED: _____
Mayor, Chairman of Board of Commissioners

ATTEST: _____
City Clerk

Minutes prepared by Assistant City Manager/City Clerk Katie Schaller