

Held

MONDAY, APRIL 16, 2012

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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 7:00 p.m. by Council President Zanfardino. The meeting began with the Pledge of Allegiance.

On roll call, Council Members Aspacher, Gordon, Jeffers, McOmber, Robinette, Rowland and Zanfardino responded. Also present were Mayor Richard Edwards, Municipal Administrator John Fawcett, City Attorney Michael Marsh, Parks and Recreation Director Michelle Grigore, Public Works Director Brian Craft, Utilities Director Brian O'Connell, and Planning Director Heather Saylor.

Council President Zanfardino declared the minutes of the meeting held April 2, 2012 approved as distributed.

CORRESPONDENCE

Clerk Kay Scherreik reported that the following two applications for new liquor permits were received from the Ohio Division of Liquor Control:

- Class C2 for Daddy's Girl, LLC, dba Good to Go, located at 1220A W. Wooster Street;
- Class D3 for Pollyeyes East, Inc., dba Campus Pollyeyes, 440 E. Court Street.

Clerk noted that a check of the records was received from the Police Division and no pertinent information was noted.

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 McOmber moved, Jeffers 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 for the record that copies of the Budget Summary Report for the month of March 2012 was distributed to Council prior to this evening's meeting.

Council President Zanfardino introduced State Representative Randy Gardner to the audience and invited him to come forward to speak to Council regarding proposed legislation impacting the collection of municipal taxes. Mr. Gardner discussed municipal tax collection and noted that the real issue is the complexity of tax forms and rules that businesses face when operating in multiple jurisdictions. He noted that the idea is to make collection more business friendly and more uniform. He indicated that there are legitimate issues with municipal tax collections and the filing of forms and that it was an issue worthy of discussion. However, Mr. Gardner noted that he opposed state legislation to govern the centralized collection of taxes.

On a different subject, Council Member McOmber asked Mr. Gardner to use his influence to preserve what remains of the state's local government fund. McOmber noted that cuts in the fund and the elimination of the estate tax will cost the City \$1 million a year and double that amount if the local government fund is eliminated from the budget. Mr. Gardner responded that he sees a need for a state partnership with local governments, but did not know how future cuts will affect the local government fund.

OFFICIAL REPORTS

Mayor John Edwards requested confirmation of the appointment of former Mayor John Quinn to fill the unexpired term of Rick Schmidt on the Board of Public Utilities. Council Member Aspacher moved, Rowland seconded, to approve the appointment as presented by the Mayor. On unanimous voice vote, Council President Zanfardino declared motion carried.

Municipal Administrator John Fawcett had no report.

Planning Director Heather Saylor had no report.

Parks and Recreation Director Michelle Grigore had no report.

City Attorney Michael Marsh had no report.

Utilities Director Brian O'Connell reported to Council that the Brim Road electric feed will be taken down on Thursday by AMP, Inc. for maintenance.

Public Works Director Brian Craft reported that the City's annual heavy item pickup will be done the week of May 7 beginning in Ward 1. Craft also updated Council on current on-going roadway projects.

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 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, 2012 and ending December 31, 2012.

Council Member Aspacher, for the Public Utilities Committee, introduced an ordinance authorizing the Utilities Director to enter into an agreement with Interstate Gas Supply to provide a fixed price option to municipal natural gas aggregation customers, and declaring an emergency.

Council Member Aspacher, for the Public Utilities Committee, introduced an ordinance authorizing the Utilities Director to bind the City in participating in American Municipal Power, Inc. Joint Purchasing Alliance Program.

Council Member Robinette, for the Planning, Zoning and Economic Development Committee, introduced an ordinance amending and adopting Sections 150.03, 150.35, 150.37, 150.45, and 150.59 of the Codified Ordinances of the City of Bowling Green, by adding "indoor sports training facility" provisions.

COUNCIL COMMITTEE REPORTS

Council Member Gordon announced that a meeting of the Transportation and Safety Committee will be held on Monday, May 7, 2012, at 6:00 p.m. in the Council Chamber to discuss proposed legislation regarding texting while driving.

LOBBY VISITATIONS

Mike Stickles, 1020 N. Grove Street, addressed Council regarding the deteriorating conditions of sidewalks in the City and the affect on the disabled who have difficulty getting around in some neighborhoods. Mr. Stickles indicated that of particular concern were changes in the levels of sidewalks and read a detailed list of technical specifications governing sidewalks. Council President Zanfardino responded that the information distributed by Mr. Stickles will be forward to the Administration for further study.

READING OF LEGISLATION

Clerk read Ordinance #8178 providing supplemental appropriations for the current expenses and other expenditures of the City of Bowling Green, Ohio, during the fiscal year beginning January 1, 2012 and ending December 31, 2012, for first reading.

Council Member McOmber moved, Jeffers seconded, to suspend the rules and give Ordinance #8178 its second and third reading. On roll call vote, Council Members Gordon, Jeffers, McOmber, Robinette, Rowland, Zanfardino, and Aspacher voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Ordinance #8178 for second and third reading by number and title only.

Council Member McOmber moved, Gordon seconded, to adopt Ordinance #8178. On roll call vote, Council Members Jeffers, McOmber, Robinette, Rowland, Zanfardino, Aspacher, and Gordon voted yes. Council President Zanfardino declared motion carried, and Ordinance #8178 adopted.

Clerk read Ordinance #8179 authorizing the Utilities Director to enter into an agreement with Interstate Gas Supply to provide a fixed price option to municipal natural gas aggregation customers, and declaring an emergency, for first reading.

