

**MINUTES of REGULAR MEETING
of the BOARD of COMMISSIONERS
of the CITY of BOWLING GREEN, KENTUCKY
held DECEMBER 17, 2019**

The Board of Commissioners of the City of Bowling Green, Kentucky met in regular session in the Commission Chamber of City Hall, Bowling Green, Kentucky at 4:30 p.m. on December 17, 2019. Mayor Bruce Wilkerson called the meeting to order. An invocation was given by former Commissioner Rick Williams, and the Pledge of Allegiance was led by his grandson's Hunter and Easton. City Clerk Ashley Jackson called the roll, and the following members were present: Commissioner Dana Beasley-Brown, Commissioner Joe W. Denning, Commissioner Brian "Slim" Nash, Commissioner Sue Parrigin and Mayor Bruce Wilkerson. Absent: none. There was a full quorum of the Board of Commissioners.

AWARDS AND RECOGNITIONS

Mayor Wilkerson recognized Scott & Murphy, Inc. and the Murphy family for successfully completing the downtown and Fountain Square Park renovations. Cole Murphy of Scott & Murphy, Inc. made some remarks and thanked the City for allowing and trusting in the company to complete the project.

CITY MANAGER

The City Manager Jeffery B. Meisel had no comments.

APPROVAL OF MINUTES

Minutes of Regular Meeting December 3, 2019.

Minutes of the above-referenced meeting were distributed to the Board of Commissioners with the Agenda for review. Motion was made by Parrigin and seconded by Beasley-Brown to approve said minutes as written. Mayor Wilkerson asked for discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None

Motion to approve the minutes of the regular meeting of December 3, 2019 was approved by unanimous vote.

REGULAR AGENDA

MUNICIPAL ORDER NO. 2019 - 216

**MUNICIPAL ORDER APPROVING THE PROMOTION OF
COURTENAY HOWELL TO THE POSITION OF SENIOR OFFICE
ASSOCIATE IN THE PUBLIC WORKS DEPARTMENT**

Summary of Municipal Order No. 2019 - 216 was read by the City Clerk. Motion was made by Parrigin and seconded by Nash for consideration of said Municipal Order. Human Resources Director Erin Hulsey reviewed and recommended the promotion. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
Voting Nay: None
Municipal Order No. 2019 – 216 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 – 217

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENTS OF JOSHUA ATKINS, NICHOLAS ATKINS, DANIEL CROSS, DYLAN HAWKINS, NICHOLAS LORENZO, MASON MICHAEL, MICHAEL MILLER, ALEXANDER PERKINSON, BRETT PITCHFORD, BRITTANY RICH AND ADRIAN TUTOR TO THE POSITION OF FIREFIGHTER IN THE FIRE DEPARTMENT

Summary of Municipal Order No. 2019 – 217 was read by the City Clerk. Motion was made by Nash and seconded by Parrigin for consideration of said Municipal Order. Human Resources Director Erin Hulsey reviewed and recommended the appointments. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
Voting Nay: None
Municipal Order No. 2019 – 217 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 – 218

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF ELYSE JONKER TO THE POSITION OF EXECUTIVE ASSISTANT IN THE FIRE DEPARTMENT

Summary of Municipal Order No. 2019 – 218 was read by the City Clerk. Motion was made by Parrigin and seconded by Beasley-Brown for consideration of said Municipal Order. Human Resources Director Erin Hulsey reviewed and recommended the appointment. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
Voting Nay: None
Municipal Order No. 2019 – 218 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 – 219

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF WILLIAM SALTSMAN TO THE POSITION OF LANDSCAPE GARDNER – GOLF DIVISION IN THE PARKS AND RECREATION DEPARTMENT

Summary of Municipal Order No. 2019 – 219 was read by the City Clerk. Motion was made by Nash and seconded by Denning for consideration of said Municipal Order. Human Resources Director Erin Hulsey reviewed and recommended the appointment. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None
Municipal Order No. 2019 – 219 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 – 220

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF JEFFREY JORDAN TO THE POSITION OF COMMUNITY CENTER COORDINATOR IN THE PARKS AND RECREATION DEPARTMENT

Summary of Municipal Order No. 2019 – 220 was read by the City Clerk. Motion was made by Nash and seconded by Beasley-Brown for consideration of said Municipal Order. Human Resources Director Erin Hulsey reviewed and recommended the appointment. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None
Municipal Order No. 2019 – 220 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 – 221

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF STEPHEN EPLEY TO THE POSITION OF SYSTEM ANALYST IN THE INFORMATION TECHNOLOGY DEPARTMENT

