

RECORD OF PROCEEDINGS
CITY OF BOWLING GREEN CITY COUNCIL

Minutes of

Meeting

BEAR GRAPHICS 800-325-8084 FORM NO. 10148

MONDAY, JUNE 18, 2018

Held

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

On roll call, Council Members Aspacher, Gordon, Herald Jeffers, Robinette, Rowland, and Zanfardino were present. Also present were Mayor Richard Edwards, Municipal Administrator Lori Tretter, City Attorney Michael Marsh, Planning Director Heather Saylor, and Parks and Recreation Director Kristin Otley. Public Works Director Brian Craft and Utilities Director Brian O'Connell were not present.

Council Member Herald moved, Rowland seconded, to approve the minutes of the regular meeting held June 4, 2018 as distributed. On unanimous voice vote, Council President Aspacher declared motion carried.

CORRESPONDENCE

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

Clerk also noted for the record that copies of the Budget Summary Report for the month of May 2018 was also distributed to Council prior to this evening's meeting.

SPECIAL RECOGNITIONS – MAYOR EDWARDS

Mayor Dick Edwards recognized Jerry Anderson who retired on June 15 from WTOL. Anderson spent 44 years in broadcast journalism. Mayor Edwards presented Anderson with a Proclamation that proclaimed June 15 "Jerry Anderson Day" in the City of Bowling Green. Joining the Mayor in the recognition were Bill Blair, Dave Horgor and Clint Corpe, all of whom spent time before or after Anderson at WFOB radio station.

Mayor Edwards also presented a proclamation to representatives of NIOT, the Human Relations Commission and members of the LBGT community proclaiming the month of June as "LBGT Pride Month" in the City.

LOBBY VISITATIONS

Les Barber, 303 N. Prospect Street and member of the most recent Charter Review Commission, addressed City Council regarding the current wording in the proposed ordinance amending Section 6.09 of the City's Charter concerning the Planning Department. Barber read a prepared statement which is attached to and made a part of these minutes.

Council Member Jeffers took exception to Mr. Barber's comments and said that City Council has taken Planning very seriously. Long before he came on City Council there was a lot of planning being done. He indicated that not all neighborhood issues have been resolved just like they have not been resolved in all college towns that he has knowledge of, but he feels that the City's Planning Department does a very good job. Jeffers noted that there have been two detailed studies by professional planners which do not make everything perfect overnight, but he feels very strongly that the City is taking planning seriously. Jeffers also commended the Mayor, who is the chief planner for the City, for his planning insights and the progress that has been made in the City.

Mark Hollenbaugh, 315 Parkview Drive #92, added his praise to the Planning Director and the Planning Commission. He addressed City Council regarding its intention to accurately reflect the will of the Charter Review Commission. Hollenbaugh agreed with Barber in the sense that he thinks that the language put forward by the Commission regarding the Planning Department is important language and signifies a

commitment. Hollenbaugh asked Council to find a reason to include the language as it was recommended by the Commission. Hollenbaugh also addressed the issue of the Veteran's credit in the Charter amendment of Section 7.01. He indicated that the language voted upon by the Charter Review Commission said to "reduce the Veteran's credit from 20% to 10%." He asked that when it comes to the ballot language that the wording be presented as the Commission recommended.

NEW LEGISLATION

The following new legislation was recommended by the Administration and presented to Council for introduction:

Council Member Jeffers, 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, 2018 and ending December 31, 2018.

Council Member Jeffers, for the Finance Committee, introduced an ordinance for cleaning of streets by special assessment.

Council Member Jeffers, for the Finance Committee, introduced an ordinance authorizing the Municipal Administrator and the Utilities Director to sell obsolete items no longer needed for municipal purposes by public auction, and declaring an emergency.

Council Member Rowland, for the Parks and Recreation Committee, resolution authorizing the City of Bowling Green to participate in the Local Park Improvement Grant Program and to file an application and accept grant funding upon grant application approval.

