

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

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

TUESDAY, SEPTEMBER 8, 2009

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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 Newlove. The meeting began with the Pledge of Allegiance.

On roll call, Council Members Dunn, Frost, McOmber, Newlove, Redfern, Sorrells, and Zanfardino responded. Also present were Mayor John Quinn, Municipal Administrator John Fawcett, City Attorney Michael Marsh, Public Works Director Brian Craft, and Utilities Director Kevin Maynard. Parks and Recreation Director Michelle Grigore and Planning Director Rick Ketzenbarger were not present.

Council Member Redfern noted the location on the minutes from the August 17, 2009 was listed incorrectly and asked for it to be changed. Council President Newlove declared the minutes of the meeting held August 17, 2009 approved as corrected, and the minutes from the special meeting held August 26, 2009 approved as distributed.

Council President Newlove asked for nominations for President Pro-tem. Council Member Dunn nominated Council Member Zanfardino, Redfern seconded the nomination. On roll call vote, Council Members Frost, McOmber, Newlove, Redfern, Sorrells, Zanfardino, and Dunn voted yes. Council President Newlove declared motion carried.

CORRESPONDENCE

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

OFFICIAL REPORTS

Mayor John Quinn had no report, but noted that he appointed Council Member Redfern to the Transportation Advisory Committee to replace former Council Member Heminger.

Municipal Administrator John Fawcett had no report.

Council Member McOmber asked Fawcett when the Administration plans to give a financial update of the City's finances. Fawcett responded that the update is in process and plans to present it to Council will be forthcoming.

Council Member Dunn asked for a definition of "rain garden".

Planning Director Rick Ketzenbarger was not present.

Parks and Recreation Director Michelle Grigore was not present.

City Attorney Michael Marsh had no report.

Utilities Director Kevin Maynard had no report.

Public Works Director Brian Craft reviewed recent bid openings with Council and commented regarding street closures for the upcoming Black Swamp Arts Festival.

NEW LEGISLATION

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

Council Member Zanfardino, for the Community Improvement Committee, introduced an ordinance authorizing the Mayor of the City of Bowling Green, Ohio, to enter into a Housing Revolving Loan Fund Administration Agreement.

Council Member Zanfardino, for the Community Improvement Committee, introduced a resolution authorizing the filing of (a) proposal(s) and/or (an) application(s) with the Ohio Department of Transportation for American Recovery and Reinvestment Act (ARRA) of 2009 grant through the US Department of Transportation Federal Transit Administration (FTA), as authorized under Federal transit laws, as codified, 49 USC Section 5311, and executing a contract with the Ohio Department of Transportation upon grant proposal and/or application approval.

Council Member Newlove, for the Committee-of-the-Whole, introduced a resolution honoring Gordy Heminger, Member of the Council of the City of Bowling Green, Ohio.

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

Council Member Newlove, for the Finance Committee, introduced a resolution authorizing the Finance Director to establish a Special Revenue Fund entitled "Neighborhood Stabilization Program" for the City of Bowling Green, Wood County, Ohio.

Council Member Newlove, 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, 2009 and ending December 31, 2009.

Council Member Newlove, for the Finance Committee, introduced an ordinance amending and adopting Section 33.09(A) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to the Fire Division Composition.

Council Member Newlove, for the Finance Committee, introduced an ordinance amending and adopting Section 33.08(A) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to the Police Division Composition.

Council Members, for the Transportation and Safety Committee, introduced an ordinance authorizing the Municipal Administrator and/or the Utilities Director to seek bids and enter into a contract or contracts for street and sidewalk improvements, street lighting improvements, aerial utility work, and other services relating to improvements on East Wooster Street.

Council Member McOmber, for the Public Utilities Committee, introduced an ordinance authorizing the Utilities Director to advertise for bids and enter into a contract or contracts for the construction and/or replacement of sub-standard waterlines.

Council Member Frost, for the Planning, Zoning and Economic Development Committee, introduced an ordinance amending and adopting Section 150.107(D), Section 151.27(L)(3) and Section 151.28(F) of the Codified Ordinances of the City of Bowling Green, Ohio, regarding storm water management.

