

RECORD OF RESOLUTIONS

1st Reading: 6-7-10

2nd Reading: 6-21-10

3rd Reading: 7-6-10

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 3432

Passed July 6 2010

**RESOLUTION 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**

WHEREAS, Bowling Green City Council on March 15, 1999, in Resolution No. 3059 approved the creation of the Bowling Green Central Business Special Improvement District Inc. and in the same Resolution authorized the properties of the Municipal Corporation abutting the streets described in the Articles of Incorporation be included in the District, and subsequently renewed the approval on July 5, 2005 in Resolution No. 3276; and,

WHEREAS, the Bowling Green City Council on June 19, 2000, in Resolution No. 3115 approved the five year Plan of Services to be provided, approved the properties of the Municipal Corporation to be included in said plan and approved the City of Bowling Green's Cooperative Cost Share; and,

WHEREAS, the Clerk of Council has received petitions from property owners located in the district who have initiated these petitions for renewal and requesting approval of the Plan of Services for the Bowling Green Central Business Special Improvement District; and,

WHEREAS, the Clerk of Council hereby finds the property owners per the signed petitions and the City per this Resolution represent approximately sixty-eight percent (69%) of the front footage of the property located in the Special Improvement District; and

WHEREAS, it is the determination of the City Council that the Special Improvement District is a valuable tool for economic development and a means of continuing to improve downtown Bowling Green,

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Bowling Green, County of Wood, State of Ohio:

SECTION 1: That the Petition for Renewal and Approval for the Plan of Services, including the cost of services to be provided by Bowling Green Central Business Special Improvement District, Inc. now on file with the Clerk of Bowling Green City Council and all of which are incorporated herein as Attachment A are hereby approved.

SECTION 2: The Mayor is hereby authorized to designate in writing that the properties of the Municipal Corporation abutting upon the streets described in petitions are included in the Plan of Services.

SECTION 3: The City's Cooperative Cost Share as provided for in the Plan of Services, in lieu of the front footage Special Assessment Cost, is hereby approved at \$32,230 annually for five years.

SECTION 4: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5: This resolution shall take effect at the earliest time permitted by law.

Passed: July 6, 2010  
Date  
President of Council  
**JOHN ZANFARDINO**

Attest: Kay D. Scherreik  
Clerk of Council  
**KAY D. SCHERREIK**

Approved: July 7, 2010  
Date  
Mayor  
**JOHN B. QUINN**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**

This is to certify that the foregoing is a true copy of Res. No. 3432 passed by the Council of the City of Bowling Green, Ohio.

July 6, 2010.  
Kay D. Scherreik  
Clerk of City Council

Resolution No. 3433

Passed July 6, 2010

**RESOLUTION 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**

WHEREAS, the Council of the City of Bowling Green approved the renewal and the five-year Plan of Services submitted by petition and to be provided by the Bowling Green Central Business Special Improvement District, Inc., pursuant to Resolution No. 3432 adopted June 7, 2010; and,

WHEREAS, the Plan of Services calls for the provision of these services to the Bowling Green Central Business Special Improvement District to be funded in part by special assessment; and,

WHEREAS, Sections 1710.02 and 1710.06 of the Ohio Revised Code authorize the participating political subdivision to levy a special assessment to pay for the costs of the services set forth in said Plan in that the services included in the Plan are deemed to be a special benefit to the property owners within the District;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Bowling Green, County of Wood, State of Ohio:

SECTION 1: It is declared necessary to implement the Plan of Services of the Bowling Green Central Business Special Improvement District, Inc., (hereafter "SID") in the City of Bowling Green on Main Street, Wooster Street, Court Street, and Clough Street between certain termini as approved by the Council of the City of Bowling Green in Resolution No. 3432.

SECTION 2: The Plan and estimate of cost of the services prepared by the SID providing for a total estimated cost of approximately \$131,768 per year for each of the five years of the Plan, as now on file in the office of the Clerk of Council as Attachment A to Resolution No. 3432, are approved, and the Plan shall be performed as shown therein. The lots and lands benefiting from and to be assessed for the services set forth in the Plan are shown on Exhibit A attached hereto and incorporated herein by reference.

SECTION 3: The Council of the City of Bowling Green finds and determines that 1) the Plan of Services is conducive to the public health, convenience and welfare of the City and the inhabitants thereof, and 2) the lots and lands to be assessed as described in Exhibit A hereof are specially benefited by the services set forth in the Plan in amounts equal to or greater than the assessed amounts.