OFFICIAL REPORTS

Mayor Dick Edwards reported that he, along with Council President Aspacher and the City's Water Treatment Plant Superintendent, Mike Fields, met with the Ohio EPA Director, Craig Butler, for an on-site briefing of the Nexus pipeline construction crossing the Maumee River. Mayor Edwards read a report of that meeting, a copy of which is attached to and made a part of these minutes.

Council President Aspacher noted that he was very impressed with the degree of oversight that was being afforded to this project. He said that it was clear that the City's concerns were heard clearly by the Ohio EPA. Aspacher noted that Ohio EPA and FERC inspectors have been on site at least every other day. They are responsible not only for inspecting the site and monitoring the conditions of the work as it occurs, but they are also creating detailed reports for review by the geological staff in order to detect anything out of the norm for this type of project. Aspacher noted that the reports indicate, as does Superintendent Mike Fields, that nothing out of the norm has been detected to this point of the project. Aspacher indicated that he was encouraged by all of the information that was received during the on-site visit.

Council Member Herald thanked and commended the Mayor and Council President Aspacher for their diligence and expertise that they each have added to the oversight process of the pipeline project.

Municipal Administrator Lori Tretter had no report.

Planning Director Heather Saylor indicated that she recently attended the International Town & Gown Association Conference in Columbus where the City made two presentations. Saylor also discussed the upcoming Ohio Town & Gown Summit that will be held in Bowling Green.

Parks and Recreation Director Kristin Otley had no report.

City Attorney Michael Marsh had no report.

Utilities Director Brian O'Connell was not present.

Public Works Director Brian Craft was not present.

COUNCIL COMMITTEE REPORTS

Council Member Gordon scheduled a meeting of the Community Improvement Committee on July 2, 2018 at 6:00 p.m. in the Council Chamber to discuss possible changes to the preamble of the City Charter.

READING OF LEGISLATION

Clerk read Resolution #3704 authorizing the City of Bowling Green to participate in the Local Park Improvement Grant Program and to file an application and accept grant funding upon grant application approval, for first reading.

Clerk read Ordinance #8695 providing supplemental appropriations for the current expenses and other expenditures of the City of Bowling Green, Ohio, during the fiscal year beginning January 1, 2018 and ending December 31, 2018, for first reading.

Council Member Jeffers moved, Zanfardino seconded, to suspend the rules and give Ordinance #8695 its second and third reading. On roll call vote, Council Members Gordon, Herald, Jeffers, Robinette, Rowland, Zanfardino, and Aspacher voted yes. Council President Aspacher declared motion carried, and rules suspended.

Clerk read Ordinance #8695 for second and third reading by number and title only.

Council Member Jeffers moved, Rowland seconded, to adopt Ordinance #8695. On roll call vote, Council Members Herald, Jeffers, Robinette, Rowland, Zanfardino, Aspacher, and Gordon voted yes. Council President Aspacher declared motion carried, and Ordinance #8695 adopted.

Clerk read Ordinance #8696 for cleaning of streets by special assessment, for first reading.

Clerk read Ordinance #8697 authorizing the Municipal Administrator and the Utilities Director to sell obsolete items no longer needed for municipal purposes by public auction, and declaring an emergency, for first reading.

Clerk read Resolution #3703 authorizing the filing of (a) proposal(s) and/or (an) application(s) with the Ohio Department of Transportation for grants through the US DOT 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 2019 Ohio Elderly and Disabled Transit Fare Assistance Program, and 5339 and/or 5311 funding for capital and/or operating assistance, and executing a contract with the Ohio Department of Transportation upon grant proposal(s) and/or application(s) approval, for second reading.

Clerk read Ordinance #8692 authorizing the Municipal Administrator to advertise for bids and enter into a contract or contracts for professional cleaning services for City owned buildings, for second reading.

Clerk read Ordinance #8694 granting easements to Columbia Gas of Ohio, Inc., for the Columbia Gas Bowling Green Streetscape Project, and declaring an emergency, for second reading.