Council Member Frost, for the Planning, Zoning and Economic Development Committee, introduced an ordinance amending and adopting Section 150.03 and 150.17(E) of the Codified Ordinances of the City of Bowling Green, Ohio, regarding rain gardens.

COUNCIL COMMITTEE REPORTS

There were no Council committee reports.

LOBBY VISITATIONS

Dan Caldwell, 1309 E. Wooster Street, introduced himself to Council as the Undergraduate Student liaison from the university noting that he plans to attend upcoming Council meetings.

READING OF LEGISLATION

Clerk read Resolution #3404 honoring Gordy Heminger, Member of the Council of the City of Bowling Green, Ohio, for first reading.

Council Member Newlove, moved, Sorrells seconded, to suspend the rules and give Resolution #3404 its second and third reading. On roll call vote, Council Members McOmber, Newlove, Redfern, Sorrells, Zanfardino, Dunn, and Frost voted yes. Council President Newlove declared motion carried, and rules suspended.

Clerk read Resolution #3404 for second and third reading by number and title only.

Council Member Newlove moved, Sorrells seconded, to adopt Resolution #3404. On roll call vote, Council Members Newlove, Redfern, Sorrells, Zanfardino, Dunn, Frost, McOmber voted yes. Council President Newlove declared motion carried, and Resolution #3404 adopted.

Clerk read Resolution #3405 transferring previously appropriated funds, for first reading.

Council Member Newlove moved, McOmber seconded, to suspend the rules and give Resolution #3405 its second and third reading. On roll call vote, Council Members Redfern, Sorrells, Zanfardino, Dunn, Frost, McOmber, and Newlove voted yes. Council President Newlove declared motion carried, and rules suspended.

Clerk read Resolution #3405 for second and third reading by number and title only.

Council Member Newlove moved, Zanfardino seconded, to adopt Resolution #3405. On roll call vote, Council Members Sorrells, Zanfardino, Dunn, Frost, McOmber, Newlove, and Redfern voted yes. Council President Newlove declared motion carried, and Resolution #3405 adopted.

Clerk read Resolution #3406 authorizing the Finance Director to establish a Special Revenue Fund entitled "Neighborhood Stabilization Program" for the City of Bowling Green, Wood County, Ohio, for first reading.

Council Member Newlove moved, Frost seconded, to suspend the rules and give Resolution #3406 its second and third reading. On roll call vote, Council Members Zanfardino, Dunn, Frost, McOmber, Newlove, Redfern, and Sorrells voted yes. Council President Newlove declared motion carried, and rules suspended.

Clerk read Resolution #3406 for second and third reading by number and title only.

Council Member Newlove moved, Redfern seconded, to adopt Resolution #3406. On roll call vote, Council Members Dunn, Frost, McOmber, Newlove, Redfern, Sorrells, and Zanfardino voted yes. Council President Newlove declared motion carried, and Resolution #3406 adopted.

Clerk read Resolution #3407 authorizing the filing of (a) proposal(s) and/or (an) application(s) with the Ohio Department of Transportation for American Recovery and Reinvestment Act (ARRA) of 2009 grant through the US Department of Transportation Federal Transit Administration (FTA), as authorized under Federal transit laws, as codified, 49 USC Section 5311, and executing a contract with the Ohio Department of Transportation upon grant proposal and/or application approval, for first reading.

Council Member Zanfardino moved, Dunn seconded, to suspend the rules and give Resolution #3407 its second and third reading. On roll call vote, Council Members Frost, McOmber, Newlove, Redfern, Sorrells, Zanfardino, and Dunn voted yes. Council President Newlove declared motion carried, and rules suspended.

Clerk read Resolution #3407 for second and third reading by number and title only.

Council Member Zanfardino moved, McOmber seconded, to adopt Resolution #3407. On roll call vote, Council Members McOmber, Newlove, Redfern, Sorrells, Zanfardino, Dunn, and Frost voted yes. Council President Newlove declared motion carried, and Resolution #3407 adopted.

Clerk read Ordinance #7927 providing supplemental appropriations for the current expenses and other expenditures of the City of Bowling Green, Ohio, during the fiscal year beginning January 1, 2009 and ending December 31, 2009, for first reading.