SECTION 4: A portion of the costs of the services set forth in the Plan shall be assessed in proportion to the front footage of the lots and land benefiting under the Plan, said lots and lands being more specially described in Exhibit A. The Council of the City of Bowling Green hereby determines said assessment for such services to be \$11.00 per front foot of all such lots and lands as described in Exhibit A. It further provides, however, that corner parcels, that is, for properties at Main Street and Wooster Street, Main Street and Court Street, and Main Street and Clough

Street (east of Main Street) assessments will be applied only to the average of the combined sides of said parcel. The portion of the costs of the improvements to be paid by the City shall be as provided in the Plan and as approved by Resolution No. 3432.

SECTION 5: That the Bowling Green Central Business Special Improvement District, Inc. is authorized and directed to prepare and file with Council in the office of the Clerk of Council an assessment report in accordance with the method of assessment provided for in this resolution. Such assessment report shall show the lots and lands assessed and the amount of assessment as to each. When the assessments have been so filed, the Clerk of Council shall cause notice of the adoption of this resolution and the filing of the estimated assessments to be served in the manner provided by law on the owners of all lots and lands to be assessed.

SECTION 6: That the assessment to be levied shall be paid in semi-annual installments and that the term of the assessments shall be for five (5) years from January 1, 2011, through December 31, 2015; provided, however, that the term of the assessment may be adjusted by the Board of Trustees of the SID as set forth in the Plan of Services approved in Resolution No. 3432; and further provided that the owner of any property assessed may, at his/her option, pay such assessment in cash within thirty (30) days after passage of the assessing ordinance.

SECTION 7: The Clerk of Council is directed to certify a copy of this resolution to the Finance Director.

SECTION 8: The City does not intend to issue securities in anticipation of the levy or collection of the special assessments.

SECTION 9: The assessments to be levied and collected pursuant to this resolution may be levied and collected in whole or in part prior to the performance of the Plan.

SECTION 10: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 11: That the Clerk of Council is hereby directed to post a copy of this Resolution as provided by law.

SECTION 12: That this Resolution shall take effect at the earliest time permitted by law.

Passed: July 6, 2010  
Date

President of Council  
**JOHN ZANFARDINO**

Attest: [Signature]  
Clerk of Council

**KAY D. SCHERREIK**

Approved: July 7, 2010  
Date

Mayor  
**JOHN B. QUINN**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**  
This is to certify that the foregoing is a true copy of Res. No. 3433 passed by the Council of the City of Bowling Green, Ohio. July 6, 2010  
[Signature]  
Clerk of City Council

RECORD OF RESOLUTIONS

1st Reading: 6-7-10  
2nd Reading: 6-21-10  
3rd Reading: 7-6-10

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 3434

Passed July 6, 2010

**RESOLUTION ADOPTING THE ESTIMATE OF REVENUES FOR THE YEAR 2011**

WHEREAS, an estimate of revenues has been submitted for the City of Bowling Green, Ohio for the fiscal year beginning January 1, 2011.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, OHIO:

SECTION 1: The estimate of revenues for the City of Bowling Green, Ohio, attached and made a part hereof, prepared by the Mayor and submitted to this Council is hereby adopted as the official estimate of revenues of the City of Bowling Green, Ohio, for the fiscal year beginning January 1, 2011.

SECTION 2: That the Clerk of Council is hereby authorized and directed to certify two (2) copies of said estimate and a copy of this resolution and to submit the same to the Auditor of Wood County, Ohio, on or before July 15, 2010.

SECTION 3: This resolution shall take effect at the earliest time permitted by law.


Passed: July 6, 2010  
Date

  
President of Council  
**JOHN ZANFARDINO**

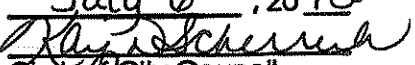
Attest:   
Clerk of Council

**KAY D. SCHERREIK**

Approved: July 7, 2010  
Date

  
Mayor  
**JOHN B. QUINN**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**  
This is to certify that the foregoing is a true copy of Res. No. 3434 passed by the Council of the City of Bowling Green, Ohio. July 6, 2010  
  
Clerk of City Council

RECORD OF RESOLUTIONS

1st Reading: 7-6-10

2nd Reading: 7-6-10

3rd Reading: 7-6-10

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 3438

Passed July 6, 2010

RESOLUTION TRANSFERRING PREVIOUSLY APPROPRIATED FUNDS

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, STATE OF OHIO:

SECTION 1. That the following transfers be made in the Finance Director's account:

| Fund | Dept. | Account | Description  | From        | To          |
|------|-------|---------|--|-------------|-------------|
| 1010 | 530   | 73630   | General, Tree Commission, Printing and Binding                       | \$ 1,200.00 |             |
| 1010 | 530   | 72320   | General, Tree Commission, Uniforms, Tools & Equipment Reimbursements |             | \$ 1,200.00 |

SECTION 2: This resolution shall take effect at the earliest time permitted by law.