Council Member Zanfardino moved, Jeffers seconded, to suspend the rules and give Ordinance #8694 its third reading. On roll call vote, Council Members Jeffers, Robinette, Rowland, Zanfardino, Aspacher, Gordon, and Herald voted yes. Council President Aspacher declared motion carried, and rules suspended.

Clerk read Ordinance #8694 for third reading by number and title only.

Council Member Zanfardino moved, Rowland seconded, to adopt the emergency clause for Ordinance #8694. On roll call vote, Council Members Robinette, Rowland, Zanfardino, Aspacher, Gordon, Herald, and Jeffers voted yes. Council President Aspacher declared motion carried, and the emergency clause adopted.

Council Member Zanfardino moved, Rowland seconded, to adopt Ordinance #8694. On roll call vote, Council Members Rowland, Zanfardino, Aspacher, Gordon, Herald, Jeffers, and Robinette voted yes. Council President Aspacher declared motion carried, and Ordinance #8694 adopted.

Clerk read Ordinance #8685 authorizing the Municipal Administrator to enter into a contract with Premier National Staffing for temporary staffing services, for third reading.

Council Member Jeffers moved, Rowland seconded, to adopt Ordinance #8685. On roll call vote, Council Members Zanfardino, Aspacher, Gordon, Herald, Jeffers, Robinette, and Rowland voted yes. Council President Aspacher declared motion carried, and Ordinance #8685 adopted.

Clerk read Ordinance #8686 authorizing the Utilities Director to advertise for bids and enter into a contract or contracts for lime sludge disposal services for the Water Treatment Plant, for third reading.

Council Member Aspacher moved, Herald seconded, to adopt Ordinance #8686. On roll call vote, Council Members Aspacher, Gordon, Herald, Jeffers, Robinette, Rowland, and Zanfardino voted yes. Council President Aspacher declared motion carried, and Ordinance #8686 adopted.

Clerk read Ordinance #8687 authorizing the Utilities Director to purchase software upgrades from Aclara for the TWACS automated meter reading system, for third reading.

Council Member Aspacher moved, Herald seconded, to adopt Ordinance #8687. On roll call vote, Council Members Gordon, Herald, Jeffers, Robinette, Rowland, Zanfardino, and Aspacher voted yes. Council President Aspacher declared motion carried, and Ordinance #8687 adopted.

Clerk read Ordinance #8688 providing for the submission to Article II, Section 2.03 of the Municipal Charter of the City of Bowling Green concerning vacancies, for third reading.

Council Member Aspacher moved, Jeffers seconded, to adopt Ordinance #8688. After realizing that the ordinance needed to be amended, Aspacher withdrew his motion and Jeffers withdrew his second. Council Member Herald moved, Zanfardino seconded to amend Ordinance #8688 by substitution to change the wording to have Section 2.03 to be repealed. On roll call vote, Council Members Herald, Jeffers, Robinette, Rowland, Zanfardino, Aspacher, and Gordon voted yes. Council President Aspacher declared motion carried, and Ordinance #8688 amended by substitution.

Council Member Herald moved, Rowland seconded, to adopt Ordinance #8688 as amended. On roll call vote, Council Members Jeffers, Robinette, Rowland, Zanfardino, Aspacher, Gordon, and Herald voted yes. Council President Aspacher declared motion carried, and Ordinance #8688 adopted, as amended.

Clerk read Ordinance #8689 providing for the submission of an amendment to Article VI, Section 6.09 of the Municipal Charter of the City of Bowling Green concerning Department of Planning, for third reading.

Council Member Herald moved, Rowland seconded, to table Ordinance #8689 until July 2, 2018. On roll call vote, Council Members Robinette, Rowland, Zanfardino, Aspacher, Gordon, Herald, and Jeffers voted yes. Council President Aspacher declared motion carried, and Ordinance #8689 tabled until July 2, 2018.

