

**RECORD OF PROCEEDINGS
CITY OF BOWLING GREEN CITY COUNCIL**

Minutes of

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held

MONDAY, APRIL 19, 2010

20

The regular meeting of the Bowling Green City Council, held in the Council Chamber, 304 North Church Street, Bowling Green, Ohio was called to order at 8:12 p.m. by Council President Zanfardino. The meeting began with the Pledge of Allegiance.

On roll call, Council Members Aspacher, Dunn, Frost, Hollenbaugh, Kuhlman, McOmber, and Zanfardino responded. Also present were Mayor John Quinn, Municipal Administrator John Fawcett, City Attorney Michael Marsh, Parks and Recreation Director Michelle Grigore, Public Works Director Brian Craft, Utilities Director Kevin Maynard, and Acting Planning Director Heather Saylor.

Council President Zanfardino declared the minutes of the meeting held April 5, 2010 approved as distributed.

CORRESPONDENCE

Clerk noted that a listing of budget transfers for the month of April was received from Finance Director Brian Bushong and distributed to Council prior to the meeting for approval. Council Member Kuhlman moved, Frost seconded, to approve the transfers as presented. On unanimous voice vote, Council President Zanfardino declared motion carried. A copy of the transfers is attached and made a part of these minutes.

Clerk noted that received from the Ohio Division of Liquor Control was an application for a transfer of a Class C1 & C2 liquor permit from Legends Wine & Spirits, Inc., located at 1616 E. Wooster Street, Bowling Green, Ohio, to Our House of Liquor, Inc., at the same location. Clerk reported that a check of the records will be requested from the Police Division.

OFFICIAL REPORTS

Mayor John Quinn reported that City staff will be attending annual Tree City awards program this week held in Ottawa, Ohio. Mayor Quinn noted that the City will be receiving its 30th consecutive Tree City award and its 17th consecutive Growth Award which is more than any other city in the State of Ohio. Mayor Quinn also noted that Bowling Green will be hosting the Tree City awards next year.

Municipal Administrator John Fawcett requested an Executive Session of City Council at the end of tonight's meeting to discuss land acquisition and contract negotiations.

Assistant Planning Director Heather Saylor had no report.

Parks and Recreation Director Michelle Grigore updated Council on upcoming Parks and Recreation activities and noted that registration online for summer programs begins May 1 and in person on May 3.

City Attorney Michael Marsh had no report.

Utilities Director Kevin Maynard noted that he is requesting that Ordinance #8003 authorizing the Utilities Director to advertise for bids for equipment and vehicles be amended by substitution to include the purchase of a replacement bucket truck. Maynard explained that the current truck is in need of extensive repairs and has a history of mechanical problems. Maynard also explained that the purchase was approved by the Board of Public Utilities at the April 12 meeting.

Public Works Director Brian Craft discussed the re-opening of the City's yard waste drop off site and the recent incident of abuse. Craft noted that the incident was caught on camera and that information is being sought to find the offender.

NEW LEGISLATION

The following new legislation was recommended by the Administration and presented to Council for introduction:

Council Member McOmber, for the Finance Committee, introduced a resolution transferring previously appropriated funds.

Council Member McOmber, for the Finance Committee, introduced an ordinance providing supplemental appropriations for the current expenses and other expenditures of the City of Bowling Green, Ohio, during the fiscal year beginning January 1, 2010 and ending December 31, 2010.

Council Member Aspacher, for the Public Utilities Committee, introduced an ordinance authorizing the Utilities Director to accept utility easements for the East Wooster Street water main improvements.

Council Member Frost, for the Planning, Zoning and Economic Development Committee, introduced an ordinance authorizing the Municipal Administrator to enter into a contract with the Wood County Health Department for housing code enforcement, and declaring an emergency.

Council Member Frost, for the Planning, Zoning and Economic Development Committee, introduced an ordinance amending and adopting Section 152.12 of the Codified Ordinances of the City of Bowling Green, Ohio, concerning size of numbers.

Council Member Frost, for the Planning, Zoning and Economic Development Committee, introduced an ordinance amending the Zoning District Map for the Indian Trace Subdivision from R-1 Single Family Residential to R-2 Single Family Residential.

COUNCIL COMMITTEE REPORTS

Council Member Zanfardino reported that the Community Improvement Committee met earlier this evening to begin discussion of the Ad Hoc Housing Committee's report. Zanfardino scheduled an additional meeting of the committee for Monday, May 3, at 7:00 p.m.

LOBBY VISITATIONS

Russ Veitsh, 115 Williams, addressed Council regarding the recommendations of the Ad Hoc Housing Committee and expressed his desire to have issues such as loud parties, vandalism, walking parties and traffic/parking problems addressed as well.

READING OF LEGISLATION

Clerk read Resolution #3431 transferring previously appropriated funds, for first reading.

