

**MINUTES of REGULAR MEETING
of the BOARD of COMMISSIONERS
of the CITY of BOWLING GREEN, KENTUCKY
held November 2, 2021**

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 November 2, 2021. Mayor Todd Alcott called the meeting to order. An invocation was given by Senior Minister Megan Huston of First Christian Church and all present recited the Pledge of Allegiance. City Clerk Ashley Jackson called the roll, and the following members were present: Commissioner Carlos Bailey, Commissioner Dana Beasley-Brown, Commissioner Melinda Hill, Commissioner Sue Parrigin and Mayor Todd Alcott. Absent: None. There was a full quorum of the Board of Commissioners.

CITY MANAGER

City Manager Jeffery B. Meisel had no comments.

APPROVAL OF MINUTES

Minutes of Regular Meeting October 19, 2021.

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

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
 Voting Nay: None

Motion to approve the minutes of the regular meeting of October 19, 2021 was approved by unanimous vote.

REGULAR AGENDA

MUNICIPAL ORDER NO. 2021 – 187

MUNICIPAL ORDER APPROVING THE PROMOTIONS OF BRET SMITH TO THE POSITION OF DEPUTY FIRE CHIEF; CHRIS CARTAS AND MERV HOCHSTETLER TO THE POSITION OF CAPTAIN; AND DUSTIN JONES, KYLE HAMPTON AND STEPHEN ROSEBROOK TO THE POSITION OF ENGINEER IN THE FIRE DEPARTMENT

Summary of Municipal Order No. 2021 – 187 was read by the City Clerk. Motion was made by Beasley-Brown and seconded by Parrigin for consideration of said Municipal Order. Meisel congratulated the recent retirements of Jim Morrow, Evan Henderson and Ron Renner. Fire Chief Justin Brooks reviewed and recommended the promotions of Bret Smith to Deputy Fire Chief, Chris Cartas and Merv Hochstetler to Captain, and Dustin Jones, Kyle Hampton and Stephen Rosebrook to Engineer in the Fire Department. Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None
Municipal Order No. 2021 – 187 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2021 – 188

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF TERI JO MERCER TO THE POSITION OF FINANCIAL SPECIALIST IN THE FINANCE DEPARTMENT

Summary of Municipal Order No. 2021 – 188 was read by the City Clerk. Motion was made by Hill and seconded by Beasley-Brown for consideration of said Municipal Order. Meisel reviewed and recommended the appointment of Teri Mercer to Financial Specialist in the Finance Department. Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None
Municipal Order No. 2021 – 188 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2021 – 189

MUNICIPAL ORDER AUTHORIZING AND ACCEPTING THE CONSTRUCTION OF THE RIVER STREET PEDESTRIAN PATH CONNECTION THROUGH A SOLE SOURCE FROM SCOTTY'S CONTRACTING & STONE, LLC OF BOWLING GREEN, KENTUCKY IN AN AMOUNT NOT TO EXCEED \$150,000

Summary of Municipal Order No. 2021 – 189 was read by the City Clerk. Motion was made by Hill and seconded by Bailey for consideration of said Municipal Order. Meisel reviewed and recommended approval of the construction of River Street pedestrian path connection through sole source with Scotty's Contracting & Stone in an amount not to exceed \$150,000. Public Works Director Greg Meredith explained the project would include a connecting path on the Weldon Peete Park side of the River Street bridge. Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None
Municipal Order No. 2021 – 189 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2021 – 190

MUNICIPAL ORDER ACCEPTING THE CITY OF BOWLING GREEN, KENTUCKY ANNUAL COMPREHENSIVE FINANCIAL REPORT FOR THE PERIOD ENDED JUNE 30, 2021 AS PREPARED BY THE DEPARTMENT OF FINANCE AND AUDITED BY MCM CPAS & ADVISORS, LLP

Summary of Municipal Order No. 2021 – 190 was read by the City Clerk. Motion was made by Parrigin and seconded by Beasley-Brown for consideration of said Municipal Order. Meisel recognized the Finance Department for the preparation of the Annual Comprehensive Financial Report. Audit Committee Chair Brian Dinning reported MCM CPAs & Advisors had given an unmodified opinion as

the financial report represented the City's financial position. Additionally, he stated the overall net position increased 12.4% and the overall fund balance increased 72.6%, due to increased revenues from grants and the Kentucky Transpark bond. Furthermore, the General Fund balance decreased by \$4.8 million to a total of \$29.1 million, and includes \$16.7 million in reserve funding. Dinning noted the pension liability was \$110.8 million, an increase of 11.6%, which was determined by the State for the government agencies participating in County Employee Retirement System (CERS). He concluded the Audit Committee approved the financial report and recommended approval by the Board of Commissioners. Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
 Voting Nay: None

Municipal Order No. 2021 – 190 was approved by unanimous vote.

