

**MINUTES of REGULAR MEETING
of the BOARD of COMMISSIONERS
of the CITY of BOWLING GREEN, KENTUCKY
held NOVEMBER 1, 2005**

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 7:00 p.m. on November 1, 2005. Mayor Elaine N. Walker called the meeting to order. An invocation was given by Police Chief Bill Waltrip, and all present recited the Pledge of Allegiance. City Clerk Katie Schaller called the roll, and the following members were present: Commissioner Delane Simpson, Commissioner Brian K. Strow, Commissioner Mark D. Alcott, Commissioner Brian "Slim" Nash and Mayor Elaine N. Walker. Absent: none. There was a full quorum of the Board of Commissioners.

PUBLIC COMMENTS

Mayor Walker opened the floor for any public comments and there were none.

CITY MANAGER

Interim City Manager Kenneth R. Thompson requested a closed session for the purpose of discussion which might lead to the appointment, discipline or dismissal of an individual employee without restricting that employee's right to a public hearing if requested.

Motion was made by Nash and seconded by Alcott to convene in closed session following the regular meeting pursuant to KRS 61.810 (f). Walker called for roll call vote.

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

Motion to convene in closed session pursuant to KRS 61.810 (f) was approved by unanimous vote.

PRESENTATION

John Deeb, Chairman of the Board of Park Commissioners (also known as the Parks Advisory Board) presented the Parks and Recreation Department's Annual Report, including the department's various events, citizen participation, volunteers and other accomplishments during Fiscal Year 2005. Parks and Recreation Director Ernie Gouvas responded to questions regarding the previously year's outsourcing of the aquatics programming and the lessons learned.

APPROVAL OF MINUTES

Minutes of Regular Meeting October 18, 2005 and Special Meetings October 17 and 19, 2005

Minutes of the above-referenced meetings were distributed to the Board of Commissioners with the Agenda for their review. Motion was made by Nash 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

Motion to approve the minutes of the regular meeting of October 18, 2005 and special meetings of October 17 and 19, 2005 was approved by unanimous vote.

CHANGE ORDER OF AGENDA

Comm. Nash made a motion to change the order of the agenda to consider Municipal Order Nos. 2005 - 282, 2005 - 283, 2005 - 287 and 2005 - 288 regarding personnel promotions and appointments before all other items at this time. Motion was seconded by Simpson, and with a roll call vote was taken.

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

Motion to change the order of the agenda to consider items numbered 7, 8, 12 and 13 at this time was approved by unanimous vote.

MUNICIPAL ORDER NO. 2005 - 282

MUNICIPAL ORDER APPROVING THE PROMOTION OF ADAM WESLEY BUTLER TO THE POSITION OF ATHLETICS SUPERVISOR IN THE PARKS AND RECREATION DEPARTMENT

Summary of Municipal Order No. 2005 - 282 was read by City Clerk Katie Schaller. Human Resources Director Michele Tolbert reviewed the position and qualifications for promotion. Motion was made by Nash 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

Municipal Order No. 2005 - 282 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2005 - 283

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENT OF THOMAS ANTHONY DOUGLAS TO THE POSITION OF CODE ENFORCEMENT INSPECTOR IN THE HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT

Summary of Municipal Order No. 2005 - 283 was read by the City Clerk. Ms. Tolbert reviewed the position and the recommended applicant's qualifications. Motion was made by Simpson and seconded by Strow 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

Municipal Order No. 2005 - 283 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2005 - 287

MUNICIPAL ORDER APPROVING THE PROMOTION OF ERIN LANE CAFFEE TO THE POSITION OF PURCHASING/PAYABLES SPECIALIST IN THE FINANCE DEPARTMENT

Summary of Municipal Order No. 2005 - 287 was read by the City Clerk. Ms. Tolbert reviewed the position and the recommended promotion. 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

Municipal Order No. 2005 - 287 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2005 - 288

MUNICIPAL ORDER APPROVING THE PROBATIONARY APPOINTMENTS OF JOSHUA DONALD BAUGHMAN, JASON ALAN CHRISMAN, JASON CHARLES CLARDY, PATRICK THOMAS DONOGHUE, JARED WAYNE MERRISS, MICHAEL DREW MYRICK AND BENJAMIN FRED STICKLE TO THE POSITION OF POLICE OFFICER IN THE POLICE DEPARTMENT

Summary of Municipal Order No. 2005 - 288 was read by the City Clerk. Ms. Tolbert reviewed the Police testing process and subsequent recommendations for appointment. Motion was made by Simpson 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

Municipal Order No. 2005 - 288 was approved by unanimous vote.

There was discussion regarding whether or not a change in the order of the agenda should be considered at each meeting to consider personnel items before all others. City Clerk Katie Schaller stated that she had previously discussed this issue with Comm. Nash. She further stated that she and City Attorney Gene Harmon will draft and present at a later date an ordinance recommending changes to the way items are placed on the agenda for consideration.

