

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

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 1014E

Held

**MONDAY, OCTOBER 17, 2016**

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 7:15 p.m. by Council President Aspacher. The meeting began with the Pledge of Allegiance.

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

Council Member Jeffers moved, Zanfardino seconded, to approve the minutes of the regular meeting held October 3, 2016 as distributed. Council President Aspacher declared motion carried.

**CORRESPONDENCE**

Clerk Kay Scherreik noted that there was no correspondence.

**OFFICIAL REPORTS**

Mayor Dick Edwards requested that the members of Council and attendees at the Council meeting observe a moment of silence in honor of the passing of Margaret Tucker on October 4. Mayor Edwards referred to Mrs. Tucker as a "community jewel" noting that she will be missed by all.

Mayor Edwards invited co-chairs of the Not In Our Town (NIOT) movement, Leslie Galan and Rev. Gary Saunders and members of the Human Relations Commission to come forward and presented a Proclamation celebrating the third anniversary of the NIOT movement and to reaffirm the commitment to social justice, equity and inclusion as well as embrace and celebrate diversity in the community. Mayor Edwards noted that a Peace March will be held at noon on Thursday, October 20, as well as Celebratory Event at 4:00 p.m. at the Falcon's Nest at the BGSU Student Union.

Mayor Edwards noted that he met with the Green Space Task Force last Tuesday in an effort to move forward on the development of the green space.

Municipal Administrator Lori Tretter reported that the Police Chief and Police Lt. Mancuso participated in a panel discussion called "Real Talk with Real Cops" answering questions from members of the community and recognized that this is another avenue in which the City continues to support the NIOT efforts and will continue to do so in the future. Tretter also reminded citizens that Trick or Treat in Bowling Green will be held on Monday, October 31, from 6:30-8:00 p.m. and urged citizens to use caution when moving about the City that evening.

Planning Director Heather Saylor thanked the public and those who attend the Community Action Plan Meeting #2. Saylor indicated that information shared that evening is on the City's website and noted that the next meeting will be held sometime in January, 2017.

Parks and Recreation Director Kristin Otley reported that the recent Wine & Cheese fundraising event held by the Foundation raised \$21,887.00 which will be used for Phase 2 of the Building on Nature project at Wintergarden Nature Preserve. Otley also announced that a 1-year birthday celebration will be held for Ridge Park on October 23 from 2-4 p.m. at Ridge Park.

City Attorney Michael Marsh had no report.

Utilities Director Brian O'Connell introduced Mark Gerken, CEO of AMP, Inc. who addressed concerns brought up at the last Council meeting regarding labor issues on the construction of the solar project. Gerken acknowledged the labor issues as they relate to prevailing wages and indicated that AMP is working to alleviate them. Gerken took responsibility for the problems and indicated that NextEra is amending their contract with Blattner (the contractor on the project) changing the project to a prevailing wage site and will retroactively pay workers the difference between prevailing wages and what they have been paid thus far working on the project. Gerken also indicated that AMP will be monitoring the project to be sure the 80% Ohio domiciled workers requirement is being met and will supply Utilities Director Brian O'Connell monthly employment statistics on where the workers are living. Council Members Aspacher and Jeffers expressed their appreciation to Gerken for how the matter is being handled by AMP and thanked him for coming to Bowling Green this evening to address the concerns.

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 a resolution designating financial institutions as public depositories.

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, 2016 and ending December 31, 2016.

Council Member McOmber, for the Finance Committee, introduced an ordinance amending and adopting Section 33.23 of the Codified Ordinances of the City of Bowling Green, Ohio, regarding medical and dental insurance, and declaring an emergency.

Council Member McOmber, for the Finance Committee, introduced an ordinance authorizing the Municipal Administrator to enter into a contract with the Bowling Green Convention & Visitors Bureau for the promotion and publicizing of the City of Bowling Green, Ohio, to bring the patronage and business of cultural, educational, religious, professional and sports organizations into the City for the benefit of the citizens of the City and the business community thereof, and authorizing the payment of 60% of the revenue generated by the hotel-motel tax for said purpose.

