

RECORD OF PROCEEDINGS

DAYTON LEGAL BLANK, INC., FORM NO. 10143

Held

MONDAY, MARCH 6, 2017

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

On roll call, Council Members Jeffers, McOmber, Rowland, Seeliger and Zanfardino responded. Council Member Gordon was not present. Also present were Acting Mayor Mike Aspacher, Municipal Administrator Lori Tretter, City Attorney Michael Marsh, Public Works Director Brian Craft, and Utilities Director Brian O'Connell. Mayor Dick Edwards, Planning Director Heather Saylor, and Parks and Recreation Director Kristin Otley were not present.

Council Member Seeliger moved, Rowland seconded, to approve the minutes of the regular meeting held February 21, 2017 as distributed. Acting Council President Jeffers declared motion carried.

**CORRESPONDENCE**

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

Clerk reported that the revised Parks & Recreation fees were distributed to Council Members for approval. Council Member Rowland moved, Zanfardino seconded, to approve the fees as presented. On unanimous voice vote, Acting Council President Jeffers declared motion carried.

**OFFICIAL REPORTS**

Acting Mayor Mike Aspacher had no report.

Municipal Administrator Lori Tretter reminded Council Members and citizens of the upcoming Interfaith Breakfast that will be held on April 5 beginning at 7:15 a.m. at the Jr. Fair Building. Tretter noted there is no charge for the breakfast and that reservations are requested.

Tretter also reported that in response to a request on behalf of the residents at 811 W. Wooster Street, the City issued a waiver of the 75 foot requirement for picking up refuse containers at that residence which has a 200 foot driveway. Tretter indicated that the residents are elderly and disabled and that the waiver will be in place as long as they reside there. Tretter also indicated that efforts were made to meet with the residents and/or relatives regarding complaints of damage to the property at the end of the driveway caused by the refuse truck, but that no meeting time has been agreed upon at this point.

Planning Director Heather Saylor was not present.

Parks and Recreation Director Kristin Otley was not present.

City Attorney Michael Marsh had no report.

Utilities Director Brian O'Connell reported that the Ohio legislature passed a law requiring water suppliers to provide information regarding the material makeup of the service lines that go from the water main to the customer's residence or other structure. O'Connell noted that the City is responsible for the water main running up to the curb valve and the property owner is responsible for lines running from the curb valve to the house. The goal of the law is to educate consumers about possible lead sources in the piping that delivers the water to the house. In order to meet that goal, the Ohio EPA is requiring water suppliers to put together a map that would allow water customers to see what materials the water pipes are made of that serve their property. O'Connell

indicated that the report is due to the Ohio EPA on March 9 and must be updated every five years showing the types of lines supplying homes whether they are copper, galvanized iron, plastic or lead. O'Connell noted that he is confident that the lead lines in the City's infrastructure have been replaced, but cannot say the same about portions that are the responsibility of the homeowner. The map showing the City's waterlines will be put on the City's website. He noted that homes built before 1998 have the possibility of having lead plumbing fixtures. He suggested that City residents check the website for instructions to help residents take water samples that can be tested for lead. After testing, the City is required to notify any homeowner immediately if the testing is positive.

Public Works Director Brian Craft announced that large item pickup will be done the week of March 20 beginning in Ward 1. Craft also noted that work will begin next week on the Poe/Fairview traffic signal upgrades project.

### 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 amending and adopting Section 35.70 of the Codified Ordinances of the City of Bowling Green, Ohio, regarding City Fees and Fees Charged for Services.

Council Member Zanfardino, for the Transportation & Safety Committee, introduced a resolution expressing support of the American Association of State Highway and Transportation Officials (AASHTO) and the Ohio Department of Transportation (ODOT) efforts to establish U.S. Bicycle Routes.

### COUNCIL COMMITTEE REPORTS

Acting Council President Jeffers noted that more volunteers are needed for the upcoming Court Street Connects Festival being held in April.