Summary of Municipal Order No. 2019 – 221 was read by the City Clerk. Motion was made by Nash and seconded by Denning for consideration of said Municipal Order. Human Resources Director Erin Hulsey reviewed and recommended the appointment. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None
Municipal Order No. 2019 – 221 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 – 222

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF ASHLEY PATTERSON TO THE POSITION OF GIS TECHNICIAN IN THE PUBLIC WORKS DEPARTMENT

Summary of Municipal Order No. 2019 – 222 was read by the City Clerk. Motion was made by Parrigin and seconded by Beasley-Brown for consideration of said Municipal Order. Human Resources Director Erin Hulsey reviewed and recommended the appointment. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None
Municipal Order No. 2019 – 222 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 - 223

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2020-14 FOR STRUCTURAL FIREFIGHTING TURNOUT GEAR FROM FINLEY FIRE EQUIPMENT, CO., INC. D/B/A BLUEGRASS FIRE EQUIPMENT OF MCCONNELSVILLE, OHIO IN THE TOTAL AMOUNT OF \$57,870

Summary of Municipal Order No. 2019 - 223 was read by the City Clerk. Motion was made by Beasley-Brown and seconded by Parrigin for consideration of said Municipal Order. Meisel reviewed and recommended the purchase of thirty (30) sets of turnout gear based on best evaluated bid. Assistant Fire Chief Jim Morrow explained the safety elements of the turnout gear and the appropriate cleaning process to protect the firefighters from harmful exposures. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None

Municipal Order No. 2019 - 223 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 - 224

MUNICIPAL ORDER APPROVING ACTIONS OF THE CITY MANAGER AND ACCEPTING AN EMERGENCY PURCHASE FOR RADIO SYSTEM CABLING AND LINE EQUIPMENT, AND FURTHER APPROVING TOWER CREW LABOR COSTS THROUGH A SOLE SOURCE WITH MOBILE COMMUNICATIONS SERVICE OF BOWLING GREEN, INC. OF BOWLING GREEN, KENTUCKY IN THE TOTAL AMOUNT OF \$56,767.50, WITH THE CITY RESPONSIBLE FOR FIFTY PERCENT (50%) OF THE COSTS

Summary of Municipal Order No. 2019 - 224 was read by the City Clerk. Motion was made by Parrigin and seconded by Nash for consideration of said Municipal Order. Meisel explained the City and County had a radio system on an antenna tower owned by WNKY in Smiths Grove, and due to Federal requirements the tower must be relocated. He added the action was to approve the emergency purchase for the cabling and line equipment, and further approve tower crew labor costs through a sole source with Mobile Communications Service of Bowling Green, Inc. The City and County would be sharing the costs. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None

Municipal Order No. 2019 - 224 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 - 225

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID #2020-29 FOR CROSSWINDS GOLF COURSE BUNKER IMPROVEMENT PROJECT, PHASE I FROM PARLAYNE OUTDOOR SOLUTIONS OF ALVATON, KENTUCKY IN THE AMOUNT OF \$182,400

Summary of Municipal Order No. 2019 – 225 was read by the City Clerk. Motion was made by Nash and seconded by Parrigin for consideration of said Municipal Order. Meisel reviewed and recommended approval of the bid for CrossWinds Golf Course Bunker Improvement Project, Phase I from the lowest bidder Parlayne Outdoor Solutions. He explained the project would replace approximately seventeen (17) bunkers which contains about 32,000 square feet. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None

Municipal Order No. 2019 – 225 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 – 226

**MUNICIPAL ORDER APPROVING REVISIONS TO THE
EMPLOYEE MEDICAL BENEFIT PLAN FOR EMPLOYEES OF
THE CITY OF BOWLING GREEN RELATED TO THE
PRESCRIPTION PLAN**

Summary of Municipal Order No. 2019 – 226 was read by the City Clerk. Motion was made by Parrigin and seconded by Beasley-Brown for consideration of said Municipal Order. At the request of the City Manager, Human Resources Director Erin Hulsey provided an overview of the revisions to the Employee Medical Benefit Plan specifically related to the Prescription Plan. She explained the Prescription Plan would go back to the current flat dollar co-pays, however the non-preferred co-pay structure would remain the same. The revision was decided to allow the City additional time to research and investigate options for member co-pay assistance. Following a question, Ms. Hulsey indicated the revision would not affect the plan the employee selected during open enrollment and said employees were given an extended opportunity to amend the Flexible Spending Amount (FSA) if necessary. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None

Municipal Order No. 2019 – 226 was approved by unanimous vote.