Passed: July 6, 2010  
Date

President of Council

**JOHN ZANFARDINO**

Attest: Kay D. Scherreik  
Clerk of Council

**KAY D. SCHERREIK**

Approved: July 7, 2010  
Date

Mayor

**JOHN B. QUINN**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

CERTIFICATION

This is to certify that the foregoing is a true copy of Res. No. 3438 passed by the Council of the City of Bowling Green, Ohio.

July 6, 2010  
Kay D. Scherreik  
Clerk of City Council

1st Reading: 6-7-10  
RECORD OF ORDINANCES 2nd Reading: 6-21-10  
3rd Reading: 7-6-10

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 8020 Passed July 6, 2010

**ORDINANCE 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 TO LANDSCAPE THE SITE AND MAKE THE SITE SUITABLE FOR FUTURE MUNICIPAL AND PUBLIC PURPOSES**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, OHIO, COUNTY OF WOOD, STATE OF OHIO:

SECTION 1: That the Municipal Administrator is hereby authorized to advertise for bids and enter into a contract or contracts to abate asbestos located at the property generally known as 215 West Wooster Street (the former Junior High building), and demolish the buildings and improvements at the site, and remove all debris and materials from the site, and landscape the site and make it suitable for future municipal and public purposes.

SECTION 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: July 6, 2010 \_\_\_\_\_  
Date President of Council  
**JOHN ZANFARDINO**

Attest: Kay D. Scherreik \_\_\_\_\_  
Clerk of Council  
**KAY D. SCHERREIK**

Approved: July 7, 2010 \_\_\_\_\_  
Date Mayor  
**JOHN B. QUINN**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**  
This is to certify that the foregoing is a true copy of Ord No. 8020 passed by the Council of the City of Bowling Green, Ohio. July 6, 2010  
Kay D. Scherreik  
Clerk of City Council

Ordinance No. 8021

Passed July 6, 2010

**ORDINANCE 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**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, OHIO, COUNTY OF WOOD, STATE OF OHIO:

SECTION 1: That the Utilities Director is hereby authorized to execute a 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, in substantial accordance with the exhibit attached hereto and made a part hereof.

SECTION 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: July 6, 2010 \_\_\_\_\_  
Date President of Council

Attest: Kay D. Scherreik \_\_\_\_\_  
Clerk of Council **JOHN ZANFARDINO**

Approved: July 7, 2010 \_\_\_\_\_  
Date Mayor  
**JOHN B. QUINN**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**  
This is to certify that the foregoing is a true copy of Ord No. 8021 passed by the Council of the City of Bowling Green, Ohio. July 6, 2010.  
Kay D. Scherreik  
Clerk of City Council

1st Reading: 6-7-10  
RECORD OF ORDINANCES 2nd Reading: 6-21-10  
3rd Reading: 7-6-10

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 8022 Passed July 6, 2010

**ORDINANCE 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**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, OHIO, COUNTY OF WOOD, STATE OF OHIO:

SECTION 1: That the Utilities Director is hereby authorized 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 in substantial accordance with the exhibits attached hereto and made a part hereof.

SECTION 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: July 6, 2010 Date  
President of Council  
**JOHN ZANFARDINO**

Attest: Kay D. Scherreik  
Clerk of Council  
**KAY D. SCHERREIK**

Approved: July 7, 2010 Date  
Mayor  
**JOHN B. QUINN**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**  
This is to certify that the foregoing is a true copy of Ord. No. 8022 passed by the Council of the City of Bowling Green, Ohio. July 6, 2010  
Kay D. Scherreik  
Clerk of City Council

1st Reading: 7-6-10  
 2nd Reading: 7-6-10  
 3rd Reading: 7-6-10

Ordinance No. 8033 Passed July 6, 2010

**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**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN,  
 STATE OF OHIO:

SECTION 1. That the following sums be appropriated as follows:

| Fund | Dept. | Account  | Description   | Amount       |
|------|-------|----------|---|--------------|
| 2024 | 545   | 73970    | Community Development, CDBG Block Grant, Rental Rehabilitation  | \$ 13,000.00 |
| 2024 | 545   | 90100    | Community Development, CDBG Block Grant, Support - Outside Programs   | \$ 12,000.00 |
| 2019 | 560   | 73955.00 | Neighborhood Stabilization Program Grant, Neighborhood Stabilization, Acquisition/Rehab, Down Payment/Rehab Combo | \$ 43,610.00 |