### LOBBY VISITATIONS

Stephanie Lauwers addressed Council on behalf of her parents who live at 811 W. Wooster Street regarding the City's ordinance that sets a 75 foot limit for curbside refuse service and her displeasure with the way in which the City has handled the situation and the destruction of the property at the end of her parents' driveway. (Note: Municipal Administrator Lori Tretter addressed this situation earlier in the meeting noting that a waiver has been issued for this address.) Acting Council President Jeffers suggested gathering the appropriate parties at the end of the meeting to reach a resolution regarding the destruction of property on the driveway.

Mark Heider, 403 W. Wooster Street, addressed Council regarding the same issue as the previous lobby visitor citing portions of the Americans With Disabilities Act (ADA) and how it relates in his opinion to the trash collection at his parents' residence. Heider requested the following:

- That provisions of the Codified Ordinances regarding the 75 foot regulation be suspended;
- Amend Section 94.05(B)(2)(a) to remove the distance restriction;
- Put a procedure in place to become ADA compliant;
- Provide continue education courses for employees in non-discrimination.

### READING OF LEGISLATION

Clerk read Resolution #3661 expressing support of the American Association of State Highway and Transportation Officials (AASHTO) and the Ohio Department of Transportation (ODOT) efforts to establish U.S. Bicycle Routes, for first reading.

Clerk read Ordinance #8570 amending and adopting Section 35.70 of the Codified Ordinances of the City of Bowling Green, Ohio, regarding City Fees and Fees Charged for Services, for first reading.

Clerk read Ordinance #8568 amending and adopting Section 33.18 of the Codified Ordinances of the City of Bowling Green, Ohio, relative to salaried employees not subject to overtime pay, for second reading.

Clerk read Ordinance #8569 authorizing the Municipal Administrator and the Utilities Director to seek qualifications and/or advertise for bids and enter into a contract or contracts for design, engineering, right-of-way acquisition, construction, and other services relating to improvements for State Route 25/64 pavement rehabilitation and utility improvements, for second reading.

Clerk read Ordinance #8562 amending and adopting Section 33.01(G) of the Codified Ordinances of the City of Bowling Green, Ohio, regarding salary schedule established, for third reading.

Council Member McOmber moved, Rowland seconded, to adopt Ordinance #8562. On roll call vote, Council Members Jeffers, McOmber, Rowland, Seeliger, and Zanfardino voted yes. Acting Council President Jeffers declared motion carried, and Ordinance #8562 adopted.

Clerk read Ordinance #8563 authorizing the Utilities Director to advertise for bids and enter into a contract or contracts and/or participate in State of Ohio purchasing programs for the purchase of vehicles and equipment as well as the trade-in, transfer or sale of vehicles and equipment being replaced and/or no longer needed for municipal purposes, for third reading.

Council Member McOmber moved, Rowland seconded, to adopt Ordinance #8563. On roll call vote, Council Members McOmber, Rowland, Seeliger, Zanfardino, and Jeffers voted yes. Acting Council President Jeffers declared motion carried, and Ordinance #8563 adopted.

Clerk read Ordinance #8564 authorizing the Utilities Director to request qualifications and enter into a contract or contracts for professional services associated with a Geographic Information System (GIS) joint use pole audit, for third reading.

Acting Council President Jeffers moved, McOmber seconded, to adopt Ordinance #8564. On roll call vote, Council Members Rowland, Seeliger, Zanfardino, Jeffers, and McOmber voted yes. Acting Council President Jeffers declared motion carried, and Ordinance #8564 adopted.

Clerk read Ordinance #8565 authorizing the Utilities Director to advertise for bids and enter into a contract or contracts for Water Distribution & Wastewater Collection projects, for third reading.