ORDINANCE NO. BG2019 – 54

(First Reading)

ORDINANCE REZONING REAL ESTATE

**ORDINANCE REZONING TRACTS OF LAND CONTAINING 3.00
ACRES FROM AG (AGRICULTURE) TO HB (HIGHWAY
BUSINESS) AND RM-4 (MULTI-FAMILY RESIDENTIAL)
LOCATED AT 0 AND 721 PLANO ROAD, PRESENTLY OWNED
BY STAN DARR WITH BEN HANSBROUGH AS THE APPLICANT**

Title and summary of Ordinance No. BG2019 – 54 was read by the City Clerk. Motion was made by Parrigin and seconded by Nash for first reading of said Ordinance. Mayor Wilkerson stated this rezoning was unanimously recommended for approval by the City-County Planning Commission. At the request of Commissioner Beasley-Brown, City-County Planning Commission Executive Director Ben Peterson reviewed the history of the plan for the Plano Road area and explained the

Future Land Use Map (FLUM) was updated to include the area. The Mayor asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
Voting Nay: None

First reading of Ordinance No. BG2019 - 54 was approved by unanimous vote.

ORDINANCE NO. BG2019 - 55

(First Reading)

ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING A TRACT OF LAND CONTAINING 0.14 ACRE FROM GB (GENERAL BUSINESS) TO CB (CENTRAL BUSINESS) LOCATED AT 875 BROADWAY AVENUE, PRESENTLY OWNED BY MICHAEL POSTON WITH MIKE CORNELIUS AS THE APPLICANT

Title and summary of Ordinance No. BG2019 - 55 was read by the City Clerk. Motion was made by Parrigin and seconded by Beasley-Brown for first reading of said Ordinance. Mayor Wilkerson stated this rezoning was unanimously recommended for approval by the City-County Planning Commission. Commissioner Nash asked about the variance requirement and explained the application includes 13½ feet from the required rear yard setback of 25 feet from the adjacent single family residential lot. City-County Planning Commission Executive Director Ben Peterson reviewed the applicant's explanation and said it was allowable due to the unique circumstance of the lot being much narrower than a typical lot in the area, at only 35 feet wide. There was further clarification about the nearby alley, and it was said the alley was included as part of the unique circumstance of the property, as the width of the alley provides another 10 to 12 feet beyond the variance. The Mayor asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
Voting Nay: None

First reading of Ordinance No. BG2019 - 55 was approved by unanimous vote.

ORDINANCE NO. BG2019 - 56

(First Reading)

ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING TRACTS OF LAND CONTAINING 0.38 ACRE FROM GB (GENERAL BUSINESS) TO RM-4 (MULTI-FAMILY RESIDENTIAL) LOCATED AT 1224 AND 1228 INDIANOLA STREET, PRESENTLY OWNED BY CHOICE RENTAL PROPERTIES, LLC

Title and summary of Ordinance No. BG2019 - 56 was read by the City Clerk. Motion was made by Parrigin and seconded by Denning for first reading of said Ordinance. In response to a question, City-County Planning Commission Executive Director Ben Peterson explained the reason the FLUM was altered and how the planned alterations to the property would remedy an outstanding noncompliance issue. The Mayor asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None
First reading of Ordinance No. BG2019 - 56 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2019 - 227

MUNICIPAL ORDER APPROVING A COMMUNITY CAT PROGRAM WITH THE BOWLING GREEN-WARREN COUNTY HUMANE SOCIETY

Summary of Municipal Order No. 2019 - 227 was read by the City Clerk. Motion was made by Nash and seconded by Beasley-Brown for consideration of said Municipal Order. Meisel explained the Community Cat Program was discussed at a recent work session and the approval of the program would allow an operation for a trial period through June 30, 2021. He further said the program allowed the Humane Society the ability to try the program and if it was deemed successful, Chapter 5 (Animals) of the City's Code of Ordinances could be formally amended. Tracy Moser of the Bowling Green-Warren County Humane Society outlined the process of the Community Cat Program and explained the program was successful in the City of Louisville. There was further clarification about the program which included spaying or neutering, ear-tipping and returning to society if the cat was deemed healthy, as well as discussion about the importance of educating the community on the program. Akisha Townsend Eaton expressed the importance of vaccination and confirmed the program included trap, neuter, vaccinate and return. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None
Municipal Order No. 2019 - 227 was approved by unanimous vote.