SECTION 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: July 6, 2010 \_\_\_\_\_  
Date President of Council  
**JOHN ZANFARDINO**

Attest: *Kay D. Scherreik* \_\_\_\_\_  
Clerk of Council  
**KAY D. SCHERREIK**

Approved: July 7, 2010 \_\_\_\_\_  
Date Mayor  
**JOHN B. QUINN**

MICHAEL J. MARSH  
 CITY ATTORNEY  
 kds

**CERTIFICATION**  
 This is to certify that the  
 foregoing is a true copy of  
Ord. No. 8033 passed  
 by the Council of the City  
 of Bowling Green, Ohio.  
July 6, 2010  
*Kay D. Scherreik*  
 Clerk of City Council

Ordinance No. 8034 Passed July 6, 2010

**ORDINANCE AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO SIGN A CONTRACT WITH THE BOWLING GREEN POLICE COMMAND OFFICERS ASSOCIATION, AND DECLARING AN EMERGENCY**

WHEREAS, representatives of the City of Bowling Green and representatives of the Bowling Green Police Command Officers Association (BGPCOA), have negotiated wages for the third year of the contract; and

WHEREAS, the Bowling Green Police Command Officers Association has ratified said contract adjustment for the third year of the contract.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, COUNTY OF WOOD, STATE OF OHIO:

SECTION 1: That the Municipal Administrator is hereby authorized to sign and enter into a contract with the Bowling Green Police Command Officers Association, for wages for the third year of the current three-year contract. Said contract is on file in the Personnel Department of the City of Bowling Green, Ohio.

SECTION 2: This ordinance shall take effect as an emergency measure. The reason for the emergency is that the prompt implementation of said contract is necessary in order to maintain continuity with the Bowling Green Police Command Officers Association, and in that manner protect the public health, safety, and welfare of our citizens.

Passed: July 6, 2010 Date  
President of Council  
**JOHN ZANFARDINO**

Attest: Kay D. Scherreik  
Clerk of Council  
**KAY D. SCHERREIK**

Approved: July 7, 2010 Date  
Mayor  
**JOHN B. QUINN**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**  
This is to certify that the foregoing is a true copy of Ord No. 8034 passed by the Council of the City of Bowling Green, Ohio. July 6, 2010  
Kay D. Scherreik  
Clerk of City Council

1st Reading: 7-6-10  
2nd Reading: 7-6-10  
3rd Reading: 7-6-10  
**RECORD OF ORDINANCES**  
**EMERGENCY CLAUSE ADOPTED**  
7/6/10

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 8035 Passed July 6, 2010

**ORDINANCE AUTHORIZING THE MUNICIPAL ADMINISTRATOR TO REQUEST PROPOSALS AND ENTER INTO A CONTRACT FOR THE PURCHASE OF TRANSPORTATION SERVICE FOR THE BOWLING GREEN TRANSIT PROGRAM, AND DECLARING AN EMERGENCY**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BOWLING GREEN, COUNTY OF WOOD, AND STATE OF OHIO:

SECTION 1: That the Municipal Administrator is authorized to advertise Requests for Proposals for a service provider for the Bowling Green Transit Program in accordance with the specifications contained in the Request for Proposals as required by the State of Ohio Department of Transportation.

SECTION 2: That upon selection of a proposal from a responsible service provider, the Municipal Administrator is hereby authorized to enter into a contract with said provider in the name of the City of Bowling Green, Ohio, to be bound by terms of the contract for transportation service.

SECTION 3: That by entering into a contract with the service provider, the Municipal Administrator is hereby authorized to pay the service provider under such contract with funds from the Ohio Department of Transportation Rural Transit Program Grant, the U.S. Department of Housing and Urban Development Community Development Block Grant, the City of Bowling Green and from any program revenues incurred for transportation service for the Bowling Green Transit Program.

SECTION 4: This ordinance shall take effect as an emergency measure in order to meet the requirements of having a transit program provider by January 1, 2011 in accordance with Ohio Department of Transportation requirements, thereby protecting the public health, safety, and well-being of our citizens.

Passed: July 6, 2010 \_\_\_\_\_  
Date President of Council

**JOHN ZANFARDINO**

Attest: Kay D. Scherreik  
Clerk of Council

**KAY D. SCHERREIK**

Approved: July 7, 2010 \_\_\_\_\_  
Date Mayor

**JOHN B. QUINN**

MICHAEL J. MARSH  
CITY ATTORNEY  
kds

**CERTIFICATION**  
This is to certify that the foregoing is a true copy of Ord. No. 8035 passed by the Council of the City of Bowling Green, Ohio. July 6, 2010  
Kay D. Scherreik  
Clerk of City Council