

RECORD OF PROCEEDINGS
CITY OF BOWLING GREEN CITY COUNCIL

Minutes of

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held MONDAY, JUNE 21, 2010 2010

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 8:00 p.m. by Council President Zanfardino. The meeting began with the Pledge of Allegiance.

On roll call, Council Members Aspacher, Dunn, Frost, Hollenbaugh, McOmber, and Zanfardino responded. Council Member Kuhlman was not present. Also present were Mayor John Quinn, Municipal Administrator John Fawcett, City Attorney Michael Marsh, Parks and Recreation Director Michelle Grigore, Public Works Director Brian Craft, Assistant Utilities Director Paul Brock, and Acting Planning Director Heather Saylor. Utilities Director Kevin Maynard was not present.

Council President Zanfardino declared the minutes of the meeting held June 7, 2010 approved as distributed.

CORRESPONDENCE

Clerk 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 McOmber moved, Frost seconded, to approve the transfers as presented. On unanimous voice vote, Council President Zanfardino declared motion carried. A copy of the transfers is attached and made a part of these minutes.

Clerk noted that copies of the Budget Summary Report for the month of May 2010 was distributed to Council prior to this evening's meeting.

OFFICIAL REPORTS

Mayor John Quinn reported that TMACOG will be holding a reception in Perrysburg on June 29 from 5-7 p.m. and noted that it would be a good opportunity for Council Members to meet other members of TMACOG. Reservations can be made through the Mayor's office.

Mayor Quinn noted that three employees from the Public Works Division retired last Friday: Jerry Columer, Jerry Hill and Rick Engle. Mayor Quinn wished them well in their retirement.

Mayor John Quinn introduced Tom Vanden-Eynden, Chair of the Bicycle Safety Commission, who presented the *Bicycle Spokesperson of the Year* award to Bill Gould.

Municipal Administrator John Fawcett reported that the Public Works contributed to the tornado cleanup efforts in Lake Township by providing five pieces of equipment and five operators for a three day time period.

Fawcett congratulated the Chamber of Commerce on their efforts in raising over \$15,000 for the July 4th fireworks display. Fawcett also noted that Bowling Green was 1 of 10 winners for a \$10,000 grant from Liberty Mutual which is also to be used for fireworks. Money remaining from this year's fireworks fund will be used as seed money for next year. The date is set for July 4 9:45 p.m. and the rain date is July 5.

Acting Planning Director Heather Saylor reported that she attended a Foreclosure Summit last week and discussed the 211 assistance phone number that can be given to individuals seeking help in this area.

Parks and Recreation Director Michelle Grigore had no report.

City Attorney Michael Marsh had no report.

Utilities Director Kevin Maynard was not present. Assistant Utilities Director Paul Brock had no report.

Public Works Director Brian Craft was not present.

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 transferring previously appropriated funds.

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, 2010 and ending December 31, 2010.

Council Member McOmber, for the Finance Committee, introduced an ordinance amending and adopting Sections 33.20(E), (F) and (G) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to holiday pay.

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

Council Member McOmber, for the Finance Committee, introduced an ordinance adopting Section 95.01(C)(3) and amending Section 95.03(A), and adopting Section 95.13(G) of the Codified Ordinances of the City of Bowling Green, Ohio, as amended and presently written, increasing the rate of municipal income tax by 0.08% effective January 1, 2011 until repealed in accordance with law to provide additional funds to provide for firefighters/emergency medical technicians and staff and equipment to provide fire and ambulance service for the City of Bowling Green, and providing for the form of the ballot language, and declaring an emergency.

Council Member McOmber, for the Finance Committee, introduced an ordinance authorizing the Municipal Administrator to sign a contract with the Bowling Green Employees Organization (BGEO), and declaring an emergency.

Council Member Dunn, for the Public Lands and Buildings Committee, introduced an ordinance amending and adopting Section 115.02(B) & (E)(2) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to advertising on public property.

