

RECORD OF PROCEEDINGS  
CITY OF BOWLING GREEN CITY COUNCIL

Minutes of

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held MONDAY, JUNE 7, 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 8:00 p.m. by Council President Zanfardino. The meeting began with the Pledge of Allegiance.

On roll call, Council Members Aspacher, Frost, Hollenbaugh, Kuhlman, McOmber, and Zanfardino responded. Council Member Dunn was not present. 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 Sayler.

Council President Zanfardino declared the minutes of the meeting held May 17, 2010 approved as distributed.

**CORRESPONDENCE**

There was no correspondence.

**OFFICIAL REPORTS**

Mayor John Quinn noted that the annual *Pause for the Pledge* will be held on Monday, June 14, 2010. There will be a brief ceremony at 10:00 a.m. outside the Senior Center.

Mayor Quinn requested confirmation of the appointment of Ryan Holley to the Planning Commission for a term expiring May 31, 2015. Council Member Aspacher moved, Kuhlman seconded, to approve the appointment as presented by the Mayor. On unanimous voice vote, Council President Zanfardino declared motion carried.

Mayor Quinn noted that the 2009 Mayor's Report was distributed to Council this evening and thanked those who contributed to the report.

Municipal Administrator John Fawcett had no report.

Acting Planning Director Heather Sayler had no report.

Parks and Recreation Director Michelle Grigore distributed information regarding the development of a general management plan for the Kenwood/Napoleon parkland noting that this a joint effort with the Wood County Park District. Grigore noted that informational meetings have been scheduled to gain public input into the planning process. Grigore also distributed information regarding the S-District Site Plan for the proposed skate park to be located in City Park.

City Attorney Michael Marsh had no report.

Utilities Director Kevin Maynard had no report.

Public Works Director Brian Craft reported that a bid opening will be held tomorrow for the "lost blocks" project (the portion of East Wooster street between Prospect Street east to the railroad tracks). Craft also updated Council on the North Main Street stimulus project noting that signs went up today along portions of North Main Street.

**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 adopting the Estimate of Revenues for the year 2011.

Council Member McOmber, for the Finance Committee, introduced an ordinance accepting conveyance of the real estate generally known as 215 West Wooster Street (the former Junior High building) for one dollar (\$1.00) from the Bowling Green City School District.

Council Member McOmber, for the Finance Committee, introduced an ordinance authorizing the Municipal Administrator to advertise for bids and enter into a contract or contracts to abate asbestos at the property generally known as 215 West Wooster Street (the former Junior High building), and demolish the structures and improvements at said location, and remove all debris and materials from the site, and landscape the site and make the site suitable for future municipal and public purposes.

Council Member Zanfardino, for the Community Improvement Committee, introduced a resolution approving the petitions for renewal and the Plan of Services to be provided by the Bowling Green Central Business Special Improvement District, Inc., approving the properties of the municipal corporation in said Plan of Services, and approving the City of Bowling Green's cooperative cost share.

Council Member Zanfardino, for the Community Improvement Committee, introduced a resolution declaring the necessity to implement the Plan of Services adopted by the Bowling Green Central Business Special Improvement District, Inc., as approved in Resolution No. 3432 and declaring the necessity to levy a special assessment for the services set forth in said plan upon the lots and lands benefiting under the plan.

Council Member Aspacher, for the Public Utilities Committee, introduced an ordinance authorizing the Utilities Director to execute revised Load Management Schedule LM-1 to an agreement between American Municipal Power, Inc., and the City of Bowling Green, AMP-Ohio Generic Contract Number C-11-2005-4433.

Council Member Aspacher, for the Public Utilities Committee, introduced an ordinance authorizing the Utilities Director to accept utility easements from Vickie Betancourt, Isaac Property Holding Company, Ltd., and John and Lydia Newlove for improvements on East Wooster Street, Third Street, and North Main Street.

Council Member Frost, for the Planning, Zoning and Economic Development Committee, introduced an ordinance approving the S-District Site Plan for the proposed skate park to be located in City Park.

#### **COUNCIL COMMITTEE REPORTS**

Council Member McOmber reported that the Finance Committee met last Thursday and is recommending that Council adopt legislation to place a levy on the ballot for November 2010. McOmber explained that the proposed levy will be a .08 percent increase in the City's income tax bringing the total City income tax rate to 2.00%. McOmber noted that the 2.00% is in line with many municipalities throughout Ohio. He also explained that the .08% will be directed to the fire levy fund as that fund will not have enough money to get through another year and faces a deficit of \$200,000. McOmber further explained that if the levy is not approved, the Finance Committee discussed the probability of an undetermined number of involuntary layoffs of City employees in 2011.

#### **LOBBY VISITATIONS**

Earlene Kilpatrick, Executive Director of the Bowling Green Chamber of Commerce, addressed Council regarding the community *Save the Fireworks* effort started by the pastor of the Bowling Green Alliance Church, Dennis Grugger. Kilpatrick noted that donations are being accepted by First Federal Bank or can be dropped off at the Chamber office.

Tom Vanden-Eyden from the Bicycle Safety Commission publicly thanked two businesses, Chipotle and Grounds for Thought, for their efforts in promoting "Bike to Work Day".