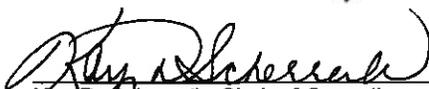
Acting Council President Jeffers moved, Zanfardino seconded, to adopt Ordinance #8565. On roll call vote, Council Members Seeliger, Zanfardino, Jeffers, McOmber, and Rowland voted yes. Acting Council President Jeffers declared motion carried, and Ordinance #8565 adopted.

Clerk read Ordinance #8566 amending and adopting Section 152.20(H)(1) of the Codified Ordinances of the City of Bowling Green, Ohio, regarding nuisance conditions prohibited, for third reading.

Council Member Zanfardino moved, Seeliger seconded, to adopt Ordinance #8566. On roll call vote, Council Members Zanfardino, Jeffers, McOmber, Rowland, and Seeliger voted yes. Acting Council President Jeffers declared motion carried, and Ordinance #8566 adopted.

Council Member Zanfardino moved, Seeliger seconded, to excuse Council Member Gordon from this evening's meeting. On roll call vote, Acting Council President Jeffers declared motion carried.

Council Member Zanfardino moved, Seeliger seconded, to adjourn. On unanimous voice vote, Council President Aspacher adjourned the March 6, 2017 regular meeting of the City Council at 8:00 p.m., subject to call.

  
Kay D. Scherreik, Clerk of Council

  
Bruce Jeffers, Acting President of Council



March 6, 2017

TO: Bowling Green City Council  
 FROM: Brian Bushong, Finance Director

Transfers requested for the month of March include:

Fund	Dept.	Account	Description	From	To
1010	190	92400	General, Miscellaneous, Transfer To Capital Projects	\$ 3,050.00	
4030	000	69410	Green Space Acquisition Fund, Revenue, Transfer From General		\$ 3,050.00
4030	710	92100	Green Space Acquisition Fund, Recreation Department, Transfer To General	\$ 2,225.00	
1010	000	69440	General, Revenue, Transfer From Capital Projects		\$ 2,225.00
1010	190	92200	General, Miscellaneous, Transfer To Special Revenue	\$ 2,916.67	
2007	000	69410	Payroll Stabilization, Revenue, Transfer From General		\$ 2,916.67
2078	170	92300	Municipal Court Special Projects, Municipal Court, Transfer To Debt Service	\$ 6,833.33	
3025	000	69420	Debt Service, Revenue, Transfer From Special Revenue		\$ 6,833.33
4018	810	92300	Capital Improvement, Capital Improvement, Transfer To Debt Service	\$ 40,053.17	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 40,053.17
4018	810	92400	Capital Improvement, Capital Improvement, Transfer To Capital Projects	\$ 15,083.33	
4005	000	69440	Equipment Capital Reserve, Revenue, Transfer From Capital Projects		\$ 15,083.33
4029	423	92300	Street Repair, Street Repair, Transfer To Debt Service	\$ 14,945.83	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 14,945.83
1010	190	92200	General, Miscellaneous, Transfer To Special Revenue	\$ 5,252.58	
2021	000	69410	ODOT Transportation Grant (Taxi), Revenue, Transfer From General		\$ 5,252.58
4055	710	92300	Aquatic Facility Capital Improvement, Recreation Department, Transfer To Debt Service	\$ 22,847.17	

3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 22,847.17
5111	651	92500	Electric Revenue, Administrative and General, Transfer To Enterprise	\$ 205,611.00	
5112	000	69450	Electric Capital Reserve, Revenue, Transfer From Enterprise		\$ 205,611.00
5221	651	92500	Water Revenue, Administrative and General, Transfer To Enterprise	\$ 47,725.00	
5222	000	69450	Water Capital Reserve, Revenue, Transfer From Enterprise		\$ 47,725.00
5331	651	92500	Sewer Revenue, Administrative and General, Transfer To Enterprise	\$ 13,805.50	
5332	000	69450	Sewer Capital Reserve, Revenue, Transfer From Enterprise		\$ 13,805.50
<b>Total</b>				<b>\$ 280,348.58</b>	<b>\$ 280,348.58</b>