Council Member Zanfardino, for the Committee-of-the-Whole, introduced a resolution honoring Dr. Ramona Cormier, member of the Board of Public Utilities for the City of Bowling Green.

Council Member Zanfardino, for the Community Improvement Committee, introduced a resolution 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 2011 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.

Council Member Aspacher, for the Public Utilities Committee, introduced an ordinance authorizing the Utilities Director to solicit requests for qualifications and enter into a contract or contracts for professional engineering services for the Poe/Mercer Road pump station improvements and installation of a third screw pump at the Water Pollution Control Facility.

Council Member Aspacher, for the Public Utilities Committee, introduced an ordinance authorizing the Utilities Director to advertise for bids and enter into a contract or contracts for the Poe/Mercer Road pump station improvements and installation of a third screw pump at the Water Pollution Control Facility.

Council Member Aspacher, for the Public Utilities Committee, introduced an ordinance authorizing the Utilities Director to accept electric and utility easements from Nietz and Green, LLC, Nietz and Green Partnership, and Scott A. Root and Mark W. Root for various electric relocation projects.

COUNCIL COMMITTEE REPORTS

Council Member Zanfardino scheduled a Committee-of-the-Whole meeting for Monday, July 19, at 7:00 p.m. to discuss the use of biofuel burners.

LOBBY VISITATIONS

John Pendleton, 626 Crestview, addressed Council regarding his opposition to Council placing a proposed income tax increase on the November ballot. Mr. Pendleton suggested that the City needs to do a better job of watching its spending and spoke against the reduction of safety services.

Paul Collings, 1128 Teal Trail, address Council regarding an ongoing drainage issue in the Quail Hollow Subdivision. Mr. Collings complained of repeated water in his basement and asked for help from the City. After some discussion, Mr. Collings was told that he would be contacted by someone from the Utilities Division.

READING OF LEGISLATION

Clerk read Resolution #3435 honoring Dr. Ramona Cormier, member of the Board of Public Utilities for the City of Bowling Green, for first reading.

Council Member Zanfardino moved, Dunn seconded, to suspend the rules and give Resolution #3435 its second and third reading. On roll call vote, Council Members Dunn, Frost, Hollenbaugh, McOmber, Zanfardino, and Aspacher voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Resolution #3435 for second and third reading by number and title only.

Council Member Zanfardino moved, Dunn seconded, to adopt Resolution #3435. On roll call vote, Council Members Frost, Hollenbaugh, McOmber, Zanfardino, Aspacher, and Dunn voted yes. Council President Zanfardino declared motion carried, and Resolution #3435 adopted.

Clerk read Resolution #3436 transferring previously appropriated funds, for first reading.

Council Member McOmber moved, Frost seconded, to suspend the rules and give Resolution #3436 its second and third reading. On roll call vote, Council Members Hollenbaugh, McOmber, Zanfardino, Aspacher, Dunn, and Frost voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Resolution #3436 for second and third reading by number and title only.

Council Member McOmber moved, Aspacher seconded, to adopt Resolution #3436. On roll call vote, Council Members McOmber, Zanfardino, Aspacher, Dunn, Frost, and Hollenbaugh voted yes. Council President Zanfardino declared motion carried, and Resolution #3436 adopted.

Clerk red Resolution #3437 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 2011 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 first reading.

Clerk read Ordinance #8024 providing supplemental appropriations for the current expenses and other expenditures of the City of Bowling Green, Ohio, during the fiscal year beginning January 1, 2010 and ending December 31, 2010, for first reading.

Council Member McOmber moved, Frost seconded, to suspend the rules and give Ordinance #8024 its second and third reading. On roll call vote, Council Members Zanfardino, Aspacher, Dunn, Frost, Hollenbaugh, and McOmber voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Ordinance #8024 for second and third reading by number and title only.

Council Member McOmber moved, Dunn seconded, to adopt Ordinance #8024. On roll call vote, Council Members Aspacher, Dunn, Frost, Hollenbaugh, McOmber, and Zanfardino voted yes. Council President Zanfardino declared motion carried, and Ordinance #8024 adopted.

