

**MINUTES of SPECIAL MEETING
of the BOARD of COMMISSIONERS
of the CITY of BOWLING GREEN, KENTUCKY
held JANUARY 18, 2005**

The Board of Commissioners of the City of Bowling Green, Kentucky met in special session in the Fiscal Court Room of Warren County Courthouse, Bowling Green, Kentucky at 7:00 p.m. on January 18, 2005. Mayor Elaine N. Walker called the meeting to order. An invocation was given by Commissioner Mark D. Alcott, and all present recited the Pledge of Allegiance. City Clerk Katie Schaller called the roll, and the following members were present: Commissioner Slim Nash, Commissioner Delane Simpson, Commissioner Brian K. Strow, Commissioner Mark D. Alcott and Mayor Elaine N. Walker. Absent: none. There was a full quorum of the Board of Commissioners.

CITY MANAGER

City Manager Charles W. Coates had no comments at this time.

APPROVAL OF MINUTES

Minutes of Special Meeting January 4, 2005

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

ROLL CALL: Voting Yea: Nash, Simpson, Strow, Alcott and Walker
 Voting Nay: None

Motion to approve the minutes of the special meeting of January 4, 2005 was approved by unanimous vote.

ORDINANCE NO. BG2005 - 1

(Second Reading)

ORDINANCE APPROVING APPOINTMENT TO CITY BOARD

**ORDINANCE APPROVING THE APPOINTMENT OF
COMMISSIONER MARK D. ALCOTT TO THE BOWLING GREEN
MUNICIPAL UTILITIES BOARD**

Title and summary of Ordinance No. BG2005 - 1 was read by City Clerk Katie Schaller. Motion was made by Simpson and seconded by Nash for second reading of said Ordinance. Mayor Walker asked for discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Nash, Simpson, Strow, Alcott and Walker
 Voting Nay: None

Ordinance No. BG2005 - 1 was adopted by unanimous vote.

MUNICIPAL ORDER NO. 2005 - 14

**MUNICIPAL ORDER APPROVING AND AUTHORIZING
REIMBURSEMENT OF OUT-OF-TOWN TRAVEL EXPENSES TO**

BARREN RIVER STATE PARK IN LUCAS, KENTUCKY FOR CITY
MANAGER CHARLES W. COATES

Summary of Municipal Order No. 2005 - 14 was read by the City Clerk. In response to a question, Coates clarified that he and elected officials must obtain approval from the Board for travel reimbursements. Motion was made by Strow and seconded by Simpson for consideration of said Municipal Order. Mayor Walker asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Nash, Simpson, Strow, Alcott and Walker
 Voting Nay: None

Municipal Order No. 2005 - 14 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2005 - 15

MUNICIPAL ORDER DIRECTING THE CITY MANAGER TO
UTILIZE A ZERO-BASE BUDGETING APPROACH TO PREPARE
THE FISCAL YEAR 2005/2006 BUDGET

Summary of Municipal Order No. 2005 - 15 was read by the City Clerk. Comm. Strow explained the purpose for changing the budgeting process for the one year and the approach to zero-base budgeting. Comm. Alcott requested agency funding also be considered with the same approach. Coates stated he would proceed as the Board has directed. Motion was made by Alcott and seconded by Nash for consideration of said Municipal Order. Mayor Walker asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Nash, Simpson, Strow, Alcott and Walker
 Voting Nay: None

Municipal Order No. 2005 - 15 was approved by unanimous vote.

ORDINANCE NO. BG2005 - 3

(First Reading)

ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING A TRACT OF LAND CONTAINING
28.31 ACRES FROM AG (AGRICULTURE) TO LI (LIGHT
INDUSTRY) LOCATED AT 458 AND 500 GLASGOW ROAD, WITH
BINDING ELEMENTS, PRESENTLY OWNED BY INTER-MODAL
TRANSPORTATION AUTHORITY, INC. AND SOUTH CENTRAL
KENTUCKY REGIONAL DEVELOPMENT AUTHORITY

Title and summary of Ordinance No. BG2005 - 3 was read by the City Clerk. Planning Commission Director Andy Gillies reviewed the recommended rezoning and associated binding elements. By request of Wayne Priest, attorney representing ITA, City Attorney Gene Harmon reviewed the options of the Board to approve the recommendation of the Planning Commission or to hold its own hearing on the rezoning. President of ITA and Bowling Green Area Chamber of Commerce Jim Hizer responded to a question regarding the potential interest of an unnamed business to locate at this site.

Gayla Cissell of Oakland, Kentucky and Jim Duffer of Bowling Green, Kentucky, both representing Warren County Citizens for Managed Growth, expressed their opposition to this rezoning as well as the entire transpark project. They requested the Board of Commissioners to conduct a public hearing on the rezoning.