ORDINANCE NO. BG2021 – 42

(First Reading – Non-Binding)

ORDINANCE GRANTING FRANCHISE RELATED TO TELECOMMUNICATIONS SYSTEM

ORDINANCE GRANTING A NON-EXCLUSIVE
TELECOMMUNICATIONS (OR RELATED NON-CABLE)
FRANCHISE TO OPEN FIBER KENTUCKY COMPANY, LLC, A
FOREIGN LIMITED LIABILITY COMPANY, FOR THE USE OF
RIGHTS-OF-WAY FOR THE OPERATION AND MAINTENANCE OF
A TELECOMMUNICATIONS (OR RELATED NON-CABLE)
SYSTEM WITHIN THE CITY OF BOWLING GREEN, KENTUCKY
AND FURTHER AUTHORIZING THE EXECUTION OF A
FRANCHISE AGREEMENT

Title and summary of Ordinance No. BG2021 – 42 was read by the City Clerk. Motion was made by Beasley-Brown and seconded by Hill for the first and non-binding reading of said Ordinance. Meisel reviewed and recommended approval of a non-exclusive telecommunications franchise with Open Fiber Kentucky in order to use the City's rights-of-way for the operation and maintenance of a telecommunications system, not related to cable. Mayor Alcott asked for additional discussion, with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
 Voting Nay: None

First Reading of Ordinance No. BG2021 – 42 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2021 – 191

MUNICIPAL ORDER APPROVING AND AUTHORIZING
CONVEYANCE OF 1.00 ACRE OF REAL PROPERTY OWNED BY
THE INTER-MODAL TRANSPORTATION AUTHORITY, INC. TO
WARREN COUNTY WATER DISTRICT AND FURTHER
APPROVING A PARTIAL CANCELLATION OF AMENDED AND
RESTATED GROUND LEASE AGREEMENT AND SECOND
SUPPLEMENTAL CONTRACT, LEASE & OPTION BETWEEN THE
CITY OF BOWING GREEN AND WARREN COUNTY

Summary of Municipal Order No. 2021 – 191 was read by the City Clerk. Motion was made by Parrigin and seconded by Hill for consideration of said Municipal Order. Meisel reviewed and

recommended approval for the Inter-Modal Transportation Authority (ITA) to convey 1 acre of property to Warren County Water District to build a pump station. As part of the conveyance, a Partial Cancellation of Amended and Restated Ground Lease Agreement and Second Supplemental Contract, Lease & Option between the City and Warren County shall also be approved. Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None

Municipal Order No. 2021 – 191 was approved by unanimous vote.

ORDINANCE NO. BG2021 – 43
(First Reading – Non-Binding)
ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING TWO TRACTS OF LAND CONTAINING 1.6358 ACRES FROM LI (LIGHT INDUSTRIAL) TO RM-4 (MULTI-FAMILY RESIDENTIAL) LOCATED AT 0 ENTERPRISE COURT, PRESENTLY OWNED BY WAYNE AND ELVA OVERHOLT WITH MNM, LLC AS THE APPLICANT

Title and summary of Ordinance No. BG2021 – 43 was read by the City Clerk. Motion was made by Beasley-Brown and seconded by Bailey for the first and non-binding reading of said Ordinance. Meisel stated the rezoning was a unanimous recommendation from the City-County Planning Commission. Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None

First Reading of Ordinance No. BG2021 – 43 was approved by unanimous vote.

ORDINANCE NO. BG2021 – 44
(First Reading – Non-Binding)
ORDINANCE REZONING REAL ESTATE

ORDINANCE REZONING A TRACT OF LAND CONTAINING 20.45 ACRES FROM AG (AGRICULTURE) AND RM-3 (TOWNHOUSE/MULTI-FAMILY RESIDENTIAL) TO LI (LIGHT INDUSTRIAL) LOCATED AT 0 KOBE WAY AND A PORTION OF 263 JOHN D JONES ROAD, PRESENTLY OWNED BY WESTEN APARTMENTS, LLC

Title and summary of Ordinance No. BG2021 – 44 was read by the City Clerk. Motion was made by Parrigin and seconded by Hill for the first and non-binding reading of said Ordinance. Meisel stated the rezoning was a unanimous recommendation from the City-County Planning Commission. Following some questions from Commissioners Bailey and Beasley-Brown, City-County Planning Commission Executive Director Ben Peterson reviewed the agreed upon terms for a buffer which included a landscape buffer no less than ten (10) feet in width and contain three (3) deciduous shade trees and six (6) evergreen trees per each 100 feet of buffer, or two (2) deciduous shade trees, three (3) evergreen trees and twelve (12) shrubs per 100 feet of buffer. Also, up to one-half of the deciduous shade trees and evergreen trees may be substituted with ornamental trees. In addition, Peterson

confirmed there were no hours of operation agreed upon by any businesses. Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None

First Reading of Ordinance No. BG2021 – 44 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2021 – 192

MUNICIPAL ORDER AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A FLEXIBLE NEIGHBORHOOD GRANT AGREEMENT WITH DELAFIELD RESIDENTS IN PARTNERSHIP WITH HOTEL, INC.