Clerk read Ordinance #8025 amending and adopting Sections 33.20(E), (F) and (G) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to holiday pay, for first reading.

Clerk read Ordinance #8026 for cleaning of streets by special assessment, for first reading.

Clerk read Ordinance #8027 adopting Section 95.01(C)(3) and amending Section 95.03(A), and adopting Section 95.13(G) of the Codified Ordinances of the City of Bowling Green, Ohio, as amended and presently written, increasing the rate of municipal income tax by 0.08% effective January 1, 2011 until repealed in accordance with law to provide additional funds to provide for firefighters/emergency medical technicians and staff and equipment to provide fire and ambulance service for the City of Bowling Green, and providing for the form of the ballot language, and declaring an emergency, for first reading.

Clerk read Ordinance #8028 authorizing the Municipal Administrator to sign a contract with the Bowling Green Employees Organization (BGEO), and declaring an emergency, for first reading.

Council Member McOmber moved, Dunn seconded, to suspend the rules and give Ordinance #8028 its second and third reading. On roll call vote, Council Members Dunn, Frost, Hollenbaugh, McOmber, Zanfardino, and Aspacher voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Ordinance #8028 for second and third reading by number and title only.

Council Member McOmber moved, Dunn seconded, to adopt the emergency clause for Ordinance #8028. On roll call vote, Council Members Frost, Hollenbaugh, McOmber, Zanfardino, Aspacher, and Dunn voted yes. Council President Zanfardino declared motion carried, and the emergency clause adopted.

Council Member McOmber moved, Frost seconded, to adopt Ordinance #8028. On roll call vote, Council Members Hollenbaugh, McOmber, Zanfardino, Aspacher, Dunn, and Frost voted yes. Council President Zanfardino declared motion carried, and Ordinance #8028 adopted.

Clerk read Ordinance #8029 amending and adopting Section 115.02(B) & (E)(2) of the Codified Ordinances of the City of Bowling Green, Ohio, relating to advertising on public property, for first reading.

Clerk read Ordinance #8030 authorizing the Utilities Director to solicit requests for qualifications and enter into a contract or contracts for professional engineering services for the Poe/Mercer Road pump station improvements and installation of a third screw pump at the Water Pollution Control Facility, for first reading.

Council Member Aspacher moved, Frost seconded, to suspend the rules and give Ordinance #8030 its second and third reading. On roll call vote, Council Members McOmber, Zanfardino, Aspacher, Dunn, Frost, and Hollenbaugh voted yes. Council President Zanfardino declared motion carried, and rules suspended.

Clerk read Ordinance #8030 for second and third reading by number and title only.

Council Member Zanfardino moved, McOmber seconded, to adopt Ordinance #8030. On roll call vote, Council Members Zanfardino, Aspacher, Dunn, Frost, Hollenbaugh, and McOmber voted yes. Council President Zanfardino declared motion carried, and Ordinance #8030 adopted.

Clerk read Ordinance #8031 authorizing the Utilities Director to advertise for bids and enter into a contract or contracts for the Poe/Mercer Road pump station improvements and installation of a third screw pump at the Water Pollution Control Facility, for first reading.

Clerk read Ordinance #8032 authorizing the Utilities Director to accept electric and utility easements from Nietz and Green, LLC, Nietz and Green Partnership, and Scott A. Root and Mark W. Root for various electric relocation projects, for first reading.

Clerk read Resolution #3432 approving the petitions for renewal and the Plan of Services to be provided by the Bowling Green Central Business Special Improvement District, Inc., approving the properties of the municipal corporation in said Plan of Services, and approving the City of Bowling Green's cooperative cost share, for second reading.

Clerk read Resolution #3433 declaring the necessity to implement the Plan of Services adopted by the Bowling Green Central Business Special Improvement District, Inc., as approved in Resolution No. 3432 and declaring the necessity to levy a special assessment for the services set forth in said plan upon the lots and lands benefiting under the plan, for second reading.