Council Member Jeffers, for the Planning, Zoning and Economic Development Committee, introduced an ordinance amending and adopting Section 150.16 of the Codified Ordinances of the City of Bowling Green, Ohio, relating to bulk and density regulations.

### COUNCIL COMMITTEE REPORTS

Council Member Zanfardino reported that the Transportation & Safety Committee met earlier this evening and discussed complete streets for the upcoming Conneaut & Fairview resurfacing project. Zanfardino announced that the committee will meet again on Tuesday, October 25, at 6:00 p.m. in the Council Chamber to continue discussions regarding complete streets for Court Street.

Council Member McOmber commented that he was shocked that the Transportation & Safety Committee has gotten this far in discussions and recommendations regarding complete streets projects without having any input into these decisions by the whole Council. McOmber indicated that he was told by Council Member Zanfardino that the Transportation & Safety Committee could make these decisions by themselves and McOmber didn't think there were any other instances where multi-million dollar decisions were made without the consent of the entire Council. McOmber noted that he was under the impression that sub-committees made recommendations to Council and then they were discussed and decided upon by all Council Members. Municipal Administrator Lori Tretter said that McOmber's impression is correct and that these decisions by the Transportation & Safety Committee would come back to Council in form of funding requests to appropriate the money for the

projects. Tretter noted that as things stand right now, the only thing that has been approved is the original funding request with OWPC for Conneaut/Fairview and that request did not include funding for bike lanes. Tretter indicated that any changes to the project that are bid as an alternate would have to come back to the full Council for the funding to be approved. Tretter noted that if Council would like it handled differently in the future that it could be done, but due to the timeline on the grant funding for this particular project, time is running short and she did not want to risk losing the grant money which is 50% of the project as it was originally submitted to OWPC.

City Engineer Jason Sisco came forward and noted that the original project submitted to OWPC for grant funding was resurfacing, curbs and sidewalks and a certain amount of funding was received. Anything bid outside the scope of that would be considered an alternate bid. Sisco also noted that it is a 50/50 project, meaning the grant is for 50% funding and the City matches with the other 50% and then is responsible for the costs for anything in excess of the original project amount. McOmber clarified with the City Engineer what was considered outside the original scope of the project for Conneaut and Fairview. He also noted for the record that from what he heard from residents earlier in the meeting, he feels that on street parking should be continued on Fairview and on Conneaut between Grove Street and Fairview Avenue indicating that that is an issue that will more than likely be taken up by the Traffic Commission.

Council Member Jeffers also noted that he is surprised that the Transportation & Safety Committee would be making these decisions indicating that he feels that is an unusual process and different from what he was expecting. Jeffers noted that he thought Council would listen to the discussions of the committee and then the matter would be referred to the entire Council for decisions to be made. He said that he understands that this particular project is time-sensitive.

Council Member Zanfardino responded that these are the first streets to be considered under the complete streets concept and the process was not completely clear to him and because of the deadline involved with these streets, a decision needed to be made tonight, but all of Council will have a say in the funding of any alternative bids that are accepted for work outside the original scope of the project. Zanfardino indicated that he is open to a different process for future streets wherein the committee would make recommendations to the full Council for discussion and final decisions.

McOmber commented that he hopes the process will be different as Council moves forward, but he understands that due to the time constraints why these streets were handled in this manner. He noted that in the future they will be discussing issues that affect the whole community and involve multi-million dollar decisions and should be decided upon by the entire Council. He noted that he hoped for a more inclusive process going forward.

There was continued discussion regarding the width of the sidewalk along Fairview of 4-foot versus 6-foot and it was decided that these would be bid as alternate bids for the project and see where the costs come in on the bids. in comparison with the funding available for the project. Council was assured that any increased funding needed for the project would come back to Council in the form of an appropriation request for their approval before going forward.

Council President Aspacher expressed his desire to work with the Administration to come up with a process going forward that would involve all of Council in the discussion and decision making process on future projects.

Council Member Gordon noted that he had the opportunity of meeting Khizer Kahn at the Islamic Center of Greater Toledo yesterday. Gordon stated that the events following Mr. Kahn's appearance at the Democratic National Convention has put a focus on the Islamophobia that is seen in our nation. Gordon indicated that he would like to see City Council pass a resolution regarding this issue and he has begun to work with the Muslim community to put together a proposed resolution.