Once all discussion ended, motion was made by Alcott and seconded by Nash for first reading of said Ordinance. Mayor Walker asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Nash, Simpson, Strow, Alcott and Walker
 Voting Nay: None

First reading of Ordinance No. BG2005 - 3 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2005 - 16

MUNICIPAL ORDER APPROVING THE APPOINTMENT OF DR.
RONALD L. HATCHER TO THE HOBSON HOUSE COMMISSION

Summary of Municipal Order No. 2005 - 16 was read by the City Clerk. Mayor Walker recommended the appointment. Motion was made by Nash and seconded by Alcott for consideration of said Municipal Order. Mayor Walker asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Nash, Simpson, Strow, Alcott and Walker
 Voting Nay: None

Municipal Order No. 2005 - 16 was approved by unanimous vote. Mayor Walker expressed her appreciation for all citizen volunteers.

MUNICIPAL ORDER NO. 2005 - 17

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING BID
#2005-27 FOR DEMOLITION AND SITE CLEARANCE SERVICES
FROM FOUR C EXCAVATION OF MORGANTOWN, KENTUCKY
FOR AN ESTIMATED COST OF \$75,100

Summary of Municipal Order No. 2005 - 17 was read by the City Clerk. Jody Allen, owner of Kenway Contracting, expressed his opinion that Four C Excavation, the lowest bidder, could not perform the work required at the prices quoted on the bid form. Housing and Community Development Director Alice Burks reviewed the need for demolition services and the references of Four C Excavation. In addition, Burks responded to questions regarding the bidding process, the number of demolition projects expected, the process for handling asbestos issues, the ability to terminate the contract, the use of other contractors for larger jobs and the amount of money spent last year for demolition and site clearance.

Comm. Alcott stated that with the change to zero-base budgeting for Fiscal Year 2006, he recommended that the contract be changed to a fiscal year instead of the calendar year. Comm. Strow suggested contracting each event out through June in order to evaluate the process.

With the need to further address the Board's concerns, City Manager Coates withdrew Municipal Order No. 2005 - 17 from consideration at this time.

MUNICIPAL ORDER NO. 2005 - 18

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF MATTHEW GEORGE ZOELLNER TO THE POSITION OF PROJECT MANAGER FOR THE PUBLIC WORKS DEPARTMENT

Summary of Municipal Order No. 2005 - 18 was read by the City Clerk. Human Resources Director Michele Tolbert reviewed the position and qualifications of the recommended applicant. Motion was made by Strow and seconded by Nash for consideration of said Municipal Order. Mayor Walker asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Nash, Simpson, Strow, Alcott and Walker

Voting Nay: None

Municipal Order No. 2005 - 18 was approved by unanimous vote.

ORDINANCE NO. BG2005 - 4

(First Reading)

ORDINANCE AMENDING CODE OF ORDINANCES

ORDINANCE AMENDING CHAPTER 2 (ADMINISTRATION) OF THE CITY OF BOWLING GREEN CODE OF ORDINANCES TO INCREASE THE MEMBERSHIP OF THE GREENWAYS COMMISSION OF BOWLING GREEN AND WARREN COUNTY FROM TWELVE TO FOURTEEN MEMBERS

Title and summary of Ordinance No. BG2005 - 4 was read by the City Clerk. Mayor Walker stated that the Greenways Commission approved this change at its January 10, 2005 meeting. Comm. Strow stated that he thought the Greenways members were placed in an awkward position when making their decision since Jim Bullington chaired that meeting when the issue was discussed. He clarified that he would support an appointment of Mr. Bullington to fill an open position on the Commission, but he does not see the need to add any additional positions at this time. Comm. Nash questioned the Commission's attendance records and wondered if there are inactive members that need to be removed versus increasing the membership. Mayor Walker reiterated the Commission's approval to amend its by-laws and stated that there is a need for people who are willing to stand up and vote their conscience. Motion was made by Simpson and seconded by Nash for first reading of said Ordinance. Mayor Walker asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Nash, Simpson and Walker

Voting Nay: Strow and Alcott

First reading of Ordinance No. BG2005 - 4 was approved by majority vote.

ADJOURNMENT

Mayor Walker announced that February 1, 2005 was the next scheduled meeting of the Board. There being no further business to come before the Board of Commissioners, at approximately 8:45 p.m., Mayor Walker declared this meeting adjourned.

WORK SESSION

Prior to the special meeting and with no action taken, the Board of Commissioners convened at 4:00 p.m. in the Fiscal Court Room of the Warren County Courthouse for a special work session to review and discuss the following subjects: (1) presentation of the Six-Year Highway Plan; (2) the Kentucky Open Meetings Act; (3) the Employee Healthcare Fund and Insurance Program; and (4) the proposal for Shawnee Neighborhood traffic control.

ADOPTED: _____

APPROVED: _____
Mayor, Chairman of Board of Commissioners

ATTEST: _____
City Clerk

Minutes prepared by City Clerk Katie Schaller