Jackie Nowicki, 625 Hickory Court, asked about costs for the signs installed for the North Main Street stimulus project. Public Works Director Brian Craft responded that the City was required to pay for and put up the signs for the project as a requirement for receiving the stimulus funds.

#### READING OF LEGISLATION

Clerk read Resolution #3432 approving the petitions for renewal and the Plan of Services to be provided by the Bowling Green Central Business Special Improvement District, Inc., approving the properties of the municipal corporation in said Plan of Services, and approving the City of Bowling Green's cooperative cost share, for first reading.

Clerk read Resolution #3433 declaring the necessity to implement the Plan of Services adopted by the Bowling Green Central Business Special Improvement District, Inc., as approved in Resolution No. 3432 and declaring the necessity to levy a special assessment for the services set forth in said plan upon the lots and lands benefiting under the plan, for first reading.

Clerk read Resolution #3434 adopting the Estimate of Revenues for the year 2011, for first reading.

Clerk read Ordinance #8019 accepting conveyance of the real estate generally known as 215 West Wooster Street (the former Junior High building) for one dollar (\$1.00) from the Bowling Green City School District, for first reading.

Council Member McOmber moved, Kuhlman seconded, to suspend the rules and give Ordinance #8019 its second and third reading. On roll call vote, Council Members Frost, Hollenbaugh, Kuhlman, McOmber, Zanfardino, and Aspacher voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Ordinance #8019 for second and third reading by number and title only.

Council Member McOmber moved, Kuhlman seconded, to adopt Ordinance #8019. On roll call vote, Council Members Hollenbaugh, Kuhlman, McOmber, Zanfardino, Aspacher, and Frost voted yes. Council President Zanfardino declared motion carried, and Ordinance #8019 adopted.

Clerk read Ordinance #8020 authorizing the Municipal Administrator to advertise for bids and enter into a contract or contracts to abate asbestos at the property generally known as 215 West Wooster Street (the former Junior High building), and demolish the structures and improvements at said location, and remove all debris and materials from the site, and landscape the site and make the site suitable for future municipal and public purposes.

Clerk read Ordinance #8021 authorizing the Utilities Director to execute revised Load Management Schedule LM-1 to an agreement between American Municipal Power, Inc., and the City of Bowling Green, AMP-Ohio Generic Contract Number C-11-2005-4433, for first reading.

Clerk read Ordinance #8022 authorizing the Utilities Director to accept utility easements from Vickie Betancourt, Isaac Property Holding Company, Ltd., and John and Lydia Newlove for improvements on East Wooster Street, Third Street, and North Main Street, for first reading.

Clerk read Ordinance #8023 approving the S-District Site Plan for the proposed skate park to be located in City Park, for first reading.

Council Member Frost announced that a public hearing will be held for Ordinance #8023 on July 19, 2010 at 7:45 p.m. in the Council Chamber.

Clerk read Ordinance #8017 certifying unpaid cost of snow removal to the County Auditor for placement on the tax duplicate, for second reading. *(During the meeting, the Clerk indicated that Ordinance #8017 was receiving its third reading and Council adopted the ordinance. This was an error, therefore, the adoption of the ordinance is not valid. This ordinance was to receive its second reading.)*

Council Member Frost moved, McOmber seconded, to amend Ordinance #8014 by adding the emergency clause to the ordinance amending the Zoning District Map for the Indian Trace Subdivision from R-1 Single Family Residential to R-2 Single Family Residential. On roll call vote, Council Members McOmber, Zanfardino, Aspacher, Frost, Hollenbaugh, and Kuhlman voted yes. Council President Zanfardino declared motion carried, and Ordinance #8014 amended.

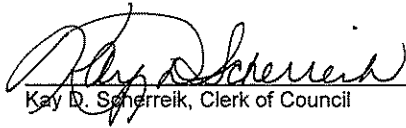
Council Member Frost moved, Kuhlman seconded, to adopt the emergency clause. Frost noted that the reason for the emergency clause is to allow for timely development in that subdivision during the summer months. On roll call vote, Council Members Zanfardino, Aspacher, Frost, Hollenbaugh, Kuhlman, and McOmber voted yes. Council President Zanfardino declared motion carried, and the emergency clause adopted.

Council Member Frost moved, Aspacher seconded, to adopt Ordinance #8014 as amended. On roll call vote, Council Members Aspacher, Frost, Hollenbaugh, Kuhlman, McOmber, and Zanfardino voted yes. Council President Zanfardino declared motion carried, and Ordinance #8014 as amended is adopted.

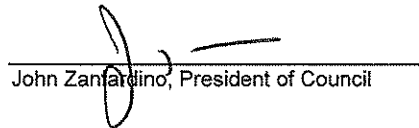
Council Member Frost moved, Kuhlman seconded, to excuse Council Member Dunn from this evening's meeting. On unanimous voice vote, Council President Zanfardino declared motion carried.

Council President Zanfardino noted that the first meeting in July will be held on Tuesday, July 6, due to the 4<sup>th</sup> of July holiday.

Council Member Aspacher moved, McOmber seconded, to adjourn. On unanimous voice vote, Council President Zanfardino adjourned the June 7, 2010 regular meeting of the City Council at 8:30 p.m., subject to call.



Kay D. Scherrek, Clerk of Council



John Zanfardino, President of Council