Council Member Aspacher moved, Robinette seconded, to suspend the rules and give Ordinance #8179 its second and third reading. On roll call vote, Council Members McOmber, Robinette, Rowland, Zanfardino, Aspacher, Gordon, and Jeffers voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Ordinance #8179 for second and third reading by number and title only.

Council Member Aspacher moved, Robinette seconded, to adopt the emergency clause for Ordinance #8179. On roll call vote, Council Members Robinette, Rowland, Zanfardino, Aspacher, Gordon, Jeffers, and McOmber voted yes. Council President Zanfardino declared motion carried, and the emergency clause adopted.

Council Member Aspacher moved, Robinette seconded, to adopt Ordinance #8179. On roll call vote, Council Members Rowland, Zanfardino, Aspacher, Gordon, Jeffers, McOmber, and Robinette voted yes. Council President Zanfardino declared motion carried, and Ordinance #8179 adopted.

Clerk read Ordinance #8180 authorizing the Utilities Director to bind the City in participating in American Municipal Power, Inc. Joint Purchasing Alliance Program, for first reading.

Council Member Aspacher moved, Jeffers seconded, to suspend the rules and give Ordinance #8180 its second and third reading. On roll call vote, Council Members Zanfardino, Aspacher, Gordon, Jeffers, McOmber, Robinette, and Rowland voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Ordinance #8180 for second and third reading by number and title only.

Council Member Aspacher moved, Gordon seconded, to adopt Ordinance #8180. On roll call vote, Council Members Aspacher, Gordon, Jeffers, McOmber, Robinette, Rowland, and Zanfardino voted yes. Council President Zanfardino declared motion carried, and Ordinance #8180 adopted.

Clerk read Ordinance #8181 amending and adopting Sections 150.03, 150.35, 150.37, 150.45, and 150.59 of the Codified Ordinances of the City of Bowling Green, by adding "indoor sports training facility" provisions, for first reading.

Council Member Robinette announced that a public hearing will be held for Ordinance #8181 on May 21, 2012 at 6:45 p.m. in the Council Chamber.

Clerk read Ordinance #8172 to provide for the issuance and sale of bonds in the maximum principal amount of \$6,750,000 for the purpose of refunding at a lower interest cost certain of the City's outstanding various purpose improvement bonds, Series 2004, dated as of May 6, 2004, and declaring an emergency, for second reading.

Clerk read Ordinance #8174 authorizing the Utilities Director to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Programs, and enter into a contract or contracts, as required, for obtaining financial assistance for the new elevated water tower project, for second reading.

Clerk read Ordinance #8175 authorizing the Utilities Director to enter into a contract or contracts for the construction of a new elevated water tower and for the demolition of the Manville Avenue Water Tower and the demolition of the Haskins Road Water Tower, for second reading.

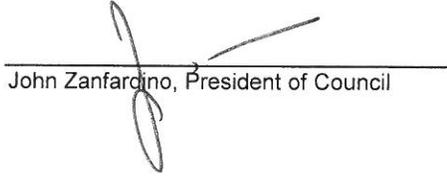
Clerk read Ordinance #8170 accepting a deed from Hamco Realty, LLC for certain property on East Gypsy Lane Road and dedicating said property for all right-of-way purposes, for third reading.

Council Member Jeffers moved, Gordon seconded, to adopt Ordinance #8170. On roll call vote, Council Members Gordon, Jeffers, McOmber, Robinette, Rowland, Zanfardino, and Aspacher voted yes. Council President Zanfardino declared motion carried, and Ordinance #8170 adopted.

Council Member Rowland moved, Jeffers seconded, to adjourn. On unanimous voice vote, Council President Zanfardino adjourned the April 16, 2012 regular meeting of the City Council at 7:53 p.m., subject to call.



Kay D. Scherrek, Clerk of Council



John Zanfardino, President of Council



April 16, 2012

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	\$ 1,913.00	
2021	000	69410	ODOT Transportation Grant (Taxi), Revenue, Transfer From General		\$ 1,913.00
1010	190	92400	General, Miscellaneous, Transfer To Capital Projects	\$ 3,400.00	
4030	000	69410	Green Space Acquisition Fund, Revenue, Transfer From General		\$ 3,400.00
1010	190	92200	General, Miscellaneous, Transfer To Special Revenue	\$ 4,166.66	
2007	000	69410	Payroll Stabilization, Revenue, Transfer From General		\$ 4,166.66
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	92400	Capital Improvement, Capital Improvement, Transfer To Capital Projects	\$ 8,333.33	
4005	000	69440	Equipment Capital Reserve, Revenue, Transfer From Capital Projects		\$ 8,333.33
4018	810	92300	Capital Improvement, Capital Improvement, Transfer To Debt Service	\$ 26,179.16	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 26,179.16
4029	423	92300	Street Repair, Street Repair, Transfer To Debt Service	\$ 13,917.75	

3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 13,917.75
4052	810	92300	Community Center, Capital Improvement, Transfer To Debt Service	\$ 23,014.58	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 23,014.58
5111	651	92500	Electric Revenue, Administrative and General, Transfer To Enterprise	\$ 208,256.50	
5112	000	69450	Electric Capital Reserve, Revenue, Transfer From Enterprise		\$ 208,256.50
5221	651	92500	Water Revenue, Administrative and General, Transfer To Enterprise	\$ 33,216.67	
5222	000	69450	Water Capital Reserve, Revenue, Transfer From Enterprise		\$ 33,216.67
5331	651	92500	Sewer Revenue, Administrative and General, Transfer To Enterprise	\$ 16,258.33	
5332	000	69450	Sewer Capital Reserve, Revenue, Transfer From Enterprise		\$ 16,258.33
Total				\$ 350,985.15	\$ 350,985.15