Council Member Newlove moved, Frost seconded, to suspend the rules and give Ordinance #7927 its second and third reading. On roll call vote, Council Members Newlove, Redfern, Sorrells, Zanfardino, Dunn, Frost, McOmber voted yes. Council President Newlove declared motion carried, and rules suspended.

Clerk read Ordinance #7927 for second and third reading by number and title only.

Council Member Newlove moved, Zanfardino seconded, to adopt Ordinance #7927. On roll call vote, Council Members Redfern, Sorrells, Zanfardino, Dunn, Frost, McOmber, and Newlove voted yes. Council President Newlove declared motion carried, and Ordinance #7927 adopted.

Clerk read Ordinance #7928 amending and adopting Section 33.09(A) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to the Fire Division Composition, for first reading.

Clerk read Ordinance #7929 amending and adopting Section 33.08(A) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to the Police Division Composition, for first reading.

Clerk read Ordinance #7930 authorizing the Mayor of the City of Bowling Green, Ohio, to enter into a Housing Revolving Loan Fund Administration Agreement, for first reading.

Clerk read Ordinance #7931 authorizing the Municipal Administrator and/or the Utilities Director to seek bids and enter into a contract or contracts for street and sidewalk improvements, street lighting improvements, aerial utility work, and other services relating to improvements on East Wooster Street, for first reading.

Clerk read Ordinance #7932 authorizing the Utilities Director to advertise for bids and enter into a contract or contracts for the construction and/or replacement of sub-standard waterlines, for first reading.

Clerk read Ordinance #7933 amending and adopting Section 150.03 and 150.17(E) of the Codified Ordinances of the City of Bowling Green, Ohio, regarding rain gardens.

Council Member Frost announced that a public hearing will be held for Ordinance #7933 on October 19, 2009 at 7:45 p.m. in the Council Chamber.

Clerk read Ordinance #7934 amending and adopting Section 150.107(D), Section 151.27(L)(3) and Section 151.28(F) of the Codified Ordinances of the City of Bowling Green, Ohio, regarding storm water management, for first reading.

Council Member Frost announced that a public hearing will be held for Ordinance #7934 on October 19, 2009 at 7:45 p.m. in the Council Chamber.

Clerk read Resolution #3403 authorizing the City Attorney to petition the Board of County Commissioners of Wood County, Ohio, to change township lines, for second reading.

Clerk read Ordinance #7924 amending and adopting Section 150.40(D) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to the fee for processing an S-District Site Plan, for second reading.

Clerk read Ordinance #7925 amending and adopting Sections 150.03 and 150.33 of the Codified Ordinances of the City of Bowling Green, Ohio, concerning agricultural animals, for second reading.

Clerk read Ordinance #7919 authorizing the Municipal Administrator and the Utilities Director to sell obsolete items no longer needed for municipal purposes by public auction, and declaring an emergency, for third reading.

Council Member Newlove moved, Sorrells seconded, to adopt the emergency clause for Ordinance #7919. On roll call vote, Council Members Sorrells, Zanfardino, Dunn, Frost, McOmber, Newlove, and Redfern voted yes. Council President Newlove declared motion carried, and the emergency clause adopted.

Council Member Newlove moved, Zanfardino seconded, to adopt Ordinance #7919. On roll call vote, Council Members Zanfardino, Dunn, Frost, McOmber, Newlove, Redfern, and Sorrells voted yes. Council President Newlove declared motion carried, and Ordinance #7919 adopted.


Clerk read Ordinance #7920 authorizing the Utilities Director to advertise for bids and enter into a contract or contracts for the rehabilitation and/or replacement of substandard sewers as determined by the City Engineer, for third reading.

Council Member McOmber moved, Dunn seconded, to adopt Ordinance #7920. On roll call vote, Council Members Dunn, Frost, McOmber, Newlove, Redfern, Sorrells, and Zanfardino voted yes. Council President Newlove declared motion carried, and Ordinance #7920 adopted.

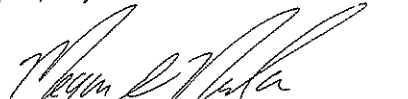
Clerk read Ordinance #7921 authorizing the Utilities Director to advertise for bids and enter into a contract or contracts for the construction of approximately 1,700 lineal feet of a 12-inch waterline on East Wooster Street, for third reading.