Council Member McOmber moved, Dunn seconded, to suspend the rules and give Resolution #3431 its second and third reading. On roll call vote, Council Members Dunn, Frost, Hollenbaugh, Kuhlman, McOmber, Zanfardino, and Aspacher voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Resolution #3431 for second and third reading by number and title only.

Council Member McOmber moved, Aspacher seconded, to adopt Resolution #3431. On roll call vote, Council Members Frost, Hollenbaugh, Kuhlman, McOmber, Zanfardino, Aspacher, and Dunn voted yes. Council President Zanfardino declared motion carried, and Resolution #3431 adopted.

Clerk read Ordinance #8010 providing supplemental appropriations for the current expenses and other expenditures of the City of Bowling Green, Ohio, during the fiscal year beginning January 1, 2010 and ending December 31, 2010, for first reading.

Council Member McOmber moved, Dunn seconded, to suspend the rules and give Ordinance #8010 its second and third reading. On roll call vote, Council Members Frost, Hollenbaugh, Kuhlman, McOmber, Zanfardino, Aspacher, and Dunn voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Ordinance #8010 for second and third reading by number and title only.

Council Member McOmber moved, Frost seconded, to adopt Ordinance #8010. On roll call vote, Council Members Kuhlman, McOmber, Zanfardino, Aspacher, Dunn, Frost, and Hollenbaugh voted yes. Council President Zanfardino declared motion carried, and Ordinance #8010 adopted.

Clerk read Ordinance #8011 authorizing the Utilities Director to accept utility easements for the East Wooster Street water main improvements, for first reading.

Clerk read Ordinance #8012 authorizing the Municipal Administrator to enter into a contract with the Wood County Health Department for housing code enforcement, and declaring an emergency, for first reading.

Council Member Frost moved, McOmber seconded, to suspend the rules and give Ordinance #8012 its second and third reading. On roll call vote, Council Members McOmber, Zanfardino, Aspacher, Dunn, Frost, Hollenbaugh, and Kuhlman voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Ordinance #8012 for second and third reading by number and title only.

Council Member Frost moved, Dunn seconded, to adopt the emergency clause for Ordinance #8012. On roll call vote, Council Members Zanfardino, Aspacher, Dunn, Frost, Hollenbaugh, Kuhlman, and McOmber voted yes. Council President Zanfardino declared motion carried, and the emergency clause adopted.

Council Member Frost moved, Kuhlman seconded, to adopt Ordinance #8012. On roll call vote, Council Members Aspacher, Dunn, Frost, Hollenbaugh, Kuhlman, McOmber, and Zanfardino voted yes. Council President Zanfardino declared motion carried, and Ordinance #8012 adopted.

Clerk read Ordinance #8013 amending and adopting Section 152.12 of the Codified Ordinances of the City of Bowling Green, Ohio, concerning size of numbers, for first reading.

Clerk read Ordinance #8014 amending the Zoning District Map for the Indian Trace Subdivision from R-1 Single Family Residential to R-2 Single Family Residential, for first reading.

Clerk read Ordinance #8007 authorizing the Utilities Director to execute the 7th modification to the Northwest AMP Service Group (NWASG) Pool Participant Schedule, for second reading.

Clerk read Ordinance #8009 authorizing the Utilities Director to advertise for bids and enter into a contract or contracts to perform sewer relining and sewer replacement work in the 200 and 300 blocks of East Wooster Street as part of the East Wooster Street redevelopment project, and declaring an emergency, for second reading.

Clerk read Ordinance #8001 authorizing the Municipal Administrator to advertise for bids and enter into a contract or contracts for the design and construction of a skate park to be located in Bowling Green City Park, for third reading.

Council Member Kuhlman moved, McOmber seconded, to adopt Ordinance #8001. On roll call vote, Council Members Dunn, Frost, Hollenbaugh, Kuhlman, McOmber, Zanfardino, and Aspacher voted yes. Council President Zanfardino declared motion carried, and Ordinance #8001 adopted.

Clerk read Ordinance #8002 amending and adopting Section 93.01, Section 93.14(A), Section 93.99 and Section 150.69 of the Codified Ordinances of the City of Bowling Green, Ohio, to delete reference to BOCA, for third reading.

Council Member Hollenbaugh moved, Frost seconded, to adopt Ordinance #8002. On roll call vote, Council Members Frost, Hollenbaugh, Kuhlman, McOmber, Zanfardino, Aspacher, and Dunn voted yes. Council President Zanfardino declared motion carried, and Ordinance #8002 adopted.

Clerk read Ordinance #8003 authorizing the Utilities Director to advertise for bids and enter into a contract or contracts and/or participate in State of Ohio purchase programs for the purchase of equipment as well as the trade-in, transfer, or sale of said equipment replaced by Utility Divisions, for third reading.