### LOBBY VISITATIONS

Mary Hinkleman, Downtown BG, announced that Trick or Treat in the downtown area will be held from 4-6 p.m. on Thursday, October 27.

Madison Young and Allysha Dooly from BGSU addressed Council regarding upcoming Dance Marathon events to benefit Mercy Children's Hospital.

**READING OF LEGISLATION**

Clerk read Resolution #3644 designating financial institutions as public depositories, for first reading.

Clerk read Ordinance #8536 providing supplemental appropriations for the current expenses and other expenditures of the City of Bowling Green, Ohio, during the fiscal year beginning January 1, 2016 and ending December 31, 2016, for first reading.

Council Member McOmber moved, Rowland seconded, to suspend the rules and give Ordinance #8536 its second and third reading. On roll call vote, Council Members Gordon, Jeffers, McOmber, Rowland, Seeliger, Zanfardino, and Aspacher voted yes. Council President Aspacher declared motion carried, and rules suspended.

Clerk read Ordinance #8536 for second and third reading by number and title only.

Council Member McOmber moved, Jeffers seconded, to adopt Ordinance #8536. On roll call vote, Council Members Jeffers, McOmber, Rowland, Seeliger, Zanfardino, Aspacher, and Gordon voted yes. Council President Aspacher declared motion carried, and Ordinance #8536 adopted.

Clerk read Ordinance #8537 amending and adopting Section 33.23 of the Codified Ordinances of the City of Bowling Green, Ohio, regarding medical and dental insurance, and declaring an emergency, for first reading.

Clerk read Ordinance #8538 authorizing the Municipal Administrator to enter into a contract with the Bowling Green Convention & Visitors Bureau for the promotion and publicizing of the City of Bowling Green, Ohio, to bring the patronage and business of cultural, educational, religious, professional and sports organizations into the City for the benefit of the citizens of the City and the business community thereof, and authorizing the payment of 60% of the revenue generated by the hotel-motel tax for said purpose, for first reading.

Clerk read Ordinance #8539 amending and adopting Section 150.16 of the Codified Ordinances of the City of Bowling Green, Ohio, relating to bulk and density regulations, for first reading.

Clerk read Ordinance #8534 authorizing the Municipal Administrator to advertise for bids and enter into a contract or contracts for professional cleaning services for the Municipal Court Building, for third reading.

Council Member McOmber moved, Rowland seconded, to adopt Ordinance #8534. On roll call vote, Council Members McOmber, Rowland, Seeliger, Zanfardino, Aspacher, Gordon, and Jeffers voted yes. Council President Aspacher declared motion carried, and Ordinance #8534 adopted.

Clerk read Ordinance #8535 authorizing the City's participation in the Treasurer of Ohio's Market Access Program; authorizing the preparation and filing of an application for that program and the execution and delivery of a Standby Note Purchase Agreement with the Treasurer, and other necessary and appropriate documents, and declaring an emergency, for third reading.

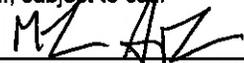
Council Member McOmber moved, Zanfardino seconded, to adopt the emergency clause for Ordinance #8535. On roll call vote, Council Members Rowland, Seeliger, Zanfardino, Aspacher, Gordon, Jeffers, and McOmber voted yes. Council President Aspacher declared motion carried, and the emergency clause adopted.

Council Member McOmber moved, Rowland seconded, to adopt Ordinance #8535. On roll call vote, Council Members Seeliger, Zanfardino, Aspacher, Gordon, Jeffers, McOmber, and Rowland voted yes. Council President Aspacher declared motion carried, and Ordinance #8535 adopted.

Council Member Jeffers asked if there would be a meeting scheduled in the near future in order for Council to have input into the 2017 budget. Council Member McOmber responded that he will look into getting it scheduled.

Council Member Zanfardino moved, Rowland seconded, to adjourn. On unanimous voice vote, Council President Aspacher adjourned the October 17, 2016 regular meeting of the City Council at 8:28 p.m., subject to call.

  
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Kay D. Scherrek, Clerk of Council

  
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Michael Aspacher, President of Council