Council Member McOmber moved, Frost seconded, to adopt Ordinance #7921. On roll call vote, Council Members Frost, McOmber, Newlove, Redfern, Sorrells, Zanfardino, and Dunn voted yes. Council President Newlove declared motion carried, and Ordinance #7921 adopted.

Council Member Redfern moved, Zanfardino seconded, to adjourn. On unanimous voice vote, Council President Newlove adjourned the September 8, 2009 regular meeting of the City Council at 8:25 p.m., subject to call.



Kay D. Scherrek, Clerk of Council



Megan E. Newlove, President of Council



September 8, 2009

TO: Bowling Green City Council

FROM: Brian Bushong, Finance Director

Transfers requested for the month of September include:

Fund	Dept.	Account	Description	From	To
5111	651	92500	Electric Revenue, Administrative and General, Transfer To Enterprise	\$ 156,821.08	
5112	000	69450	Electric Capital Reserve, Revenue, Transfer From Enterprise		\$ 68,703.83
5113	000	69450	Electric Depreciation, Revenue, Transfer From Enterprise		\$ 88,117.25
5221	651	92500	Water Revenue, Administrative and General, Transfer To Enterprise	\$ 10,500.00	
5222	000	69450	Water Capital Reserve, Revenue, Transfer From Enterprise		\$ 1,833.33
5223	000	69450	Water Depreciation, Revenue, Transfer From Enterprise		\$ 8,666.67
5331	651	92500	Sewer Revenue, Administrative and General, Transfer To Enterprise	\$ 10,666.66	
5332	000	69450	Sewer Capital Reserve, Revenue, Transfer From Enterprise		\$ 1,833.33
5333	000	69450	Sewer Depreciation, Revenue, Transfer From Enterprise		\$ 8,833.33
1010	190	92200	General, Miscellaneous, Transfer To Special Revenue	\$ 7,291.67	
2021	000	69410	ODOT Transportation Grant (Taxi), Revenue, Transfer From General		\$ 2,500.00
2016	000	69410	Park, Playground and Recreation, Revenue, Transfer From General		\$ 4,791.67
1010	190	92400	General, Miscellaneous, Transfer To Capital Projects	\$ 3,250.00	
4030	000	69410	Green Space Acquisition Fund, Revenue, Transfer From General		\$ 3,250.00
2007	190	92100	Payroll Stabilization, Miscellaneous, Transfer To General	\$ 31,032.50	
1010	000	69420	General, Revenue, Transfer From Special Revenue		\$ 30,500.00
1011	000	69420	Income Tax, Revenue, Transfer From Special Revenue		\$ 532.50
2007	190	92200	Payroll Stabilization, Miscellaneous, Transfer To Special Revenue	\$ 10,290.59	

2012	000	69420	Street Construction, Maintenance and Repair, Revenue, Transfer From Special Revenue		\$ 871.17
2016	000	69420	Park, Playground and Recreation, Revenue, Transfer From Special Revenue		\$ 1,131.42
2030	000	69420	Parking , Revenue, Transfer From Special Revenue		\$ 244.67
2031	000	69420	Police Levy, Revenue, Transfer From Special Revenue		\$ 2,557.33
2032	000	69420	Fire Levy, Revenue, Transfer From Special Revenue		\$ 5,319.83
2080	000	69420	Municipal Probation Services, Revenue, Transfer From Special Revenue		\$ 166.17
2007	190	92600	Payroll Stabilization, Miscellaneous, Transfer To Internal Service	\$ 943.17	
6036	000	69420	Engineering, Revenue, Transfer From Special Revenue		\$ 943.17
2016	710	92100	Park, Playground and Recreation, Recreation Department, Transfer To General	\$ 4,829.17	
1010	000	69420	General, Revenue, Transfer From Special Revenue		\$ 4,829.17
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	\$ 23,220.83	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 23,220.83
4018	810	92400	Capital Improvement, Capital Improvement, Transfer To Capital Projects	\$ 14,583.33	
4005	000	69440	Equipment Capital Reserve, Revenue, Transfer From Capital Projects		\$ 14,583.33
4029	423	92300	Street Repair, Street Repair, Transfer To Debt Service	\$ 15,177.08	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 15,177.08
Total				\$ 296,106.08	\$ 296,106.08