Clerk read Ordinance #8690 providing for the submission of an amendment to Article VII, Section 7.01 of the Municipal Charter of the City of Bowling Green concerning Civil Service Commission, for third reading.

Council Member Jeffers moved, Herald seconded, to adopt Ordinance #8690. On roll call vote, Council Members Rowland, Zanfardino, Aspacher, Gordon, Herald, Jeffers, and Robinette voted yes. Council President Aspacher declared motion carried, and Ordinance #8690 adopted.

Clerk read Ordinance #8691 providing for the submission of an amendment to Article IX, Section 9.02 of the Municipal Charter of the City of Bowling Green concerning amendments to the Charter, for third reading.

Council Member Jeffers moved, Zanfardino seconded, to amend Ordinance #8691 by substitution to add the word "once" to the phrase "at least *once* every ten years." On roll call vote, Council Members Zanfardino, Aspacher, Gordon, Herald, Jeffers, Robinette, and Rowland voted yes. Council President Aspacher declared motion carried, and Ordinance #8691 amended by substitution.

Council Member Jeffers moved, Herald seconded, to adopt Ordinance #8691 as amended. On roll call vote, Council Members Gordon, Herald, Jeffers, Robinette, Rowland, Zanfardino, and Aspacher voted yes. Council President Aspacher declared motion carried, and Ordinance #8691 adopted as amended.

Clerk noted that Ordinance #8679 amending the Zoning District Map of the City of Bowling Green, Ohio, for property generally known as 500 Sixth Street from M-1 Light Industrial to R-3 Multiple Family Residential comes off the table automatically.

Council Member Robinette moved, Rowland seconded, to adopt Ordinance #8679. On roll call vote, Council Members Gordon, Herald, Jeffers, Robinette, Rowland, Zanfardino, and Aspacher voted yes. Council President Aspacher declared motion carried, and Ordinance #8679 adopted.

Council Member Rowland moved, Zanfardino seconded, to adjourn. On unanimous voice vote, Council President Aspacher adjourned the June 18, 2018 regular meeting of the City Council at 8:13 p.m., subject to call.



Kay D. Scherrek, Clerk of Council



Michael Aspacher, President of Council



June 18, 2018

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

Transfers requested for the month of June include:

| From Fund | From Dept | From Account | Description | From | To |
|-----------|-----------|--------------|--|--------------|--------------|
| 1010 | 190 | 92400 | General, Miscellaneous, Transfer To Capital Projects | \$ 3,001.00 | |
| 4030 | 000 | 69410 | Green Space Acquisition Fund, Revenue, Transfer From General | | \$ 3,001.00 |
| 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 |
| 2016 | 710 | 92300 | Park, Playground and Recreation, Recreation Department, Transfer To Debt Service | \$ 25,509.44 | |
| 3025 | 000 | 69420 | Debt Service, Revenue, Transfer From Special Revenue | | \$ 25,509.44 |
| 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 | 92300 | Capital Improvement, Capital Improvement, Transfer To Debt Service | \$ 42,457.29 | |
| 3025 | 000 | 69440 | Debt Service, Revenue, Transfer From Capital Projects | | \$ 42,457.29 |
| 4018 | 810 | 92400 | Capital Improvement, Capital Improvement, Transfer To Capital Projects | \$ 19,166.67 | |
| 4005 | 000 | 69440 | Equipment Capital Reserve, Revenue, Transfer From Capital Projects | | \$ 19,166.67 |
| 4029 | 423 | 92300 | Street Repair, Street Repair, Transfer To Debt Service | \$ 48,878.71 | |
| 3025 | 000 | 69440 | Debt Service, Revenue, Transfer From Capital Projects | | \$ 48,878.71 |
| 1010 | 190 | 92200 | General, Miscellaneous, Transfer To Special Revenue | \$ 5,584.08 | |

