

RECORD OF PROCEEDINGS

Minutes of

CITY OF BOWLING GREEN CITY COUNCIL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

MONDAY, JANUARY 7, 2013

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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 Prosecutor Matt Reger, Public Works Director Brian Craft, Utilities Director Brian O'Connell, Parks and Recreation Director Michelle Grigore, and Planning Director Heather Saylor. City Attorney Michael Marsh was not present.

Council President Zanfardino declared the minutes of the meeting held December 27, 2012 approved as distributed.

CORRESPONDENCE

Clerk read Fiscal Officer's Certificates for the following projects:

1. To provide for the issuance and sale of bonds in the maximum principal amount of \$3,000,000 for the purpose of refunding at a lower interest cost certain of the City's outstanding various purpose improvement bonds;
2. To provide for the issuance and sale of bonds in the maximum principal of \$4,250,000 for the purpose of paying costs of constructing, reconstructing, renovating, enlarging, furnishing, equipment and otherwise improving the municipal swimming pool;
3. To provide for the issuance and sale of bonds in the maximum principal amount of \$1,795,000 for the purpose of paying costs of improving North Main Street and the North Main Street/Poe Road intersection.

Clerk also noted for the record that the Financial Budget Summary report for the month of December 2012 was distributed to Council prior to the meeting.

OFFICIAL REPORTS

Mayor Dick Edwards welcomed members of Boy Scout Troup 422 who were in attendance at this evening's meeting working on their Citizenship in Community badges.

Mayor Edwards requested confirmation of the appointment of Lt. Dan Mancuso to serve on the Human Relations Commission. Council Member Rowland moved, Robinette 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 was not present.

Utilities Director Brian O'Connell reported to Council that the 69kV line that was taken out of service last year is not back in service. O'Connell also updated Council on the substation project for Vehtek.

Public Works Director Brian Craft had no report.

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 authorizing the Municipal Administrator to advertise for bids and enter into a contract or contracts for HVAC maintenance for City-owned facilities, and declaring an emergency.

Council Member Jeffers, for the Committee-of-the-Whole, introduced a resolution encouraging action by state and federal governments to reduce gun violence in the United States.

Council Member Gordon, for the Transportation & Safety Committee, introduced a resolution adopting a B.G. Transit Citizen Participation Plan for the City of Bowling Green.

Council Member Gordon, for the Transportation & Safety Committee, introduced a resolution expressing the support of the Bowling Green City Council for the findings and recommendations of the Toledo/Northwest Ohio Transportation Coalition for the Transportation Legislative Agenda for 2013 and 2014.

Council Member Robinette, for the Planning, Zoning and Economic Development Committee, introduced an ordinance approving the S-District Site Plan for the 2300 square foot radiation and oncology addition to the Wood County Hospital.

COUNCIL COMMITTEE REPORTS

Council Member Robinette commented that a public hearing was held earlier this evening for Ordinance #8213 which rezones the property for a proposed CVS drugstore location. Robinette noted that Council heard from the developer regarding the site plan and indicated that he was ready to vote in favor of the project by adopting the ordinance. Council Member Aspacher indicated that was ready to support the project as presented, and did not want to jeopardize it going forward by waiting until Council adopts further legislation for the B-5 zoning classification and then subsequently applying the B-5 to this particular project. Council asked the developer's representative, Maryann Wervey, if waiting until the B-5 is established and acted upon in two weeks would be a problem for CVS. Ms. Wervey indicated that if it really was just two weeks, that she could go back to CVS with that information. Council President Zanfardino indicated that he felt that Council could safely say that it would just be two weeks at the January 22 meeting that Council could act upon further legislation creating a B-5 district.

LOBBY VISITATIONS

Michelle Green, 1045 N. Main Street, addressed Council indicating that she represented property owners in the area of the proposed CVS pharmacy and that they support the project.

READING OF LEGISLATION

Clerk read Resolution #3525 adopting a B.G. Transit Citizen Participation Plan for the City of Bowling Green, for first reading.

Clerk read Resolution #3526 expressing the support of the Bowling Green City Council for the findings and recommendations of the Toledo/Northwest Ohio Transportation Coalition for the Transportation Legislative Agenda for 2013 and 2014, for first reading.

Clerk read Resolution #3527 encouraging action by state and federal governments to reduce gun violence in the United States, for first reading.

Clerk read Ordinance #8226 approving the S-District Site Plan for the 2300 square foot radiation and oncology addition to the Wood County Hospital, for first reading.

Council Member Robinette announced that a public hearing will be held for Ordinance #8226 on Tuesday, February 19, 2013, at 6:45 p.m. in the Council Chamber.

Clerk read Ordinance #8227 authorizing the Municipal Administrator to advertise for bids and enter into a contract or contracts for HVAC maintenance for City-owned facilities, and declaring an emergency, for first reading.

Clerk read Ordinance #8219 to provide for the issuance and sale of bonds in the maximum principal amount of \$3,000,000 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 #8220 to provide for the issuance and sale of bonds in the maximum principle of \$4,250,000 for the purpose of paying costs of constructing, reconstructing, renovating, enlarging, furnishing, equipping and otherwise improving the municipal swimming pool and related recreational facilities and improving incidental appurtenances and such other costs of those improvements as are permitted by Revised Code Section 133.15 to be funded from the proceeds of securities, and declaring an emergency, for second reading.