Council Member Aspacher moved, Dunn seconded, to amend Ordinance #8003 by substitution to include the purchase of a 6-foot bucket truck to replace vehicle #420. On roll call vote, Council Members Kuhlman, McOmber, Zanfardino, Aspacher, Dunn, and Frost voted yes. Council Member Hollenbaugh abstained. Council President Zanfardino declared motion carried, and Ordinance #8003 amended by substitution.

Council Member Aspacher moved, McOmber seconded, to adopt Ordinance #8003 as amended. On roll call vote, Council Members Kuhlman, McOmber, Zanfardino, Aspacher, Dunn, and Frost voted yes. Council Member Hollenbaugh abstained. Council President Zanfardino declared motion carried, and Ordinance #8003 adopted as amended.

Clerk read Ordinance #8004 authorizing the Utilities Director to enter into a contract or contracts for the purchase and replacement of a Chemco lime feeder and slaker at the Water Treatment Plant, without advertising for competitive bids, for third reading.

Council Member Aspacher moved, Dunn seconded, to adopt Ordinance #8004. On roll call vote, Council Members McOmber, Zanfardino, Aspacher, Dunn, Frost, Hollenbaugh, and Kuhlman voted yes. Council President Zanfardino declared motion carried, and Ordinance #8004 adopted.

Council Member Frost moved, Dunn seconded, to adopt amended Ordinance #7992 amending the Zoning District Map of the City of Bowling Green, Ohio, for approximately .6465 acres of land on Gorrell Avenue now owned by the Bowling Green Board of Education from S-3 Planned Institutional to B-1 Neighborhood Commercial zoning. On roll call vote, Council Members Zanfardino, Aspacher, Dunn, Frost, Hollenbaugh, Kuhlman, and McOmber voted yes. Council President Zanfardino declared motion carried, and Ordinance #7992 adopted as amended.

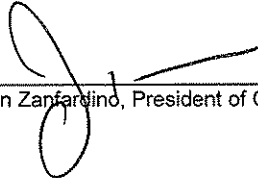
Council Member Dunn moved, Frost seconded, to move Council into Executive Session at 8:47 p.m. to discuss land acquisition and contract negotiations.

Council Member Frost moved, Dunn seconded, to move Council out of Executive Session at 9:52 p.m. On roll call vote, Council Members Aspacher, Dunn, Frost, Hollenbaugh, Kuhlman, McOmber, and Zanfardino voted yes. Council President Zanfardino declared motion carried.

Council Member Dunn moved, McOmber seconded, to adjourn. On unanimous voice vote, Council President Zanfardino adjourned the April 19, 2010 regular meeting of the City Council at 9:53 p.m., subject to call.



Kay D. Scherrek, Clerk of Council



John Zanfardino, President of Council



April 19, 2010

TO: Bowling Green City Council

FROM: Brian Bushong, Finance Director

Transfers requested for the month of April include:

Fund	Dept.	Account	Description	From	To
1010	190	92200	General, Miscellaneous, Transfer To Special Revenue	\$ 1,770.00	
2021	000	69410	ODOT Transportation Grant (Taxi), Revenue, Transfer From General		\$ 1,770.00
1010	190	92400	General, Miscellaneous, Transfer To Capital Projects	\$ 2,898.33	
4030	000	69410	Green Space Acquisition Fund, Revenue, Transfer From General		\$ 2,898.33
2078	170	92300	Municipal Court Special Projects, Municipal Court, Transfer To Debt Service	\$ 7,500.00	
3025	000	69420	Debt Service, Revenue, Transfer From Special Revenue		\$ 7,500.00
4018	810	92300	Capital Improvement, Capital Improvement, Transfer To Debt Service	\$ 35,427.08	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 35,427.08
4018	810	92400	Capital Improvement, Capital Improvement, Transfer To Capital Projects	\$ 2,083.33	
4010	000	69440	Facility Capital Reserve, Revenue, Transfer From Capital Projects		\$ 2,083.33
4029	423	92300	Street Repair, Street Repair, Transfer To Debt Service	\$ 14,789.58	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 14,789.58
4052	810	92300	Community Center, Capital Improvement, Transfer To Debt Service	\$ 22,899.00	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 22,899.00
5111	651	92500	Electric Revenue, Administrative and General, Transfer To Enterprise	\$ 142,033.33	
5112	000	69450	Electric Capital Reserve, Revenue, Transfer From Enterprise		\$ 142,033.33
5331	651	92500	Sewer Revenue, Administrative and General, Transfer To Enterprise	\$ 1,833.33	
5332	000	69450	Sewer Capital Reserve, Revenue, Transfer From Enterprise		\$ 1,833.33
Total				\$ 231,233.98	\$ 231,233.98