| | | | | | |
|--------------|-----|-------|---|----------------------|----------------------|
| 2021 | 000 | 69410 | ODOT Transportation Grant (Taxi), Revenue, Transfer From General | | \$ 5,584.08 |
| 4055 | 710 | 92300 | Aquatic Facility Capital Improvement, Recreation Department, Transfer To Debt Service | \$ 21,047.40 | |
| 3025 | 000 | 69440 | Debt Service, Revenue, Transfer From Capital Projects | | \$ 21,047.40 |
| 5111 | 651 | 92500 | Electric Revenue, Administrative and General, Transfer To Enterprise | \$ 239,342.00 | |
| 5112 | 000 | 69450 | Electric Capital Reserve, Revenue, Transfer From Enterprise | | \$ 239,342.00 |
| 5221 | 651 | 92500 | Water Revenue, Administrative and General, Transfer To Enterprise | \$ 72,296.00 | |
| 5222 | 000 | 69450 | Water Capital Reserve, Revenue, Transfer From Enterprise | | \$ 72,296.00 |
| 5331 | 651 | 92500 | Sewer Revenue, Administrative and General, Transfer To Enterprise | \$ 17,583.00 | |
| 5332 | 000 | 69450 | Sewer Capital Reserve, Revenue, Transfer From Enterprise | | \$ 17,583.00 |
| Total | | | | \$ 507,507.26 | \$ 507,507.26 |

and inviolable role in Bowling Green city government. The omitted language in the text of Ordinance 8689 represented that definition, and its removal is a blow to the Charter Review Commission itself, which recommended that language to you, and to the many citizens of Bowling Green who believe that the planning function of our city was ineffective for many long years.

But, City Council can correct this. I ask you to reinstate the original defining language recommended by the Charter Review Commission.

It has been almost exactly 50 years since BGSU changed its policy and allowed upper classmen to live off campus if they wished. The results of that decision have been devastating to single family neighborhoods on the east side of Bowling Green, including significant areas west of Main Street. Various citizens began warning city administrations and city councils as early as the 1970's about what was happening as former single family homes were converted into student rental units, the earliest ones with virtually unrestricted occupancy levels. But, there was no truly professional planning function in the City in those days, and citizen warnings fell on largely deaf ears for decades. It is reflective of how little weight was given to serious planning in the 1970's and after that the commission which wrote the original Bowling Green City Charter and subsequent review commissions did not find it important to even mention a planning department or a planning director.

The result has been what you all today have finally recognized – a blight on large sections of the older parts of Bowling Green, accompanied by economic decay affecting the entire city. The lack of attention to planning issues and enforcement

Statement by Richard A. Edwards, Mayor
City of Bowling Green, OH
June 18, 2018

This morning Council President Mike Aspacher and I along with the Superintendent of the Bowling Green Water Treatment Plant, Mike Fields, met with the Ohio Environmental Protection Director, Craig Butler and key members of his staff including Shannon Nabors, Director of the NW Ohio Regional EPA located in BG for an on-site briefing of the NEXUS Maumee River Crossing Drilling site on the Lucas County side of the river

The briefing was conducted by the NEXUS construction team specifically related to the horizontal-directional drilling technology and related timeline with an emphasis on safety and compliance.

The first stage of the river crossing is well underway and involves drilling a small diameter pilot hole along a designed directional path.

According to the engineering staff, there are no surprises or impediments to date and the project is proceeding in keeping with the planed schedule.

We had ample opportunities to ask questions along with Director Butler and his staff including the State's lead geologist, Harry Kallipolitis.

All of the 39 conditions as outlined in the FERC approval document and in response to questions raised by Bowling Green are being addressed.

In addition to the constant monitoring by the Ohio EPA, we also met with a FERC on-site compliance officer.

In summary, the project is now in the hands of the federal and state compliance agencies, namely FERC and the OEPA with 24/7 response capability being provided by the EPA's Northwest Regional Office in BG and by its Director, BGSU graduate, Shannon Nabors.