Clerk read Ordinance #8221 to provide for the issuance and sale of bonds in the maximum principal amount of \$1,795,000 for the purpose of paying costs of improving North Main Street and the North Main Street/Poe Road intersection by constructing, reconstructing, widening, paving, resurfacing, grading, draining, constructing curbs, sidewalks, access ramps, driveway approaches, gutters and related drainage improvements, installing signalization and lighting, and acquiring the necessary real estate and interests therein, together with necessary and incidental appurtenances and such other costs of those improvements as are permitted by Revised Code Section 133.15 to be funded from the proceeds of securities, and declaring an emergency, for second reading.

Clerk read Ordinance #8222 authorizing the Utilities Director to enter into a contract or contracts with McRill Drilling for work that may exceed \$25,000 on an annual basis, for second reading.

Council Member Aspacher moved, McOmber seconded, to suspend the rules and give Ordinance #8222 its 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 #8222 for third reading by number and title only.

Council Member Aspacher moved, Jeffers seconded, to adopt Ordinance #8222. On roll call vote, Council Members Jeffers, McOmber, Robinette, Rowland, Zanfardino, Aspacher, and Gordon voted yes. Council President Zanfardino declared motion carried, and Ordinance #8222 adopted.

Clerk read Ordinance #8223 authorizing the Utilities Director to enter into a contract or contracts with FCS Performance, Inc., for the repairs to the Water Treatment Plant reservoir pumps, and declaring an emergency, for second reading.

Clerk read Ordinance #8224 accepting annexation of approximately 0.948 acres of land in Plain Township, Wood County, Ohio, from John A. Jones, Trustee, petitioner, for second reading.

Clerk read Ordinance #8225 establishing interim zoning of B-2 General Commercial zoning for the approximately 0.948 acres of land generally known as 17379 North Main Street, and recently annexed to the City as petitioned for by John A. Jones, Trustee, for second reading.

Clerk read Resolution #3523 amending the City of Bowling Green Financial and Debt Policy, for third reading.

Council Member McOmber moved, Aspacher seconded, to adopt Resolution #3523. On roll call vote, Council Members McOmber, Robinette, Rowland, Zanfardino, Aspacher, Gordon, and Jeffers voted yes. Council President Zanfardino declared motion carried, and Resolution #3523 adopted.

Clerk read Ordinance #8216 authorizing the Municipal Administrator to sell and/or otherwise dispose of a miscellaneous transit service vehicle not needed for any municipal purpose, for third reading.

Council Member McOmber moved, Rowland seconded, to adopt Ordinance #8216. On roll call vote, Council Members Robinette, Rowland, Zanfardino, Aspacher, Gordon, Jeffers, and McOmber voted yes. Council President Zanfardino declared motion carried, and Ordinance #8216 adopted.

Clerk read Ordinance #8217 amending and adopting Section 150.30 of the Codified Ordinances of the City Bowling Green, Ohio, concerning the B-3 Central Business District Zoning Classification, for third reading.

Council Member Robinette moved, Aspacher seconded, to adopt Ordinance #8217. On roll call vote, Council Members Rowland, Zanfardino, Aspacher, Gordon, Jeffers, McOmber, and Robinette voted yes. Council President Zanfardino declared motion carried, and Ordinance #8217 adopted.

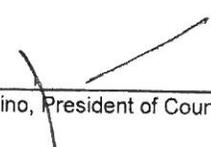
Clerk read Ordinance #8218 creating and adopting Section 150.48 of the Codified Ordinances of the City of Bowling Green, Ohio, creating the Zoning District B-5 Transitional Central Business District Zoning Classification, for third reading.

Council Member Robinette moved, Aspacher seconded, to table Ordinance #8218 indefinitely. On roll call vote, Council Members Zanfardino, Aspacher, Gordon, Jeffers, McOmber, Robinette, and Rowland voted yes. Council President Zanfardino declared motion carried, and Ordinance #8218 tabled indefinitely.

Council Member Robinette moved, McOmber seconded, to table Ordinance #8213 amending the Zoning District Map of the Bowling Green, Ohio, for approximately 1.493 acres at the southeast corner of East Wooster Street and South Prospect Street, and including the properties generally known as 212 & 218 East Wooster Street and 117 & 123 South Prospect Street from B-2 General Commercial and R-2 Single Family Residential zoning to B-3 Central Business District zoning, until January 22, 2013. On roll call vote, Council Members Aspacher, Gordon, Jeffers, McOmber, Robinette, Rowland, and Zanfardino voted yes. Council President Zanfardino declared motion carried, and Ordinance #8213 tabled until January 22, 2013.

Council Member Rowland moved, McOmber seconded, to adjourn. On unanimous voice vote, Council President Zanfardino adjourned the January 7, 2013 regular meeting of the City Council at 7:40 p.m., subject to call.


Kay D. Scherrek, Clerk of Council


John Zanfardino, President of Council