Prior to the start of the regular meeting, Mayor Dick Edwards City Attorney Michael Marsh administered the Oath of Office to Robert Piasecki, the newly appointed 4th Ward Council Member.

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 7:10 p.m. by Council President Zanfardino. The meeting began with the Pledge of Allegiance.

On roll call, Council Members Aspacher, Gordon, Jeffers, McOmber, Piasecki, Rowland and Zanfardino responded. Also present were Mayor Richard Edwards, Municipal Administrator John Fawcett, City Attorney Michael Marsh, Public Works Director Brian Craft, Planning Director Heather Sayler, and Parks and Recreation Director Michelle Grigore. Utilities Director Brian O'Connell was not present.

Council President Zanfardino declared the minutes of the meeting held April 1, 2013 approved as distributed.

CORRESPONDENCE

Clerk noted for the record that copies of the Budget Summary Report for the month June 2013 was distributed to Council prior to this evening's meeting.

OFFICIAL REPORTS

Mayor Dick Edwards announced that he has invited Dr. Robert Vincent, a retired professor of Geology to make a presentation on the geological structure of the land in Wood County and how it relates to fracking. Mayor Edwards stated that the presentation is for members of City Council, the Board of Public Utilities and members of the Administration and will be held on Thursday, July 25, at 4:00 p.m. in the Council Chamber. Mayor Edwards also noted that the meeting is open to the public and invited interested citizens to attend. The Mayor made a point that the session will be about the science involved in fracking rather than the politics.

Mayor Edwards also reported that he is in the process of putting together a study group to look into what is involved in the process of joining with 55 other communities in the State of Ohio to become certified for local historical preservation. Mayor Edwards noted that he has asked George Winters to chair the committee.

Mayor Edwards invited Council Members to the dedication of the Kawashima Peace Garden in Simpson Garden Park on Saturday, July 20, at 11:00 a.m.

Municipal Administrator John Fawcett reported regarding recent damage caused by strong thunderstorms and commended the Police and Fire Divisions, along with the Electric Division for their hard work restoring power after several power poles were damaged. Fawcett also thanked surrounding communities who responded with mutual aid and the Meijer store for providing free water and Gator Ade to workers. Fawcett further noted that many trees were impacted by a second storm that went through the City and that Public Works will be picking up downed limbs and brush relating to the storm beginning today.

Fawcett reported that interviews were held to hire three police officers and that three candidates have been chosen to begin training. Fawcett noted that they will attend a 4 month training at the Ohio State Police Academy followed by a 14 week in-house training program. The new officers will be ready for full duty by April 2014.

Fawcett noted that the City held an auction on June 27 to sell obsolete items no longer needed for municipal purposes. The auction proceeds amounted to $64,956.65.

Planning Director Heather Sayler had no report.

Parks and Recreation Director Michelle Grigore reported that due to the recent storms there were 12 trees lost in Carter Park and 24 trees in the Wintergarden/St. John's Woods Park. Grigore also reported that the Tucker Woods Trail will be closed for an extended period while the damaged trees are removed from the trail.

Grigore reported that there have been 20,000 people who have used the new pool thus far since it opened on June 15. Grigore noted that this is about as many users that the old pool had the entire season. Current pass sales is at $70,000 compared to $45,000 all of last season. Daily sales have brought in an additional $44,000 compared to $33,000 all of last year. Concession stand sales have also been strong at about $23,000 thus far. Grigore noted that most of the users have been very happy with the new pool, but they are getting some good suggestions for changes.

City Attorney Michael Marsh had no report.

Council Member Jeffers asked the City Attorney to explain what the "home rule" means. Marsh explained that "home rule" is a provision in the Ohio Constitution that allows municipalities to adopt their own laws as long as they do not conflict with state laws.

Utilities Director Brian O'Connell was not present.

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 enter into a contract with Wide Area Media, LLC for the purchase of an audio and visual system for the Bowling Green Municipal Court, and declaring an emergency.

COUNCIL COMMITTEE REPORTS

Council President Zanfardino reported that the Community Improvement Committee met again earlier this evening regarding east side issues and reviewed a list of strategies used in other university communities. Zanfardino noted that they identified a few of those strategies that they would like to work on, none of which required legislation. In addition, Zanfardino asked Council Members to review the draft legislation regarding dead or diseased trees on private property and provide any input they may have to the City Attorney in hopes of introducing the legislation at the August 5 meeting.

Council Member Gordon commented that the establishment of a town and gown relationship committee may be something that requires legislation. Gordon noted that in some communities he has studied this type of committee is established legislatively. City Attorney Michael Marsh responded that if it is an official committee, then it would require legislation. But an informal committee of any kind can just be formed and meet when necessary. After some discussion, it was decided that Council would wait until after their scheduled visit to Oxford to decide how they want the committee established.

LOBBY VISITATIONS

Barbara Ruland, Downtown BG, thanked the City for their support of the annual car show that was held over the weekend. Ruland also thanked Council Members and citizens who volunteered to help make the show a success.

Terry Lodge, 316 N. Michigan Avenue, Toledo, Ohio, an attorney representing the group who is circulating the petition to place on the ballot a Charter amendment against fracking in the City of Bowling Green, addressed Council giving his opinion regarding legal issues surrounding fracking in the State of Ohio.