Clerk read Resolution #3434 adopting the Estimate of Revenues for the year 2011, for second reading.

Clerk read Ordinance #8020 authorizing the Municipal Administrator to advertise for bids and enter into a contract or contracts to abate asbestos at the property generally known as 215 West Wooster Street (the former Junior High building), and demolish the structures and improvements at said location, and remove all debris and materials from the site, and landscape the site and make the site suitable for future municipal and public purposes, for second reading.

Clerk read Ordinance #8021 authorizing the Utilities Director to execute revised Load Management Schedule LM-1 to an agreement between American Municipal Power, Inc., and the City of Bowling Green, AMP-Ohio Generic Contract Number C-11-2005-4433, for second reading.

Clerk read Ordinance #8022 authorizing the Utilities Director to accept utility easements from Vickie Betancourt, Isaac Property Holding Company, Ltd., and John and Lydia Newlove for improvements on East Wooster Street, Third Street, and North Main Street, for second reading.


Clerk read Ordinance #8023 approving the S-District Site Plan for the proposed skate park to be located in City Park, for second reading.

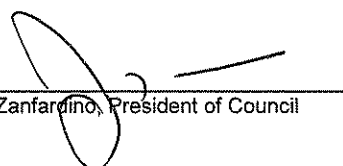
Clerk read Ordinance #8017 certifying unpaid cost of snow removal to the County Auditor for placement on the tax duplicate, for third reading.

Council Member McOmber moved, Frost seconded, to adopt Ordinance #8017. On roll call vote, Council Members Aspacher, Dunn, Frost, Hollenbaugh, McOmber, and Zanfardino voted yes. Council President Zanfardino declared motion carried, and Ordinance #8017 adopted.

Council Member Dunn moved, McOmber seconded, to excuse Council Member Kuhiman from this evening's Council meeting. On unanimous voice vote, Council President Zanfardino declared motion carried.

Council Member Aspacher moved, McOmber seconded, to adjourn. On unanimous voice vote, Council President Zanfardino adjourned the June 21, 2010 regular meeting of the City Council at 8:55 p.m., subject to call.


Kay D. Scherreik, Clerk of Council


John Zanfardino, President of Council



June 21, 2010

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

Transfers requested for the month of June include:

Fund	Dept.	Account	Description	From	To
1010	190	92200	General, Miscellaneous, Transfer To Special Revenue	\$ 1,770.00	
2021	000	69410	ODOT Transportation Grant (Taxi), Revenue, Transfer From General		\$ 1,770.00
1010	190	92400	General, Miscellaneous, Transfer To Capital Projects	\$ 2,898.33	
4030	000	69410	Green Space Acquisition Fund, Revenue, Transfer From General		\$ 2,898.33
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	\$ 35,427.08	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 35,427.08
4018	810	92400	Capital Improvement, Capital Improvement, Transfer To Capital Projects	\$ 2,083.33	
4010	000	69440	Facility Capital Reserve, Revenue, Transfer From Capital Projects		\$ 2,083.33
4029	423	92300	Street Repair, Street Repair, Transfer To Debt Service	\$ 14,789.58	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 14,789.58
4052	810	92300	Community Center, Capital Improvement, Transfer To Debt Service	\$ 22,899.00	
3025	000	69440	Debt Service, Revenue, Transfer From Capital Projects		\$ 22,899.00
5111	651	92500	Electric Revenue, Administrative and General, Transfer To Enterprise	\$ 142,033.33	
5112	000	69450	Electric Capital Reserve, Revenue, Transfer From Enterprise		\$ 142,033.33
5331	651	92500	Sewer Revenue, Administrative and General, Transfer To Enterprise	\$ 1,833.33	
5332	000	69450	Sewer Capital Reserve, Revenue, Transfer From Enterprise		\$ 1,833.33
Total				\$ 231,233.98	\$ 231,233.98