Summary of Municipal Order No. 2021 – 192 was read by the City Clerk. Motion was made by Hill and seconded by Beasley-Brown for consideration of said Municipal Order. Meisel recommended authorizing and directing the Mayor to enter into a Flexible Neighborhood Grants with the Delafield residents in partnership with HOTEL, Inc. in the amount of \$2,000. Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None

Municipal Order No. 2021 – 192 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2021 – 193

MUNICIPAL ORDER AUTHORIZING PAYMENT TO THE WARREN COUNTY PROPERTY VALUATION ADMINISTRATOR FOR FISCAL YEAR 2022

Summary of Municipal Order No. 2021 – 193 was read by the City Clerk. Motion was made by Parrigin and seconded by Hill for consideration of said Municipal Order. Meisel reviewed and recommended approval of the annual payment for the maximum payment of \$100,000 to Warren County PVA for property assessment services for Fiscal Year 2022. Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None

Municipal Order No. 2021 – 193 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2021 – 194

MUNICIPAL ORDER APPROVING A JOB DEVELOPMENT INCENTIVE PROGRAM EMPLOYEE WITHHOLDINGS CREDIT AGREEMENT WITH ANDROID INDUSTRIES-BOWLING GREEN, L.L.C.

Summary of Municipal Order No. 2021 – 194 was read by the City Clerk. Motion was made by Hill and seconded by Parrigin for consideration of said Municipal Order. At the request of the City Manager, Assistant City Manager/Chief Financial Officer Katie Schaller-Ward reviewed the incentive agreement which was estimated to create 50 new jobs with a total capital investment estimated at \$1.4 million. She also outlined the incentive program which provides up to 1% return of the withholdings

from the creation of new jobs to maximize the 3% credit from the State, making the job development incentive worth approximately \$195,000 over a ten (10) year period. Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None

Municipal Order No. 2021 – 194 was approved by unanimous vote.

ORDINANCE NO. BG2021 – 45
(First Reading – Non-Binding)
ORDINANCE RELATING TO BUDGET AMENDMENT

ORDINANCE APPROVING AMENDMENT NUMBER ONE TO THE
CITY OF BOWLING GREEN, KENTUCKY ANNUAL OPERATING
BUDGET FOR FISCAL YEAR 2022

Title and summary of Ordinance No. BG2021 – 45 was read by the City Clerk . Motion was made by Parrigin and seconded by Hill for the first and non-binding reading of said Ordinance. Meisel recommended the first budget amendment for Fiscal Year 2022, and explained a budget amendment includes receipt of money through grants and/or the moving of money to another account(s). Mayor Alcott asked for additional discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None

First Reading of Ordinance No. BG2021 – 45 was approved by unanimous vote.

ORDINANCE NO. BG2021 – 41
(Second Reading – Binding)
ORDINANCE DE-ANNEXING PROPERTY

ORDINANCE DE-ANNEXING APPROXIMATELY 8.32 ACRES
LOCATED AT THE INTERSECTION OF OLD RICHARDSVILLE
ROAD AND KY HIGHWAY 185, AS REQUESTED BY THE
BOWLING GREEN MOOSE LODGE 356

Title and summary of Ordinance No. BG2021 – 41 was read by the City Clerk. Motion was made by Parrigin and seconded by Beasley-Brown for the second and binding reading of said Ordinance. Mayor Alcott asked for discussion, and with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Bailey, Beasley-Brown, Hill, Parrigin and Alcott
Voting Nay: None

Ordinance No. BG2021 – 41 was adopted by unanimous vote.

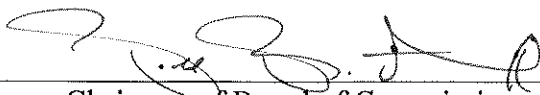
PUBLIC COMMENTS

Mayor Alcott opened the floor for any public comments about items not included on the agenda. Mary Pierce, Debby Peebles and Deborah Harston spoke about the Pride Festival event that took place at Circus Square Park recently. There were concerns voiced about the erotic and explicit behavior from the drag queen performance, which occurred in a public park. It was requested for Elected Officials to restrict such actions in the future in order to protect the community and children.

ADJOURNMENT

There being no further business to come before the Board of Commissioners, at approximately 5:30 p.m., Mayor Alcott declared this meeting adjourned.

ADOPTED: November 16, 2021

APPROVED: 

Mayor, Chairman of Board of Commissioners

ATTEST: 

City Clerk

Minutes prepared by City Clerk Ashley Jackson