RESUME REGULAR ORDER OF AGENDA

MUNICIPAL ORDER NO. 2005 - 279

MUNICIPAL ORDER CHANGING THE SCHEDULE OF PAYMENT STANDARDS FOR THE HOUSING CHOICE VOUCHER PROGRAM

Summary of Municipal Order No. 2005 - 279 was read by the City Clerk. Housing Manager Vallory Schocke reviewed the requirement to revise payment standards based on the Department of Housing and Urban Development's published schedule. Motion was made by Strow 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

Municipal Order No. 2005 - 279 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2005 - 280

MUNICIPAL ORDER ACCEPTING AND AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT ON BEHALF OF THE CITY OF BOWLING GREEN WITH THE COMMONWEALTH OF KENTUCKY JUSTICE CABINET FOR FEDERAL VICTIMS OF CRIME ACT (VOCA) FUNDS FOR THE PARTIAL FUNDING OF A VICTIM ADVOCATE POSITION FOR THE POLICE DEPARTMENT INVESTIGATIONS UNIT IN THE AMOUNT OF \$29,474

Summary of Municipal Order No. 2005 - 280 was read by the City Clerk. Assistant Police Chief Joseph Manning indicated this was the thirteenth year to receive this grant award. Comm. Nash commented about the importance of this position. Motion was made by Nash and seconded by Strow 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

Municipal Order No. 2005 - 280 was approved by unanimous vote.

ORDINANCE NO. BG2005 - 47

(First Reading)

ORDINANCE APPROVING LOCAL HISTORIC DESIGNATION OF A LANDMARK SITE

ORDINANCE APPROVING A LOCAL HISTORIC DESIGNATION OF A LANDMARK SITE FOR PROPERTY LOCATED AT 1303 COLLEGE STREET

Title and summary of Ordinance No. BG2005 - 47 was read by the City Clerk. Historic Preservation Planner Robin Ziegler reviewed the recommendation for historic designation which was requested by the property owners. Mayor Walker commented about the benefits in preserving the College Hill Historic Neighborhood. Motion was made by Strow and seconded by Simpson 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

First reading of Ordinance No. BG2005 - 47 was approved by unanimous vote.

ORDINANCE NO. BG2005 - 48

(First Reading)

ORDINANCE CLOSING A PUBLIC RIGHT-OF-WAY

ORDINANCE APPROVING THE CLOSING OF AN UNNAMED RIGHT-OF-WAY LOCATED OFF OF PARKER AVENUE

Title and summary of Ordinance No. BG2005 - 48 was read by the City Clerk. Planning Commission Director Andy Gillies reviewed the closing and responded to questions regarding ownership of a nearby drainage area. Motion was made by Strow and seconded by Alcott 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

First reading of Ordinance No. BG2005 - 48 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2005 - 281

MUNICIPAL ORDER APPROVING AN AMENDED AGREEMENT WITH ST. JOSEPH CATHOLIC SCHOOL RELATED TO THE ST. JOSEPH REDEVELOPMENT AREA PLAN, DECLARING SPECIFIED CITY PROPERTY LOCATED ON BARRY STREET SURPLUS PROPERTY AND AUTHORIZING CONVEYANCE OF THIS PROPERTY TO ST. JOSEPH CATHOLIC SCHOOL FOR THE CONSTRUCTION OF A BALL FIELD AND OTHER OPEN SPACE USES

Summary of Municipal Order No. 2005 - 281 was read by the City Clerk. Mayor Walker indicated that this issue was previously discussed at the October 18, 2005 meeting. Motion was made by Nash 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

Municipal Order No. 2005 - 281 was approved by unanimous vote.

Note: Municipal Order Nos. 2005 - 282 and 2005 - 283 were previously considered.

MUNICIPAL ORDER NO. 2005 - 284

MUNICIPAL ORDER APPROVING CONSTRUCTION AND ACCEPTING MAINTENANCE OF FESTIVAL DRIVE LOCATED IN WAL-MART AT VETERANS MEMORIAL LANE

Summary of Municipal Order No. 2005 - 284 was read by the City Clerk. Assistant City Engineer Melissa Cansler reviewed the project development and agreement to dedicate a 280-foot right-of-way. 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

Municipal Order No. 2005 - 284 was approved by unanimous vote.

MUNICIPAL ORDER NO. 2005 - 285

MUNICIPAL ORDER APPROVING THE APPOINTMENT OF COMMISSIONER MARK D. ALCOTT TO THE HISTORIC L&N DEPOT TASK FORCE

Summary of Municipal Order No. 2005 - 285 was read by the City Clerk. Mayor Walker recommended the appointment. 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: Simpson, Strow, Nash and Walker
 Voting Nay: None
 Voting Abstain: Alcott

Municipal Order No. 2005 - 285 was approved by majority vote.

MUNICIPAL ORDER NO. 2005 - 286

**MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE
A REQUEST FOR LITTER ABATEMENT FUNDING TO THE
KENTUCKY ENVIRONMENTAL AND PUBLIC PROTECTION
CABINET**

Summary of Municipal Order No. 2005 - 286 was read by the City Clerk. Assistant City Engineer Melissa Cansler stated that the City was eligible to receive funds for litter abatement activities. Motion was made by Simpson 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: Simpson, Strow, Alcott, Nash and Walker
 Voting Nay: None

Municipal Order No. 2005 - 286 was approved by unanimous vote.

Note: Municipal Order Nos. 2005 - 287 and 2005 - 288 were previously considered.

CLOSED SESSION

Following a brief recess to clear the Chamber, the Board of Commissioners convened in closed session pursuant to KRS 61.810 (f) as previously approved.

ADJOURNMENT

Once all discussion concluded in closed session and there being no further business to come before the Board of Commissioners, at approximately 8:05 p.m., Mayor Walker declared this meeting adjourned.

WORK SESSION

Prior to the regular meeting and with no action taken, the Board of Commissioners convened at 4:00 p.m. in the Commission Chamber of City Hall for a regular work session to discuss the following subject: proposed City of Bowling Green Health Insurance Plan design changes.

ADOPTED: _____

APPROVED: _____
Mayor, Chairman of Board of Commissioners

ATTEST: _____
City Clerk

Minutes prepared by City Clerk Katie Schaller