ORDINANCE NO. BG2019 - 52
(Second Reading)
ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING A TRACT OF LAND CONTAINING 0.54 ACRE FROM CB (CENTRAL BUSINESS) AND OP-R (OFFICE/PROFESSIONAL- RESIDENTIAL) TO GB (GENERAL BUSINESS) LOCATED AT 0 CHESTNUT STREET, PRESENTLY OWNED BY DEAN WARREN WITH TRIDENT PROPERTIES OF BOWLING GREEN, LLC C/O MITCH WRIGHT AS CONTRACT VENDEE

Title and summary of Ordinance No. BG2019 - 52 was read by the City Clerk. Motion was made by Parrigin and seconded by Nash for second reading of said Ordinance. Mayor Wilkerson stated this rezoning was unanimously recommended for approval by the City-County Planning Commission. The Mayor asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
 Voting Nay: None
Ordinance No. BG2019 - 52 was adopted by unanimous vote.

ORDINANCE NO. BG2019 - 53
(Second Reading)

ORDINANCE AMENDING CODE OF ORDINANCES

ORDINANCE AMENDING CHAPTER 15 (BUSINESS AND
GENERAL REGULATIONS) AND CHAPTER 22 (TRAFFIC AND
MOTOR VEHICLES) OF THE CITY OF BOWLING GREEN CODE
OF ORDINANCES

Title and summary of Ordinance No. BG2019 - 53 was read by the City Clerk. Motion was made by Parrigin and seconded by Nash for second reading of said Ordinance. Mayor Wilkerson asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Beasley-Brown, Denning, Nash, Parrigin and Wilkerson
Voting Nay: None

Ordinance No. BG2019 - 53 was adopted by unanimous vote.

PUBLIC COMMENTS

Following the regular agenda, Mayor Wilkerson opened the floor for any public comments about items not included on the agenda. John Conley and Shirlisa Arnold spoke in opposition of the Kenton Street rezoning recently approved by the Board of Commissioners, and Mr. Conley requested his written statement be attached to and made a part of the minutes.

ADJOURNMENT

There being no further business to come before the Board of Commissioners, at approximately 5:50 p.m., Mayor Wilkerson declared this meeting adjourned.

ADOPTED: January 7, 2020

APPROVED: Bruce Wilkerson
Mayor, Chairman of Board of Commissioners

ATTEST: Ashley Jackson
City Clerk

Minutes prepared by City Clerk Ashley Jackson

Comments from: John Conley

Respectfully submitted to be entered into the record of the Board of Commissioners Meeting held on Dec. 17, 2019

Hello Commissioners. I live at 10th and Park, just a few blocks away from the proposed development in the Kenton neighborhood that this Board approved on Nov. 5, and to which I am here to speak today.

From Jonesville to the Shake Rag, our city has a long history of disregarding the lives of its poor and low-wealth residents, especially African-Americans. By allowing storage garages in the middle of an African-American residential neighborhood, the Kenton plan threatens to repeat this terrible history. I urge the Board of Commissioners to rescind its approval of the rezoning; to temporarily halt any action by the developers, CSR BG Investments; and hold a new public hearing on this most pressing matter for our city.

Members of this Board have cited the "great weight" lent to the decision of the Planning Commission in zoning matters. However, in this case the Planning Commission approved a request that its own staff flagged with no less than 16 areas of noncompliance with the City's Comprehensive Plan.

And keep in mind, this was far from a usual request to begin with: in the Sept. 19 Planning Commission meeting, Executive Director Ben Peterson said that a request was filed "pre-app date on March 7, 2019 as ordered to develop contractor garages on the property." This is not true. In an open records request and in consultation with CCPC staff, I learned that while there was a pre-application filed on that date, it was mostly left blank, and the proposed zoning was marked with a question mark. The application then amended after the fact, at least twice, to retro-fit the developer's plans.

I raise this issue because if more real folks had a chance to consider the developer's actual plans, many more could have voiced opposition. And though Mr. Peterson told this board otherwise, some residents *did* voice their opposition to the Planning Commission, perhaps most notably Anthony Monroe, of 1027 Greenwood Alley, who simply asked: "My main concern is, where am I going to? I mean, what's going to happen to me?" At the meeting Mr. Monroe's comments were met with a long silence as everyone slowly realized who was speaking – namely, a resident who stands to experience homelessness as a result of this decision. After clarifying this fact, Chairman Runner said, "That is not a question that I would be able to answer." So, to recap: a resident of our city raises his concerns to the Planning Commission, and he is met with no response. And then, to add insult to injury, his concerns are erased in Mr. Peterson's presentation of the matter to you, the Board of Commissioners.

So, my question for you is this: why should such weight go to a committee that failed to do its job with any integrity? Why not listen to the voices of the residents who stand to be most adversely affected? As you know, a guiding principle of City's Comprehensive Plan is to strengthen – not demolish – vulnerable residential neighborhoods. You, our elected officials, have the chance to repair this injustice and make this right. I call on you to do so without delay.