Other citizens who address Council on the same issue were as follows:

- Erin Holmberg, 554 Wallace Avenue;
- Leatra Harper, 16555 Herron Road, Seneca, Ohio;
- Joe DeMare, 517 S. Main Street, Green Party candidate for at-large City Council seat;
- Jeff Sorrells, 925 Pearl Street.

READING OF LEGISLATION

Clerk read Ordinance #8261 authorizing the Municipal Administrator to enter into a contract with Wide Area Media, LLC for the purchase of an audio and visual system for the Bowling Green Municipal Court, and declaring an emergency, for first reading.

Clerk read Ordinance #8258 authorizing the Municipal Administrator to accept an easement from the Condominiums at Shamrock Village, LLC for the purpose of connecting or interconnecting underground utilities for water, sewer or electrical service and to maintain said lines in perpetuity, and declaring an emergency, for second reading.

Council Member Rowland moved, McOmber seconded, to suspend the rules and give Ordinance #8258 its third reading. On roll call vote, Council Members Gordon, Jeffers, McOmber, Piasecki, Rowland, Zanfardino, and Aspacher voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Ordinance #8258 for second reading by number and title only.

Council Member Rowland moved, McOmber seconded, to adopt the emergency clause for Ordinance #8258. On roll call vote, Council Members Jeffers, McOmber, Piasecki, Rowland, Zanfardino, Aspacher, and Gordon voted yes. Council President Zanfardino declared motion carried, and the emergency clause adopted.

Council Member Rowland moved, McOmber seconded, to adopt Ordinance #8258. On roll call vote, Council Members McOmber, Piasecki, Rowland, Zanfardino, Aspacher, Gordon, and Jeffers voted yes. Council President Zanfardino declared motion carried, and Ordinance #8258 adopted.

Clerk read Ordinance #8259 authorizing the Utilities Director to enter into a contract or contracts with Power Line Supply Company for the purchase of LED retrofit kits to upgrade the City's downtown street lighting, and to advertise for bids and enter into a contract or contracts for the installation of the LED retrofit kits, for second reading.

Clerk read Ordinance #8260 authorizing the Utilities Director to advertise for bids and enter into a contract or contracts for the supplying of annual inventory requirements, underground and overhead lines insurance, and sale of scrap materials for calendar year 2014, for second reading.

Clerk read Resolution #3544 authorizing the filing of (a) proposal(s) and/or (an) application(s) with the Ohio Department of Transportation for grants through the U.S. Department of Transportation Federal Transit Administration (FTA), as authorized under Federal Transit Laws, as Codified, 49 USC Section 5311 financial assistance for other than urbanized areas and funds available from the Ohio Public Transportation Grant Program, executing a contract/grant for the FY 2014 Ohio Elderly and Disabled Transit Fare Assistance Program, and executing a contract with the Ohio Department of Transportation upon grant proposal and/or application approval, for third reading.

Council Member Zanfardino moved, Gordon seconded, to adopt Resolution #3544. On roll call vote, Council Members Piasecki, Rowland, Zanfardino, Aspacher, Gordon, Jeffers, and McOmber voted yes. Council President Zanfardino declared motion carried, and Resolution #3544 adopted.

Clerk read Ordinance #8254 for cleaning of streets by special assessment, for third reading.

Council Member McOmber moved, Jeffers seconded, to adopt Ordinance #8254. On roll call vote, Council Members Rowland, Zanfardino, Aspacher, Gordon, Jeffers, McOmber, and Piasecki voted yes. Council President Zanfardino declared motion carried, and Ordinance #8254 adopted.

Clerk read Ordinance #8255 authorizing the Utilities Director to apply for a grant and execute an agreement with the Ohio Public Works Commission for the design and construction of the reservoir pump station, for third reading.

Council Member Aspacher moved, Jeffers seconded, to adopt Ordinance #8255. On roll call vote, Council Members Zanfardino, Aspacher, Gordon, Jeffers, McOmber, Piasecki, and Rowland voted yes. Council President Zanfardino declared motion carried, and Ordinance #8255 adopted.

Clerk read Ordinance #8256 establishing interim zoning of R-2 Single Family Residential zoning for the 0.75 acres of land generally known as 16381 Brim Road and recently annexed to the City of Bowling Green, for third reading.

Council Member Rowland moved, McOmber seconded, to table Ordinance #8256 until after the public hearing is held on August 5, 2013. On roll call vote, Council Members Aspacher, Gordon, Jeffers, McOmber, Piasecki, Rowland, and Zanfardino voted yes. Council President Zanfardino declared motion carried, and Ordinance #8256 tabled until August 5, 2013.

Clerk read Ordinance #8257 amending and adopting Section 150.103(D) and 150.40(E) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to utility data on site plans, for third reading.

Council Member Rowland moved, McOmber seconded, to table Ordinance #8257 until after the public hearing is held on August 5, 2013. On roll call vote, Council Members Aspacher, Gordon, Jeffers, McOmber, Piasecki, Rowland, and Zanfardino voted yes. Council President Zanfardino declared motion carried, and Ordinance #8257 tabled until August 5, 2013.

Council Member Aspacher moved, Gordon seconded, to adjourn. On unanimous voice vote, Council President Zanfardino adjourned the July 15, 2013 regular meeting of the City Council at 8:30 p.m., subject to call.

Kay D. Scherreik, Clerk of Council

John Zanfardino, President of Council